



CHAPTER clxxxvii.

An Act to empower the London County Council to purchase lands to extend the time for completion of certain works to empower the Metropolitan Borough Councils of Camberwell and Kensington to execute works and purchase lands to make provision with respect to premises used for receiving horses for slaughter and carcasses of dead horses and the removal and disposal of dead horses to make provision with respect to the drainage of Upper Norwood to confer powers upon Metropolitan Borough Councils with respect to street markets and the provision and maintenance of public clocks and for other purposes. A.D. 1903.

[11th August 1903.]

WHEREAS it is expedient to confer on the London County Council (herein-after called "the Council") the powers herein-after described and also such powers as are herein-after set forth with regard to the raising of money for the purposes of this Act:

And whereas the Council require sites or enlargements of sites for the purposes of the Metropolitan Fire Brigade Act 1865 and it is expedient that they be empowered to purchase the lands herein-after described for those purposes: 28 & 29 Vict.
c. 90.

And whereas it is expedient that the council of the metropolitan borough of Camberwell be empowered to erect the bridge herein-after described over the Grand Surrey Canal and to purchase the lands in the parish of Camberwell required for that purpose:

And whereas it is expedient that the council of the royal borough of Kensington be empowered to execute the street widening herein-after referred to:

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And whereas the period limited for the execution by the Council of certain works as herein-after specified is about to expire and it is expedient that the said period should be extended :

And whereas it is expedient that the councils of metropolitan boroughs should be empowered to provide accommodation for the retail sale of commodities where such commodities are sold in public streets or roads :

And whereas it is expedient that the provisions herein-after contained with respect to premises used for receiving horses for slaughter or the carcases of dead horses and with respect to the control and regulation of the removal of dead horses in the county of London should be made :

And whereas the Council are under and by virtue of various Acts of Parliament entrusted with the control and management of the main drainage system of the county of London :

And whereas a portion of the area under the control of the mayor aldermen and burgesses of the county borough of Croydon adjoins a portion of the said county and the drainage from the greater part of that portion of the said area has for many years past been discharged into the sewers of and has been treated and disposed of by the Council and their predecessors :

And whereas differences have arisen between the Council and the mayor aldermen and burgesses of the said county borough of Croydon as to their respective rights in relation to the said matters but such differences have been settled in manner herein-after appearing and it is expedient that effect should be given to such settlement as herein-after provided :

And whereas it is expedient that the powers herein-after contained with respect to the provision and maintenance of public clocks and to the expenditure of moneys in connection therewith should be conferred upon the councils of metropolitan boroughs :

And whereas it is expedient that the council of the metropolitan borough of Woolwich should be empowered and required to contribute towards the cost of the purchase by the Council of certain lands in the parish of Eltham in the county of London for the purposes of a public park or recreation ground :

And whereas it is expedient that sundry further powers should be conferred on the Council and further provisions made as in this Act provided :

And whereas the Council have caused to be deposited with the clerk of the peace for the county of London plans and sections describing the line and levels of the works by this Act authorised

and the lands which may be taken for the purposes thereof and also plans of the lands which may be taken for other purposes under the powers of this Act and also 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 those lands and such plans sections and book of reference are respectively referred to in this Act as the deposited plans sections and book of reference :

A.D. 1903.

And whereas estimates have been prepared by the Council as to the amount which they will require to expend on capital account for the purposes of Parts II. and XI. of this Act and such estimates amount to the sum of fifteen thousand pounds :

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

And whereas estimates have been prepared by the council of the metropolitan borough of Camberwell as to the amount which that council will require to expend on capital account for the purposes of Part IV. of this Act and such estimates amount to the sum of five thousand eight hundred pounds :

And whereas estimates have been prepared by the council of the royal borough of Kensington as to the amount which that council will require to expend on capital account for the purposes of Part V. of this Act and such estimates (without taking into account the amount of any contribution to such expenditure by the Council) amount to twenty-seven thousand five hundred pounds :

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) :—

PART I.

INTRODUCTORY.

1. This Act may be cited as the London County Council Short title. (General Powers) Act 1903.

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

Part I.—Introductory.

Part II.—Purchase of Lands by Council.

Part III.—General Powers as to Lands.

Part IV.—Powers to Council of the Metropolitan
 Borough of Camberwell.

Division of
 Act into
 parts.

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- Part V.—Powers to Council of the Royal Borough of Kensington.
- Part VI.—Extension of Time.
- Part VII.—Accommodation for Retail Street Vendors.
- Part VIII.—Depôts for receiving Horses for Slaughter or Dead Horses and Removal of Dead Horses.
- Part IX.—Drainage of Upper Norwood.
- Part X.—Provision and Maintenance of Public Clocks by Metropolitan Borough Councils.
- Part XI.—Financial and Miscellaneous.

Interpretation.

3. In this Act the following words and expressions have the several meanings hereby assigned to them unless there be something in the subject or context repugnant to such construction (that is to say) :—

“The Council” means the London County Council ;

“The county” means the administrative county of London :

And the several words and expressions to which by the Acts wholly or partly incorporated herewith meanings are assigned have in this Act the same respective meanings unless there be in the subject or context something repugnant to or inconsistent with such construction.

Incorporation of general Acts.

4. The Lands Clauses Acts are (except where expressly varied by this Act) incorporated with and form part of Parts II. III. IV. and V. of this Act.

Such of the provisions of the Railways Clauses Consolidation Act 1845 with respect to the construction of the railway and the works connected therewith and with respect to the temporary use of lands as are not inapplicable and section 4 of the Railways Clauses Act 1863 are (except where expressly varied by this Act) incorporated with and form part of Part IV. of this Act.

Provided that for the purposes of Parts II. and III. of this Act sections 127 and 133 of the Lands Clauses Consolidation Act shall not apply to the lands therein referred to and the expressions “the promoters of the undertaking” and “the company” in the Lands Clauses Acts shall be construed to mean the Council and that for the purposes of Part V. of this Act the same expressions shall be construed to mean the council of the royal borough of Kensington and that for the purposes of Part IV. of this Act the same expressions and the expression “the railway” in the Railways Clauses Consolidation Act 1845 and the Railways Clauses Act 1863

or either of them shall be construed to mean respectively the council of the metropolitan borough of Camberwell and the bridge the construction of which is by this Act authorised. A.D. 1903.

PART II.

PURCHASE OF LANDS BY COUNCIL.

5. Subject to the provisions of this Act the Council may purchase and take for the purposes of the Metropolitan Fire Brigade Acts the lands in the county herein-after described and which are delineated on the deposited plans and described in the deposited book of reference viz. :—

Power to take lands for fire brigade purposes.

