



CHAPTER viii.

An Act to further extend the periods for the commencement of the construction and for the completion of the tramways tramroads and other works and for the taking of lands authorised by the West Cumberland Electric Tramways Act 1901 to extend the period limited by the West Cumberland Electric Tramways Act 1903 within which distributing mains for the supply of electricity were to be laid down and for other purposes. A.D. 1905.

[30th June 1905.]

WHEREAS the West Cumberland Electric Tramways Company (in this Act called "the Company") were incorporated by the West Cumberland Electric Tramways Act 1901 (hereinafter called "the Act of 1901") and were authorised to make and maintain tramways tramroads road widenings a bridge and other works and to erect generating stations and works for generating electrical power in the county of Cumberland and to supply electrical energy within certain defined portions of the county of Cumberland and to raise capital for those purposes :

And whereas the times limited by the Act of 1901 for the commencement of the construction and for the completion of the tramroads and tramways for the construction of the road widenings and bridge and for the compulsory purchase of lands under that Act were extended by the West Cumberland Electric Tramways Act 1903 (hereinafter called "the Act of 1903") and it is expedient that such times be further extended as by this Act provided :

And whereas by the Act of 1903 the area within which the Company were authorised to supply electricity was extended and the powers of the Company for the laying down suitable and

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A.D. 1905. efficient distributing mains in certain streets and parts of streets for the general supply thereof were limited to three years and six months from the passing of the Act of 1903 and it is expedient that such period be extended as by this Act provided:

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

May it therefore please Your Majesty that it may be enacted and be it enacted by the 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:—

Short title.

1. This Act may be cited as the *West Cumberland Electric Tramways Act 1905* and the Act of 1901 the Act of 1903 and this Act may be cited as the *West Cumberland Electric Tramways Acts 1901 to 1905*.

Interpretation.

2. In this Act the several words and expressions to which meanings are assigned by the Act of 1901 or the Act of 1903 and by the Acts wholly or partially incorporated therewith have the same respective meanings unless there be something in the subject or context repugnant to such construction or unless varied by this Act.

Further extension of time for commencement of certain tramways and works authorised by Act of 1901.

3. The time limited by the Act of 1903 for the substantial commencement of the construction of the Tramways Nos. 1 2 3 4 and 5 the works between Distington Toll Bar and Seaton Villa and the works in the urban district of Cleator Moor between Wath Brow and Keekle Bridge by the Act of 1901 authorised to be constructed is hereby further extended for a period of one year from the seventeenth day of August one thousand nine hundred and five and section 117 subsection 3 section 118 subsection 6 and section 120 subsection 4 of the Act of 1901 and section 5 of the Act of 1903 so far as the same relate to or affect the substantial commencement of the construction of the said tramways and works shall be read and construed as if the time by this Act limited for the substantial commencement of the construction thereof had been the time limited by the Act of 1901 as extended by the Act of 1903.

If the said tramways and works be not substantially commenced within the said further extended period of one year then on the expiration of that period the powers of the said Act of 1901 as extended by the Act of 1903 and by this Act granted

and conferred on the Company in relation to the making and completing of the said Tramways Nos. 1 2 3 4 and 5 that portion of the undertaking and tramway between Distington Toll Bar and Seaton Villa and that portion of the undertaking and tramway in the urban district of Cleator Moor between Wath Brow and Keekle Bridge or otherwise in relation thereto shall cease and determine. A.D. 1905.

4. The powers of the Company for the compulsory purchase of lands for the purposes of the Act of 1901 as extended by the Act of 1903 are hereby further extended and may be exercised by the Company during a period of one year from the seventeenth day of August one thousand nine hundred and six and after the expiration of that period shall cease. Further extension of time for compulsory purchase of lands.

5. The time limited by the Act of 1903 for the completion of the tramways tramroads road widenings and bridge by the Act of 1901 authorised is hereby further extended for a period of one year from the seventeenth day of August one thousand nine hundred and seven and sections 52 and 74 of the Act of 1901 and section 7 of the Act of 1903 shall be read and construed as if the time by this Act limited for the completion thereof had been the time limited by the Act of 1901 as extended by the Act of 1903. Further extension of time for completion of tramways tramroads road widenings and bridge authorised by Act of 1901.

If the said tramways tramroads road widenings and bridge be not completed within the said further extended period of one year then on the expiration of that period the powers of the Act of 1901 as extended by the Act of 1903 and by this Act granted to the Company for making and completing the same or otherwise in relation thereto shall cease except as to such of them or so much thereof respectively as shall then be completed.

6. The period limited by section 18 (Compulsory works) of the Act of 1903 within which the Company were in the streets and parts of streets specified in that section to lay down suitable and efficient distributing mains for the purpose of the general supply of electricity as mentioned in section 21 of the schedule to the Electric Lighting (Clauses) Act 1899 is hereby extended for a period of one year from the twenty-first day of January one thousand nine hundred and seven and in construing the provisions of section 21 of the schedule to the Electric Lighting (Clauses) Act 1899 for the purposes of the Act of 1903 and of this Act the period of one year from the twenty-first day of January one thousand nine hundred and seven shall be read in Extension of time within which compulsory works for supply of electricity to be laid down.

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Certain sections of Act of 1901 to apply.

7. Sections 88 and 89 of the Act of 1901 the marginal notes whereof are respectively “Deposit money not to be repaid until line opened” and “Application of deposit” shall respectively apply and have effect as fully and effectually as if such sections had been specifically re-enacted in this Act and shall be read and construed as if the period extended and limited by this Act for the completion of the tramways and tramroads had been the period limited by the Act of 1901 as extended by the Act of 1903 for such completion.

Amendment of section 24 of Act of 1903.

8. Notwithstanding anything contained in section 24 (Power to pay interest out of capital during construction) of the Act of 1903 interest may be paid out of any moneys authorised to be raised by the Act of 1901 and applied as in the said section 24 of the Act of 1903 mentioned until the expiration of the time limited by this Act for the completion of the tramways tramroads road widenings bridge and other works authorised by the Act of 1901 Provided that the aggregate amount of such interest shall not exceed twenty-five thousand pounds.

Provision as to general Acts.

9. Nothing in this Act contained shall exempt the Company or their undertaking from the provisions of or deprive the Company of the benefits of any general Act relating to electricity or to the supply of or price to be charged for energy or relating to tramways or tramroads now in force or which may hereafter pass during this or any future session of Parliament or from any future revision or alteration under the authority of Parliament of the maximum amount of fares rates or charges authorised by the Act of 1901 or the Act of 1903.

Costs of Act.

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

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