- (a) Land in the parish and metropolitan borough of Lambeth bounded on the north-east side by Gresham Road on the north-west and south-west sides by vacant land and on the south side by Station Road :
- (b) Land in the parish of Plumstead and metropolitan borough of Woolwich bounded on the north side by High Street on the west side by Lakedale Road and on the east and south sides by other lands and premises in High Street and Lakedale Road respectively the said site comprising the premises known as Nos. 1 3 5 7 9 and 11 Lakedale Road aforesaid :
- (c) Land in the parish of Saint Mary Islington and metropolitan borough of Islington bounded on the south side by Copenhagen Street on the west side by Bemerton Street on the north side by lands and premises in Bemerton Street aforesaid and on the east side by other lands and premises in Copenhagen Street aforesaid the said site comprising the premises known as Nos. 158 160 162 and 164 Copenhagen Street.

PART III.

GENERAL POWERS AS TO LANDS.

6. Persons empowered by the Lands Clauses Acts to sell and convey or release lands may (if they think fit) subject to the provisions of the Lands Clauses Acts and of this Act grant to the Council any easement right or privilege (not being an easement right or privilege of water in which persons other than the grantors have an interest) required for the purposes of this Act in over or affecting any such lands and for the purposes of this Act the provisions of the said Acts with respect to lands and rentcharges so far as the same are applicable in this behalf shall extend and apply

Power to certain persons to grant easements &c. by agreement.

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Correction
of errors
in deposited
plans &c.

7. If any omission misstatement or erroneous description shall have been made of any lands or of the owners lessees or occupiers of any lands on the deposited plans or in the deposited book of reference the Council may after ten days' notice to the owners lessees and occupiers of the lands affected by the proposed correction apply to a metropolitan police magistrate for the correction thereof and if it shall appear to such magistrate that such omission misstatement or erroneous description arose from mistake he shall certify the same accordingly and he shall in such certificate state the particulars of any such omission and in what respect any such matter shall have been misstated or erroneously described and such certificate shall be deposited with the clerk of the peace for the county of London and shall be kept by such clerk of the peace along with the other documents to which it relates and thereupon such plans or book of reference shall be deemed to be corrected according to such certificate and the Council may take the lands in accordance with such certificate.

Power to
Council to
enter upon
property for
survey and
valuation.

8. The Council and their surveyors officers and workmen and any person duly authorised in writing under the hand of the clerk of the Council may from time to time at all reasonable times in the day upon giving in writing for the first time twenty-four hours' and afterwards from time to time twelve hours' previous notice enter upon and into the lands and buildings by this Act authorised to be taken and used as aforesaid or any of them for the purpose of surveying and valuing the said lands and buildings without being deemed trespassers and without being subject or liable to any fine penalty or punishment on account of entering or continuing upon any part of the said lands and buildings.

Costs of
arbitration
&c. in cer-
tain cases.

9. The court or person to whom any question of disputed purchase money or compensation under this Act is referred shall if so required by the Council award and declare whether a statement in writing of the amount of compensation claimed has been delivered to the Council by the claimant giving sufficient particulars and in sufficient time to enable the Council to make a proper offer and if they or he shall be of opinion that no such statement giving sufficient particulars shall have been delivered one half of the costs of the arbitration or as the case may be one half of the costs of the proceedings before the sheriff (including the costs of summoning empannelling and returning the jury and of taking the inquiry and

of recording the verdict and judgment therein) shall be defrayed by the person with whom the Council shall have such question and the remaining half shall be defrayed by the Council anything in the Lands Clauses Consolidation Act 1845 to the contrary notwithstanding Provided that it shall be lawful for any judge of the High Court to permit any claimant after seven days' notice to the Council to amend the statement in writing of the claim delivered by him to the Council in case of discovery of any error or mistake therein or for any other reasonable cause such error mistake or cause to be established to the satisfaction of the judge after hearing the Council if they object to the amendment and such amendment shall be subject to such terms enabling the Council to investigate the amended claim and to make an offer de novo and as to postponing the hearing of the claim and as to costs of the inquiry and otherwise as to such judge may seem just and proper under all the circumstances of the case Provided also that this section shall be applicable only in cases where the notice to treat under the Lands Clauses Consolidation Act 1845 either contained or was endorsed with a notice of the effect of this section.

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10. In settling any question of disputed purchase money or compensation under this Act the court or person settling the same shall not award any sum of money for or in respect of any improvement alteration or building made or for or in respect of any interest in the lands created after the twenty-ninth day of July one thousand nine hundred and two if in the opinion of such court or person the improvement alteration or building or the creation of the interest in respect of which the claim is made was not reasonably necessary and was made or created with a view to obtaining or increasing compensation under this Act.

Compensation in case of recently altered buildings.

11. The powers of the Council for the compulsory purchase or taking of lands for the purposes of this Act shall cease after the expiration of three years from the passing of this Act.

Limitation of time for purchase of lands.

12. The Council may when and as they shall think fit so to do demise and lease any lands acquired by them under this Act and not required for the purposes thereof or such parts thereof as the Council shall think it expedient to let on building leases either altogether or in parcels to any person or persons who shall erect and build or covenant and agree to erect and build thereon or on any part thereof houses erections or buildings of such size or class of building and upon such plan and elevation and of such height and with such storeys as the Council shall think proper for such term or number

Power to lease surplus lands.

A.D. 1903. — of years as they may think fit so as there be reserved in every such demise or lease such peppercorn or other yearly rent to be incident to the immediate reversion of the premises therein comprised as to the Council shall seem reasonable and so that in every such demise or lease there be contained a covenant for the payment of the rent thereby to be reserved and such other covenants on the part of the tenant or lessee to be therein named as the Council shall reasonably be advised or require and also a clause in the nature of a condition of re-entry on non-payment of the rent thereby to be reserved or on non-observance or non-performance of the covenants therein to be contained on the part of the tenant or lessee to be observed and performed and every such tenant or lessee shall give such good and sufficient security for the erecting finishing and completing of every such house erection and building which he shall covenant or agree to erect within the time in which he shall have contracted to finish the same as the Council shall order and direct and the Council may if they think fit accept and take any fine or premium for the granting of any lease and may enter into any agreement for the granting of any lease of such lands or such parts thereof and may in any such lease or agreement for a lease give to the lessee or intended lessee an option or right to purchase the fee simple in reversion in the premises leased or agreed to be leased together with all houses erections or buildings thereon at the time of the exercise of such option at such time and on such terms and conditions as they may think fit and on granting leases in pursuance of such agreements may alter the amount of the rents agreed to be reserved in such leases and may apportion the same and grant separate leases of any part of the hereditaments by any such agreement agreed to be leased as the Council think fit and may also alter or rescind any agreement as aforesaid and may accept any surrender of any lease in all respects as the Council shall think fit and any part of the said lands may be appropriated for and left as yards or courts to be attached to any houses agreed to be leased as the Council shall think fit.

As to sale of
ground rents.

13. Subject to the provisions of this Act the Council may sell and dispose of or cause to be sold and disposed of the ground rents to be reserved by the leases or demises or agreed to be reserved by any agreements for leases of any lands made under the authority of this Act and also the fee simple in reversion in such lands and in the houses erections or buildings thereon either altogether or in parcels by public auction or by private contract for such price or prices or sum or sums of money as the Council shall think

reasonable and subject to such stipulations and provisions for the enjoyment thereof and as to the nature of the buildings which are to be at all times erected and built thereon and also subject to such stipulations as to the title to be produced to the hereditaments to be sold as the Council shall think fit and as regards any stipulations or provisions which may be contained in any conveyance under this enactment the same may at all times thereafter be enforced by the Council by re-entry on such lands on breach of any such stipulation or provision or otherwise in such manner in all respects as the Council shall think fit.

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14. Subject to the provisions of this Act the Council may if they think it expedient so to do sell and dispose of in the manner herein-before directed all or any lands acquired under the powers of this Act and not required for the purposes of this Act without having previously granted or agreed to grant any lease thereof for such price or prices or sum or sums of money as the Council shall think reasonable and subject to such stipulations and provisions for the enjoyment thereof and as to the nature of the buildings which are to be at all times erected and built thereon and also subject to such stipulations as to the title to be produced to the hereditaments to be sold as the Council shall think fit.

Council may sell land in the first instance without having previously granted a lease thereof.

15. The Council may let either from year to year or for a less period or for a term at rackrent or exchange or otherwise dispose of any building or lands or any part thereof acquired by them under the powers of this Act and not required for the purposes of this Act and may execute and do any deed act or thing requisite or proper for effectuating any such lease exchange or other disposition.

Council may let or exchange lands.

16. Any lands acquired by the Council under the powers of this Act except such as are required to be permanently retained for the purposes of this Act shall subject to the provisions of any future Act of Parliament be sold or disposed of by the Council within a period of sixty years from the first day of September next after the passing of this Act.

Council to dispose of lands within a certain period.

17. The receipt of the Council or of any person duly authorised by the Council for any purchase money rent or money payable to the Council by virtue of this Act shall be a sufficient and effectual discharge for the money in such receipt expressed or acknowledged to be received and the person to whom the receipt shall be given shall not afterwards be answerable or accountable for the misapplication or non-application of the money in such receipt expressed or acknowledged to be received.

Receipts of Council to be effectual discharges.

A.D. 1903.

Restriction
on taking
houses of
labouring
class.

18.—(1) The Council 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 county which at any time within five years before the passing of this Act have been or shall hereafter be occupied either wholly or partly by persons belonging to the labouring class as tenants or lodgers.

(2) If the Council 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 such 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 artisans 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.

PART IV.

POWERS TO COUNCIL OF THE METROPOLITAN BOROUGH OF CAMBERWELL.

Powers to
Camberwell
Borough
Council to
construct a
bridge and
acquire
lands.

19. Subject to the provisions of this Act the council of the metropolitan borough of Camberwell (in this part of this Act referred to as “the Camberwell Council”) may in the parish and metropolitan borough of Camberwell make and maintain in the lines and according to the levels shown on the deposited plans and sections a bridge over the Grand Surrey Canal with all necessary and convenient stairs approaches works and conveniences connected therewith and may enter upon take and use such of the lands delineated upon the deposited plans and described in the deposited book of reference as may be required for that purpose.

As to taking
of parts of
certain pro-
perties.

20. Notwithstanding the provisions of section 92 of the Lands Clauses Consolidation Act 1845 the Camberwell Council

may take the part of the several houses buildings or manufactories shown on the deposited plans and described in the deposited book of reference under the numbers 6 7 and 9 in the parish and metropolitan borough of Camberwell or such part thereof as they may require without being required or compellable to purchase the whole or any greater part of any such house building or manufactory. A.D. 1903.

The provisions of this section shall be stated in every notice given thereunder by the Camberwell Council to sell and convey any premises.

21. In constructing the said bridge the Camberwell Council may subject to the provisions of this Act deviate to any extent from the lines thereof within the limits of deviation defined on the deposited plans and to any extent from the levels thereof as defined in the said sections. Power to deviate.

22. It shall be lawful for the Camberwell Council to borrow such sums of money as may be required by them for the purposes of this Act not exceeding in the whole the sum of five thousand eight hundred pounds and for the purpose of securing the repayment with interest of any such money the said council may mortgage and assign all the moneys or rates authorised to be raised by them under the Metropolis Management Act 1855 and all the provisions of sections 183 to 189 of the last-mentioned Act as amended by any subsequent Act shall apply to any borrowing by the said council under this section of this Act. All moneys borrowed by the said council under this section shall be repaid within a period not exceeding sixty years from the date or respective dates of borrowing. Borrowing powers to Camberwell Council.

23. The sections of this Act of which the numbers and marginal notes are set out in the next following table shall *mutatis mutandis* apply to the lands to be acquired by the Camberwell Council under the powers of this Act and to that council in respect of such lands as if that council had been referred to in the said sections instead of the Council :— Applying certain provisions of this Act to purchase of lands by Camberwell Council.

Number of Section.	Marginal Note.
6	Power to certain persons to grant easements &c. by agreement.
7	Correction of errors in deposited plans &c.
8	Power to Council to enter upon property for survey and valuation.
9	Costs of arbitration &c. in certain cases.
11	Limitation of time for purchase of lands.

A.D. 1903.
Period for
completion
of work.

24. If the bridge the construction of which is by this Act authorised be not completed within five years from the passing of this Act then on the expiration of that period the powers by this Act granted to the Camberwell Council for making and completing the same or otherwise in relation thereto shall cease.

For protec-
tion of South
Metropolitan
Gas Com-
pany:

25. For the protection of the South Metropolitan Gas Company (in this section called "the company") the following provisions shall unless otherwise agreed between the Camberwell Council and the company have effect:—

- (1) If under the powers of this part of this Act the Camberwell Council raise sink or otherwise alter the position of any main or pipe belonging to or used by the company the Camberwell Council shall make proper substituted works during any alteration and cause as little detriment and inconvenience to the company and the consumers of gas as circumstances admit and shall make reasonable compensation to the company and the consumers of gas for any damage caused by any such alteration. Before the Camberwell Council alter the position of any such main or pipe they shall give to the company not less than seven days' notice of their intention so to do specifying the time at which such alteration will be commenced and such work shall be done under the superintendence (at the expense of the Camberwell Council) of the company unless the company refuses or neglects to give such superintendence or discontinues the same during the execution of such work and the Camberwell Council shall execute such work to the reasonable satisfaction of the engineer of the company:
- (2) If within seven days after notice under the last preceding sub-section shall have been served upon the company the company shall so elect the company shall themselves execute all such alterations to their mains and pipes and the reasonable cost of executing such alterations shall be repaid by the Camberwell Council to the company. Provided always that such alterations shall be carried out in accordance with the directions and to the reasonable satisfaction of the engineer of the Camberwell Council:
- (3) If any difference shall arise between the Camberwell Council or their engineer and the company or their engineer touching the amount of any expenses under the provisions of this section to be paid by the Camberwell Council to the

company or as regards any work matter or thing to be done by the Camberwell Council under this section or the mode of doing or executing the same such difference shall be settled by an engineer to be agreed upon by the engineers of the Camberwell Council and of the company respectively or failing agreement by such engineer as shall on the application of the engineer either of the Camberwell Council or of the company be named by the President for the time being of the Institution of Civil Engineers.

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26. For the protection of the Surrey Commercial Dock Company (in this section referred to as "the dock company") the following provisions shall unless otherwise agreed in writing between the Camberwell Council and the dock company have effect (that is to say) :—

For protection of Surrey Commercial Dock Company.

- (1) In constructing the bridge by this Act authorised the Camberwell Council shall not place on land belonging to the dock company more than one pier or abutment on each side of the Grand Surrey Canal and no part of any such pier or abutment shall be so placed as to leave on either of the towing-paths belonging to the dock company a clear space measured on the square of less than five feet in the direction of the said canal or of less than fifteen feet in the opposite direction :
- (2) The said bridge shall be so constructed that there shall be a clear headway of not less than nine feet six inches over the said canal when the water in the canal stands at a level of three feet below Trinity high-water standard and of not less than nine feet over the towing-paths and property of the dock company :
- (3) The Camberwell Council shall construct and also thereafter maintain to the reasonable satisfaction of the engineer of the dock company good and substantial brick or stone retaining walls at and along the water-sides of the towing-paths on each side of the Surrey Canal Such retaining walls shall be of the same character and height as those existing by the side of that portion of the towing-path which passes under the South Eastern Railway Company's viaduct and shall extend along so much of each bank of the said canal as is co-terminous with the extreme eastern and western limits of the said bridge and the piers or abutments thereof and shall be continued for a distance of not less than

A.D. 1903.

five feet beyond those limits. Such retaining walls shall be so constructed as to be in line with the existing camp-sheeting of the said canal. The maintenance of the said canal being of paramount importance the company may immediately any defect is discovered notify the Camberwell Council and if within twenty-four hours of the receipt of the notice the Camberwell Council fail to effectively arrange with the engineer of the company for the necessary repairs the company shall be at liberty to do what may be necessary at the expense of the Camberwell Council :

- (4) The Camberwell Council shall so carry out the construction of the said bridge as not to interfere with the free and uninterrupted user of the said canal and the towing-paths and property of the dock company :
- (5) The Camberwell Council shall simultaneously with the construction of the said bridge or within six months after the completion thereof make in a position (within the limits of deviation shown on the deposited plans) to be agreed between the Camberwell Council and the dock company a roadway of not less than fifteen feet in width to connect Saint George's Road with the nearest point of the property of the dock company and the dock company and their successors in title shall at all times be entitled to the free use in common with the Camberwell Council of such roadway. The said roadway shall be constructed in all respects with the best quality materials and shall be properly connected with adjoining roads sewers and drains and with all proper lighting so as to be on a par with or superior to all connecting roads and generally in such manner as shall be reasonably required by the engineer of the company but the Camberwell Council shall be under no liability to maintain or repair the said roadway :
- (6) Notwithstanding anything in this Act the Camberwell Council shall not be entitled to require the company to sell and convey lands so as to prevent the widening by the company of their towpath to the extent of its width at its widest part :
- (7) The Camberwell Council shall indemnify the dock company against all suits actions damages and expenses consequent on the erection of the said bridge both during construction and thereafter.

27.—(1) The Camberwell Council shall not purchase acquire or appropriate under any of the powers or for any of the purposes of this part of this Act twenty or more houses or sites of houses in the metropolitan borough of Camberwell 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.

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 Restriction
 on taking
 houses of
 labouring
 class in
 Camberwell.

(2) If the Camberwell Council 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 such 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 artisans 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.

PART V.

POWERS TO COUNCIL OF THE ROYAL BOROUGH OF KENSINGTON.

28. Subject to the provisions of this Act the council of the royal borough of Kensington (in this part of this Act referred to as “the Kensington Council”) may in the line or situation and within the limits of deviation shown on the deposited plans and according to the levels shown on the deposited sections execute the following work in the parish of Saint Mary Abbots Kensington in the county (that is to say):—

Power to
 Kensington
 Borough
 Council to
 execute a
 street widen-
 ing.

A widening of High Street Notting Hill on the southern side thereof between points respectively $1\frac{1}{2}$ chains or thereabouts measured in a westerly direction from the Mall and 1 chain or thereabouts measured in an easterly direction from Silver Street.

A.D. 1903.

Applying certain provisions of this Act to purchase of lands by Kensington Council.

29. The sections of this Act of which the numbers and marginal notes are herein-after set forth shall mutatis mutandis extend and apply to any lands acquired by the Kensington Council under the powers of this Act and to that council in respect thereof as if that council had been referred to in the said sections instead of the Council:—

Number of Section.	Marginal Note.
6	Power to certain persons to grant easements &c. by agreement.
7	Correction of errors in deposited plans &c.
8	Power to council to enter upon property for survey and valuation.
9	Costs of arbitration &c. in certain cases.
10	Compensation in case of recently altered buildings.
11	Limitation of time for purchase of lands.

Deviation from line and levels.

30. In executing the said widening the Kensington Council may subject to the provisions of this Act deviate to any extent from the line thereof within the limits of deviation defined on the deposited plans and to any extent not exceeding three feet from the levels thereof defined on the deposited sections.

Period for completion of works.

31. If the widening by this Act authorised be not completed within the period of seven years from the passing of this Act then on the expiration of that period the powers of the Kensington Council under this Act for the execution of the same shall cease except so far as the same shall then have been completed.

Power to stop up ways temporarily.

32. Subject to the provisions of this Act the Kensington Council for the purposes and during the execution of the said widening may in or upon the lands shown in connection therewith upon the deposited plans stop up or cause to be stopped up temporarily all or any part of any carriage-way or footway which they shall think necessary for such purposes to be stopped up and may put or cause to be put up sufficient palisades hoardings bars posts and other erections and may construct temporary works for keeping any such carriage-way and footway open for traffic and may make from time to time such orders for regulating the traffic as to them shall seem proper and they may remove and alter any drinking troughs lamp-posts and other erections upon the said lands.

The Kensington Council shall provide reasonable access for all foot passengers bonâ fide going to or returning from any house in any street of which the carriage-way or footway is stopped up under the powers of this section.

33. Subject to the provisions of this Act and within the limits of deviation defined on the deposited plans the Kensington Council in connection with and for the purposes of the widening to be executed under the powers of this Act may execute or do any of the following works or things viz. :—

A.D. 1903.
 ———
 Power to
 make sub-
 sidiary works
 stop up
 streets &c.

They may—

Execute any works for the protection of any adjoining land or buildings ;

Execute any works and do any things necessary for the strengthening and supporting of any walls of adjoining buildings ; and

Raise lower alter and interfere with any drain or sewer providing a proper substitute before interrupting the flow of sewage in any such drain or sewer.

The site and soil of any passage or place or any part of any passage or place stopped up or diverted and appropriated by the Kensington Council under this part of this Act shall vest in the Kensington Council and all rights of way or other rights over the same shall thereupon be extinguished and the lamp-posts paving metalling or materials in on or under any street so altered diverted or stopped up and any materials of any drain or sewer so altered shall vest in the Kensington Council and all substituted drains and sewers shall be under the same jurisdiction care management and direction as the existing drains and sewers for which they may be so substituted.

34. Subject to the provisions of this Act the Kensington Council may cause such parts of the said widening to be laid out for carriage-way and such parts thereof for footway as they may think proper and may upon the lands acquired by or vested in them under the powers of this part of this Act and within the limits of deviation defined on the deposited plans construct erect and provide such vaults cellars arches sewers drains subways and other works and conveniences as they may think proper for the purposes of the said widening.

Carriage-
 way footway
 sewers and
 other works.

35. The Kensington Council may cause to be removed arched over or filled up all such sewers or drains or parts thereof which shall be in or near the said street as shall appear necessary for executing the purposes of this part of this Act but so that no public sewer or drain (unless the same become unnecessary by reason of the purchase of the property entitled to the use thereof) shall be in anywise disturbed injured or prejudiced without another sewer or

Sewers or
 drains to be
 arched over
 or filled up.

A.D. 1903. — drain being made in lieu thereof equally serviceable and convenient
Provided always that before removing or filling up any sewer or drain or part thereof as aforesaid the Kensington Council shall (where necessary) cause to be made and built other good and sufficient sewers and drains in substitution for the sewers or drains which shall be filled up and when made and completed the said sewers and drains shall be under the same jurisdiction care management and direction as the existing sewers or drains.

Power to alter steps areas pipes &c.

36. The Kensington Council within the limits of deviation defined on the deposited plans may for the purposes of and in connection with the said widening raise sink or otherwise alter or cause to be altered the position of any of the steps areas cellars cellar-flaps gratings fencings windows and watercourses pipes or spouts belonging to any house or building and may remove all other obstructions so as the same be done with as little delay and inconvenience to the inhabitants as the circumstances of the case will admit and the Kensington Council shall make reasonable compensation to any person who suffers damage by any such alteration.

Improvement to form public street Repair &c.

37. When the said widening is completed a certificate thereof shall be issued under the seal of the Kensington Council and any copy of such certificate certified under the hand of the town clerk of the said borough of Kensington shall in all proceedings and for all purposes be admissible and received as evidence that such certificate has been duly made and from the date of such certificate so much of the said widening as shall have been laid out for carriage-way or footway shall form part of the street and may be used by the public accordingly Subject to the provisions of this Act so much of the land acquired by the Kensington Council for the said widening as is thrown into and used for the carriage-way or footway of the said street shall on the completion of the said widening become vested in the Kensington Council and subject to the provisions of this Act the maintenance repair paving cleansing and lighting of the said widening shall be under the care management control and jurisdiction of the Kensington Council.

Power to sell materials.

38. The Kensington Council may sell or dispose of all building and other materials of any houses and buildings acquired by them under the powers of this Act and all lamp-posts paving metalling and materials in under or upon any road street or other place altered by them for the purposes of this Act and any materials

obtained in the alteration of or interference with any drain or sewer which are vested in the Kensington Council under the powers of this Act. A.D. 1903.

39. Subject to the provisions of this Act the Kensington Council may enter upon take and use all or any of the lands shown on the deposited plans and described in the deposited book of reference as intended to be taken for the purposes of the said widening. Power to take lands.

40. The Kensington Council may with the approval of the Secretary of State for the Home Department claim in any notice to treat for the purchase of any lands intended to be taken for the purposes of this part of this Act— Compensation in case of insanitary property.

That the lands to which the notice refers are or comprise any houses courts or alleys unfit for human habitation ;

That the narrowness closeness and bad arrangement or the bad condition of the streets and houses or groups of houses upon any such lands or the want of light air ventilation or proper conveniences or any other sanitary defects or one or more of such causes renders any such lands or any buildings thereon prejudicial to the health of the inhabitants either of the buildings on the said lands or of the neighbouring buildings :

And in the event of any such claim then on the occasion of assessing the amount of compensation payable in respect of such lands the court or person settling the same shall determine whether such lands fall wholly or in part within any of the descriptions herein-before mentioned and if they shall so decide then in assessing the compensation payable under this Act in respect of any such lands evidence shall be receivable by such court or person to prove—

(1st) That the rental of any house or premises was enhanced by reason of the same being used for illegal purposes or being so overcrowded as to be dangerous or injurious to the health of the inmates ;

(2ndly) That any house or premises are in a state of defective sanitation or are not in reasonably good repair ; or

(3rdly) That any buildings on any such lands are unfit and not reasonably capable of being made fit for human habitation :

And if such court or person be satisfied by such evidence then the purchase money and compensation in respect thereof shall be assessed and determined according to the principles indicated in section 21 of the Housing of the Working Classes Act 1890.

A.D. 1903.

The Kensington Council shall pay to the Secretary of State a reasonable sum to be fixed by him in respect of any expenses which he may incur in making such inquiries as he may deem necessary in relation to any claim submitted for his approval under this section.

Alteration of
position of
water gas
and other
pipes.

41. The Kensington Council may for the purposes of this part of this Act upon the lands acquired by them under the powers of this Act and also in any street within the limits of deviation defined on the deposited plans raise sink or otherwise alter the position of any watercourse water pipe or gas pipe belonging to or connected with any house or building and also any main pipe or apparatus laid down or used by any company or person for carrying a supply of water or water for hydraulic power or gas and also any pipe tube wire or apparatus laid down or placed for telegraphic or other purposes and any pipe tube wire or apparatus laid down or placed for supplying electricity and may remove any other obstruction making proper substituted works during any alteration and causing as little detriment and inconvenience as circumstances admit to any company or person and making reasonable compensation to any company or person for any damage caused by any such alteration Provided always that before the Kensington Council alter the position of any main pipe or apparatus laid down or used by any such company or person they shall (except in cases of emergency) give to the company or person to whom the same belongs notice of their intention to do so specifying the time at which they will begin to do so such notice to be given seven days at least before the commencement of the work for effecting such alteration and such work shall be done under the superintendence (at the expense of the Kensington Council) of the company or person to whom such main pipe or apparatus belongs unless such company or person refuses or neglects to give such superintendence at the time specified in the notice for the commencement of such work or discontinues the same during the execution of such work and the Kensington Council shall execute such work to the reasonable satisfaction of the engineer of such company or person Provided also that the Kensington Council shall not cause any part of the said street to be lowered or raised nor the position of any water or gas main or other pipe to be altered so as to leave over such main pipe or apparatus in any part a covering of less than two feet where the covering now existing is not less than two feet unless the Kensington Council shall in such case protect the same

pipes from frost or injury by artificial covering to the satisfaction of the engineer of such company or person or more than six feet where the covering now existing does not exceed six feet or more than such existing covering where the same exceeds six feet unless the Kensington Council in such case provide special means of access to the same to the satisfaction of the engineer of such company or person :

A.D. 1903.

If any difference arise between the Kensington Council or their engineer and any such company or person or their or his engineer touching the amount of any costs expenses or charges under the provisions of this Act to be paid by the Kensington Council to any such company or person or touching any work matter or thing with reference to such mains or other pipes under such provisions to be done or executed by the Kensington Council or the mode of doing or executing the same such difference shall be settled by an engineer to be agreed upon by the engineer of the Kensington Council and of any such company or person or failing agreement by such engineer as shall on the application of the engineer either of the Kensington Council or of any such company or person be named by the President for the time being of the Institution of Civil Engineers :

Provided also that the Kensington Council shall not raise sink or otherwise alter the position of any pipe tube wire or apparatus laid down for telegraphic or other purposes and belonging to the Postmaster-General except in accordance with and subject to the provisions of the Telegraph Act 1878 :

Provided always that nothing in this section shall extend to prejudice or affect any of the provisions for the protection of any undertakers authorised to supply electrical energy contained in any special Act or any Provisional Order confirmed by Act of Parliament.

42. If within seven days after a notice under the preceding section of this Act shall have been served upon any gas or water company that company so elect such company shall themselves execute all such alterations to their mains and pipes as may from time to time be necessary and the reasonable costs of executing such alterations shall be repaid by the Kensington Council to such company Provided always that such alterations shall be carried out in accordance with the directions and to the reasonable satisfaction of the engineer of the Kensington Council.

For protection of gas and water companies.

A.D. 1903.

Alteration
of electric
lines.

43. The owners of any electric line laid in the said street under the powers of any Act or Order may make such alteration in the position of such line as may be reasonably necessary subject to such provisions (so far as applicable) as apply in the case of altering such line under their existing powers and any costs reasonably incurred by the owners of such line in such alteration shall be defrayed by the Kensington Council.

Power to
Kensington
Council to
make agree-
ments with
owners of
property &c.

44. The Kensington Council may subject to the provisions of this Act enter into and carry into effect agreements with any person being the owner of or interested in any lands houses or property abutting on any portion of the said widening with respect to the sale by the Kensington Council to such person of any lands or property (including any passage or thoroughfare or any part of a passage or thoroughfare appropriated by the Kensington Council under the powers of this Act and not required for the said widening) for such consideration as may be agreed upon between the Kensington Council and such person and the Kensington Council may accept as satisfaction of the whole or any part of such consideration the grant by such person of any lands or other property required by the Kensington Council for the purposes of this part of this Act.

Borrowing
powers to
Kensington
Council.

45. It shall be lawful for the Kensington Council to borrow such sums of money as may be required by them for the purposes of this Act not exceeding in the whole the sum of twenty-seven thousand five hundred pounds and for the purpose of securing the repayment with interest of any such money the said council may mortgage and assign all the moneys or rates authorised to be raised by them under the Metropolis Management Act 1855 and all the provisions of sections 183 to 189 of the last-mentioned Act as amended by any subsequent Act shall apply to any borrowing by the said council under this section of this Act All moneys borrowed by the said council under this section shall be repaid within a period not exceeding sixty years from the date or respective dates of borrowing.

Power to
Council to
contribute.

46. It shall be lawful for the Council to contribute towards the costs charges and expenses incurred by the Kensington Council in exercising the powers of this part of this Act such sum or sums as they may think fit not exceeding in the whole the sum of four thousand five hundred pounds.

Restriction
on taking
houses of

47.—(1) The Kensington Council shall not purchase acquire or appropriate under any of the powers or for any of the purposes

of this part of this Act twenty or more houses or sites of houses in the royal borough of Kensington 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.
labouring
class in Ken-
sington

(2) If the Kensington Council 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 such 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 artisans 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.

PART VI.

EXTENSION OF TIME.

48. The time limited by the London County Council (General Powers) Act 1898 for the execution of the following works described in and authorised by that Act is hereby extended till the twelfth day of August one thousand nine hundred and five :— Extension
of time for
completion
of works.

- (1) Widening of York Road (Battersea and Wandsworth); and
- (2) Reconstruction of Rosemary Branch Bridge (Regent's Canal).

49. Part II. of the Railways Clauses Act 1863 relating to extension of time shall be deemed to be incorporated with this part of this Act and for the purposes of this Act the expressions "railway" and "railway and works" shall mean the works mentioned in the section of this Act of which the marginal note is "Extension of time for completion of works" and the expression "the Company" shall mean the Council. Incorporation
of Part II.
of Railways
Clauses Act
1863 as to
extension of
time.

A.D. 1903.

PART VII.

ACCOMMODATION FOR RETAIL STREET VENDORS.

Power to borough councils to provide accommodation for retail street vendors.

50. Where any commodities are exposed or offered for sale from stalls carts stands barrows or other like arrangements placed in or upon the roadway or footway of any street or public place within a metropolitan borough it shall be lawful for the council of that borough to provide any place at or near such roadway or footway (not being part of any highway or public place) for the carrying on of the sales or business conducted upon such roadway or footway. Such council may erect any buildings or shelters which they may think convenient for the purposes aforesaid and may for that purpose use any land belonging to them or may purchase or take on lease land.

Any place building or shelter so provided shall be open for public use by persons resorting thereto upon such terms and subject to such regulations as may be prescribed by the borough council by resolution. Provided that such terms and regulations shall apply equally to all such persons in like circumstances and that in the use of the place building or shelter so provided no preference or priority shall be given to any person or class of persons. The provisions with respect to byelaws contained in sections 182 to 186 of the Public Health Act 1875 shall apply to all regulations made by the council of a metropolitan borough under this section.

Saving for Corporation of London.

51. The exercise by the council of a metropolitan borough of the powers of this part of this Act shall not be deemed to prejudice or derogate from or construed as prejudicing or derogating from any estates rights interests privileges franchises or authorities of the mayor and commonalty and citizens of the City of London or their successors or the lord mayor of the said city for the time being.

Power to metropolitan borough councils to borrow money for purposes of Act.

52. The council of any metropolitan borough may for the purpose of carrying this part of this Act into effect borrow the requisite moneys and for the purpose of securing the repayment with interest of any moneys to be borrowed as aforesaid any such council may mortgage and assign all the moneys or rates authorised to be raised by them under the Metropolis Management Act 1855 and all the provisions of sections 183 to 189 of the last-mentioned Act as amended by any subsequent Act shall apply to any borrowing by the council of a metropolitan borough under this section of this Act. All moneys borrowed by the council of a metropolitan

borough under this section shall be repaid within a period not exceeding ten years from the date or respective dates of borrowing. A.D. 1903.

PART VIII.

DÉPÔTS FOR RECEIVING HORSES FOR SLAUGHTER OR DEAD HORSES
 AND REMOVAL OF DEAD HORSES.

53.—(1) From and after the passing of this Act it shall not be lawful for any person to use any yard building or other premises within the county for receiving or keeping horses for slaughter or the carcases of dead horses unless he shall hold a licence from the Council to use such yard building or other premises for that purpose. Unlicensed premises not to be used for receiving horses for slaughter or dead horses.

(2) The Council may grant such licences subject to such conditions as they may think fit and every such licence shall be subject to the provisions relating to granting and otherwise for the time being in force with respect to licences for keeping or using premises within the county as a slaughter-house or knacker's yard. Provided that no licence under this section shall extend to entitle the holder to carry on upon the premises in respect of which the same shall have been granted the business of a slaughterer of horses or knacker but the provisions of this section shall not be construed or deemed to prejudice or affect the right of any person for the time being lawfully carrying on any of such last-mentioned businesses to use under a licence from the Council and subject to the provisions of the Public Health (London) Act 1891 premises in the county as a slaughter-house or knacker's yard.

(3) Any person contravening the provisions of this section or any of the conditions subject to which his licence shall have been granted shall be liable on conviction to a penalty of not exceeding fifty pounds for every such offence and to a further penalty of not exceeding fifty pounds for every day during which such offence shall continue after conviction thereof.

54. From and after the passing of this Act it shall be lawful for the Council to make vary and amend byelaws with respect to the mode of conveying the carcases of dead horses through and along public streets in the county. Power to Council to make byelaws as to conveyance of dead horses through streets.

Such byelaws shall be subject to the provisions of the Metropolis Management Act 1855 respecting the making confirmation approval publication and evidence of byelaws but the said provisions shall for the purposes of this Act be read and

A.D. 1903. construed as if the Local Government Board were named therein instead of one of Her Majesty's Principal Secretaries of State.

Enforcement of byelaws.

55. Subject to the provisions of this Act the byelaws referred to in the last preceding section of this Act may be enforced by the council of the metropolitan borough in which any breach of any such byelaw shall be committed and the provisions of the said Metropolis Management Act 1855 respecting proceedings under any such byelaws shall apply to such enforcement :

Provided always that the Council on it being proved to their satisfaction that the council of any metropolitan borough has made default in the enforcement of any such byelaw may institute any proceeding and do any act which such council might have instituted or done for that purpose and shall be entitled to recover from the council of the metropolitan borough in default all such expenses in and about the said proceeding or act as the Council incur and are not recovered from any other person and have not been incurred in any unsuccessful proceeding.

This part of Act not to apply to City of London.

56. The provisions of this part of this Act shall not apply to the City of London.

PART IX.

DRAINAGE OF UPPER NORWOOD.

Definitions.

57. In and for the purposes of this part of this Act—

“The signed plan” means the plan signed by Sir John Brunner the Chairman of the Committee of the House of Commons to which the Bill for this Act was referred a copy of which plan has been deposited in the Private Bill Office of the House of Commons ;

“The Upper Norwood drainage area” means that part of the borough of Croydon adjoining the county and to the south of Westow Hill Central Hill and Crown Hill shown on the signed plan and thereon edged round with pink brown blue and yellow ;

“The Croydon Council” means the mayor aldermen and burgesses of the county borough of Croydon acting by their council.

Admission of sewage from Upper Norwood drainage area into sewers of Council.

58. Subject to the provisions of this Act the Croydon Council shall have the right to discharge sewage drainage and surface water from the Upper Norwood drainage area into the sewers of the Council and the Council shall permit such sewage drainage and

surface water to be so discharged and shall do all things necessary for securing and maintaining such openings into such sewers and such communications therewith from the sewers of the Upper Norwood drainage area as now exist (that is to say):—

A.D. 1903.

As to the area edged with pink on the signed plan into the sewer in Elder Road;

As to the area edged with brown on the signed plan into the sewer in Gipsy Hill;

As to the area edged with blue on the signed plan into the sewer in Woodland Road; and

As to the area edged with yellow on the signed plan into the existing sewer outlets:

And the Council shall receive such sewage drainage and surface water into the metropolitan main drainage system for disposal and treatment at their outfall works but the Croydon Council shall not permit or suffer any district or place except the Upper Norwood drainage area to drain into or be connected with any sewer for the time being in the Upper Norwood drainage area which may discharge either directly or indirectly into a sewer of the Council and no such other district or place shall have any right to so drain or be so connected save and except such houses and premises as are situate on the north side of Crown Hill between the points marked on the signed plan A and B and on the north side of Westow Hill between the points marked on the signed plan C and D all of which said premises are now in the area of the Council and now drain respectively into the sewers in Crown Hill and Westow Hill.

59. The Croydon Council shall pay to the Council—

(A) A sum of two hundred and eight pounds two shillings and sixpence each half-year for a period of thirty years from the first day of April one thousand nine hundred and two the first of such half-yearly payments having become due and payable on the thirtieth day of September one thousand nine hundred and two. Such payment as aforesaid shall be in full discharge of all claims on the part of the Council and their predecessors against the Croydon Council or their predecessors for the past user of the sewers of the Council by the discharge thereinto of sewage drainage and surface water from the Upper Norwood drainage area and for the disposal and treatment thereof up to the said first day of April one thousand nine hundred and two:

Payments by
Croydon
Council
to Council.

A.D. 1903.

- (B) Such sum as shall from time to time be requisite in each year to provide interest and sinking fund as from the first day of April one thousand nine hundred and two in respect of such a proportion of the money borrowed by the Metropolitan Board of Works or the Council before or after the passing of this Act for the purposes of and connected with the metropolitan main drainage system and for the time being undischarged as the rateable value from time to time of the property assessable to the poor rate within the Upper Norwood drainage area bears to the rateable value from time to time of the property in the area liable to contribute to the Council in respect of main drainage charges and including rateable value of the Upper Norwood drainage area :
- (c) Such additional sum in each year after the said first day of April one thousand nine hundred and two as shall bear to the total annual cost of the management maintenance and working of the metropolitan main drainage system the same proportion as the rateable value from time to time of the property assessable to the poor rate within the Upper Norwood drainage area bears to the rateable value from time to time of the property in the area liable to contribute to the Council in respect of main drainage charges and including rateable value of the Upper Norwood drainage area :
- (d) For the purpose of any such payment by the Croydon Council as aforesaid the purposes of this part of this Act shall be deemed to be purposes of the Public Health Act 1875.

Notice of
amount of
half-yearly
contribu-
tions.

60. The Council shall by notice in writing as soon as reasonably practicable inform the Croydon Council of the amount of the contribution which will be required from the Croydon Council in respect of each half-year ending on the thirtieth day of September and the thirty-first day of March in every year and the Croydon Council shall on the date named in such notices respectively pay to the Council the amount of the contribution in respect of that half-year as stated in the notice. In case default be made in the payment of any of the sums payable as aforesaid for more than one month from the date upon which such sums or sum become payable the same shall be deemed a debt due from the Croydon Council to the Council together with interest at three

per centum per annum from the date at which such sums or sum become payable. A. D. 1903.

61. Where any sums due and payable under this Act to the Council remain unpaid for a period of six months after they become due then in addition to any other remedy in that behalf the Council may by precept empower any persons appointed by them for that purpose to raise by means of a rate levied on the Upper Norwood drainage area having the like incidents and consequences as and to be assessed upon the like property and to be made levied and collected in like manner and with the like powers and authorities as any rate leviable by the Croydon Council for the purposes of this part of this Act such sum (the amount to be specified in the precept) as will be sufficient to produce the unpaid amount with interest thereon from the date on which the same became due and all expenses incurred in consequence of the non-payment thereof and the expenses of levying and collecting such rate and any person so empowered by the Council shall have the like powers of assessing making levying and collecting rates and of issuing precepts and of requiring officers of the Croydon Council to account as the Croydon Council would have under any Act or otherwise.

Remedies in case of default.

62. The Croydon Council shall forthwith furnish to the Council a properly certified copy of the valuation list in force for the purposes of the rate for the relief of the poor within the Upper Norwood drainage area and shall also from time to time when required by the Council but not oftener than once in every three years furnish to them a properly certified copy of the then current valuation list in force within the Upper Norwood drainage area for the purposes of the rate for the relief of the poor and shall also furnish to them a copy of every addition to and alteration made in the said valuation list.

Valuation lists of district for poor rate to be furnished to Council.

63. It shall be lawful for the Council from time to time to take such steps as they may think desirable to examine the valuation of the property within the Upper Norwood drainage area.

Power to Council to examine valuation.

64. It shall be lawful for the Council at any time to enter upon and inspect any sewage works sewers and drains within the Upper Norwood drainage area for the purpose of ascertaining whether any default in compliance with this Act is being committed and the Council may for that purpose break up or open any street within the said area reinstating the same at their own expense to the satisfaction of the engineer of the Croydon Council as soon as may be after such inspection :

Power of inspection and entry.

A.D. 1903.

Provided always that before the Council exercise any power of entry under this section they shall give to the Croydon Council notice of their intention to do so specifying the time at which they will begin to do so such notice to be given seven days at least before the commencement of the opening of any street and such work shall be done at the expense of the Council under the superintendence of the Croydon Council unless that council refuse or neglect to give such superintendence at the time specified in the notice for the commencement of such work or discontinue the same during the execution of such work and the Council shall execute such work to the reasonable satisfaction of the engineer of the Croydon Council.

If any difference arise between the Council or their engineer and the Croydon Council or their engineer as to the reasonableness or otherwise of breaking up or opening such roads or touching the amount of any costs expenses or charges under the provisions of this Act to be paid by the Council to the Croydon Council or touching any work matter or thing to be done or executed or proposed to be done or executed by the Council or the mode of doing or executing the same such difference shall be settled by an engineer to be agreed upon as arbitrator by the engineers of the two councils or failing agreement to be named by the President for the time being of the Institution of Civil Engineers.

PART X.

PROVISION AND MAINTENANCE OF PUBLIC CLOCKS BY METROPOLITAN BOROUGH COUNCILS.

Power to
provide and
maintain
public clocks.

65. It shall be lawful for the councils of metropolitan boroughs or any of them to expend moneys in providing clocks to be fixed within their respective boroughs on or against any building being the property of the council of the borough or with the consent of the owner or occupier on or against any other building the situation of which may be convenient for that purpose and in fixing repairing maintaining winding up and lighting any such clock or any other clock within their respective boroughs although such other clock be not vested in them Any moneys so expended shall be charged upon the general rate leviable within the respective boroughs of the councils expending the same.

PART XI.

FINANCIAL AND MISCELLANEOUS.

Amendment
of section 50
of London

66. Notwithstanding anything contained in section 50 of the London County Council (Improvements) Act 1900 there shall be

charged to and deemed to be part of the costs and expenses of the Thames Embankment extension and improvements at Westminster (in the said section referred to) such sum or sums not exceeding in the whole fifty thousand pounds as the Council shall determine in respect of the portion of the Millbank site (in the said section also referred to) utilised for the purpose of rehousing persons of the labouring class displaced in connection with the said Thames Embankment extension and improvements in Westminster and any sum so charged shall be applied in the manner provided by the said section.

A.D. 1903.
 County Council (Improvements) Act 1900.

67. It shall be lawful for the Council and for the council of the metropolitan borough of Lewisham to contribute towards the purchase by the council of the metropolitan borough of Camberwell under the powers of the London County Council (General Powers) Act 1902 of the lands in that borough being the site known as One Tree Hill Honor Oak and the garden of Brunswick Square for the purpose of public open spaces or either of them such sum or sums as they shall think fit.

Power to Council and council of metropolitan borough of Lewisham to contribute to cost of acquisition of lands by Camberwell Borough Council.

68. The council of the metropolitan borough of Woolwich shall and they are hereby required to contribute towards the purchase by the Council of certain lands in the parish of Eltham and metropolitan borough of Woolwich lying to the north of High Street Eltham and to the north-west of Gravel Pit Lane and adjoining the Bexley Heath and Dartford Line of the South Eastern Railway for the purposes of a public park or recreation ground one-half of the sum required for the purchase of the said lands and of the costs and expenses incidental thereto and the council of the said metropolitan borough may for the purpose of paying such contribution or any part thereof borrow the requisite moneys and for the purpose of securing the repayment with interest of any such moneys the council of the said metropolitan borough may mortgage and assign all the moneys or rates authorised to be raised by them under the Metropolis Management Act 1855 and all the provisions of sections 183 to 189 of the last-mentioned Act as amended by any subsequent Act shall apply to any borrowing by the council of the said metropolitan borough under this section of this Act All moneys borrowed by the council of the said metropolitan borough under this section shall be repaid within a period not exceeding sixty years from the date or respective dates of borrowing.

Contribution by Woolwich Borough Council towards purchase of lands at Eltham for open space &c.

A.D. 1903.

Money to
be raised
on capital
account.

69.—(1) The Council may expend on capital account for the purposes of Parts II. and XI. of this Act such money as they may from time to time think fit not exceeding fifteen thousand pounds and in order to raise or provide the money required for that purpose the Council may from time to time create and issue consolidated stock or resort to the Consolidated Loans Fund or otherwise raise money in accordance in each case with the provisions of the Acts for the time being in force regulating the raising of money for capital purposes by the Council:

Provided that nothing in this Act shall authorise the borrowing and expenditure of any money on capital account after the thirtieth day of September one thousand nine hundred and four.

(2) The Council in accordance with the provisions in relation to redemption and repayment of the Acts relating to the raising and expenditure of money by the Council on capital account shall make provision for the redemption of stock or the repayment of money borrowed or expended on capital account for the purposes of this Act within such term not exceeding in any case sixty years as the Council with the consent of the Treasury may determine.

As to pay-
ments under
this Act.

70. All costs and expenses of the Council in the execution of this Act (except so far as they may be otherwise provided for by this or any other Act) shall be defrayed as payments for general county purposes within the meaning of the Local Government Act 1888 and 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 Council in like manner:

Provided that so much of the said last-mentioned costs charges and expenses as may be attributable to the council of the metropolitan borough of Camberwell in respect of or in connection with the application for and obtaining the powers by this Act conferred on that council shall be paid by that council in the same manner as expenditure incurred by that council in the exercise of such powers.

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