



CHAPTER XX.

An Act to confer further powers upon the mayor aldermen and burgesses of the borough of Rochdale with reference to their water tramway and electrical undertakings to authorise the construction of a new street and for other purposes. A.D. 1908.

[18th June 1908.]

WHEREAS the county borough of Rochdale in the county palatine of Lancaster is a municipal and county borough under the management and control of the mayor aldermen and burgesses of the borough (in this Act called "the Corporation"):

And whereas the Corporation are empowered to supply water within the borough and other places and it is expedient that they should be empowered to make and maintain the new water-works by this Act authorised and to acquire the lands necessary for that purpose:

And whereas it is expedient that the time limited by the Rochdale Corporation Water Act 1898 (in this Act referred to as "the Act of 1898") for the completion of the storage reservoir (Work No. 3) by that Act authorised should be extended:

And whereas it is expedient that the Corporation should be empowered to construct the new street within the borough and to acquire the lands in this Act respectively mentioned or referred to:

And whereas the Corporation are under or by virtue of the Rochdale Corporation Act 1900 (in this Act referred to as "the Act of 1900") and the Rochdale Corporation Tramways Order 1904 (in this Act referred to as "the Order of 1904") and the Rochdale Corporation Tramways Order 1906 possessed of a tramway undertaking in and near the borough and it is expedient that new tramways should be constructed in and near the new

A.D. 1908. street by this Act authorised for the purpose of connecting existing tramways of the Corporation and that all necessary powers for that purpose should be conferred upon the Corporation :

And whereas by an agreement dated the ninth day of November one thousand eight hundred and ninety-two and made between the then managers of the Rochdale Technical School of the one part and the Corporation of the other part the whole of the property of the said managers was vested in the Corporation and by Articles 8 to 38 of the said agreement it was provided that the said school should be administered and governed in accordance with the provisions of the said articles by a committee to consist of persons in part to be appointed by the Corporation and in part to be elected in manner therein prescribed by those persons who had hitherto subscribed or provided moneys for the erection and maintenance of the said school :

And whereas the said subscribers at a special meeting held on the twenty-sixth day of March one thousand nine hundred and three resolved (inter alia) that in view of the provisions of the Education Act 1902 under which the Corporation became the local authority for all grades of education the said subscribers were willing that they should be represented on the education committee of the Corporation constituted under that Act by three members the selection of whom should be left to the Corporation and that the said subscribers should be asked to assent to this arrangement pending the insertion of a clause in some future Bill in Parliament to give effect to a scheme replacing the said agreement :

And whereas almost the whole number of the said subscribers notified their assent to the said arrangement and none of the said subscribers dissented therefrom and the said school has been and still is controlled by the education committee of the Corporation in accordance with the said arrangement and it is expedient that the said articles of the said agreement should now be annulled and that the said school should in all respects be under the management of the Corporation :

And whereas it is expedient that further powers be conferred upon the Corporation with reference to their electrical undertaking and with reference to the local government and finance of the borough and that the other powers contained in this Act should be conferred upon the Corporation :

And whereas estimates have been prepared by the Corporation in relation to the following purposes in respect of which :

they are by this Act authorised to borrow money and such A.D. 1908.
estimates are as follows:—

For the purchase of lands and easements for the waterworks and for the construction of the reservoir and communication road by this Act authorised - - - - -	£ 18,000
For the construction of the lines of pipes by this Act authorised and a trunk main ancillary thereto - - - - -	5,500
For the provision of new mains extensions of mains service pipes and meters - - - - -	10,000
For the purchase of lands for and for the construction of the new street by this Act authorised - - - - -	18,000
For the purchase of the lands described in the section of this Act whereof the marginal note is "Power to acquire lands" - - - - -	1,000
For the construction and equipment of the tramways by this Act authorised - - - - -	2,500

And whereas the several works included in such estimates respectively are permanent works and it is expedient that the cost thereof should be spread over a term of years:

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

And whereas plans and sections showing the lines and levels of the proposed works authorised by this Act and a book of reference to the plans containing the names of the owners or reputed owners and lessees or reputed 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 Lancaster which plans sections and book of reference are in this Act respectively referred to as the deposited plans sections and book of reference:

And whereas an absolute majority of the whole number of the council at a meeting held on the thirteenth day of November one thousand nine hundred and seven after ten clear days' notice by public advertisement of such meeting and of the purpose thereof in the Rochdale Observer a local newspaper published and circulating in the borough (such notice being in addition to the ordinary notices required for summoning such meeting)

A.D. 1903. resolved that the expense in relation to promoting the Bill for this Act should be charged on the funds rates and revenues of the Corporation :

And whereas the said resolution was published twice in the said newspaper and has received the approval of the Local Government Board :

And whereas the propriety of the promotion of the Bill for this Act was confirmed by an absolute majority of the whole number of the council at a further special meeting held in pursuance of a similar notice on the sixth day of January one thousand nine hundred and eight being not less than fourteen days after the deposit of the Bill in Parliament :

And whereas in relation to the promotion of the Bill for this Act the requirements contained in the First Schedule to the Borough-Funds Act 1903 have been observed :

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.

PRELIMINARY.

Short title. **1.** This Act may be cited as the Rochdale Corporation Act 1908.

Act divided into Parts. **2.** This Act is divided into Parts as follows (that is to say) :—

Part I.—Preliminary.

Part II.—Water.

Part III.—New Street.

Part IV.—Tramways.

Part V.—General Provisions as to Lands and Works.

Part VI.—Electricity.

Part VII.—Finance.

Part VIII.—Miscellaneous.

Incorporation of Acts. **3.** The following Acts and parts of Acts (so far as the same are applicable for the purposes and are not inconsistent with the provisions of this Act) are hereby incorporated with this Act (namely) :—

- (1) The Lands Clauses Acts (except section 127 of the Lands Clauses Consolidation Act 1845): A.D. 1908.
- (2) The Waterworks Clauses Acts 1847 and 1863 except—
- (A) The words “with the consent in writing of the owner or reputed owner of any such house or of the agent of such owner” in section 44 of the Waterworks Clauses Act 1847;
- (B) Sections 75 to 82 of the Waterworks Clauses Act 1847 with respect to the amount of profit to be received by the undertakers when the waterworks are carried on for their benefit and section 83 relating to accounts:
- (3) Section 3 (Interpretation of terms) and Parts II. and III. of the Tramways Act 1870.

4. Unless there be something in the subject or context repugnant to such construction the several words and expressions to which by the Acts in whole or in part incorporated with this Act meanings are assigned have in this Act the same respective meanings And Interpretation.

“The Corporation” means the mayor aldermen and burgesses of the borough of Rochdale;

“The borough” means the county borough of Rochdale;

“The council” means the council of the borough;

“The town clerk” means the town clerk of the borough;

“The borough fund” and “the borough rate” mean respectively the borough fund and the borough rate of the borough;

“The general purposes rate” means the rate for general purposes made from time to time by the council under the provisions of the Rochdale Improvement Act 1853;

“The water undertaking” means the water undertaking of the Corporation for the time being authorised;

“The water revenue” means all revenue of the water undertaking;

“The electrical undertaking” means the electrical undertaking of the Corporation for the time being authorised;

“The tramways” means the tramways by this Act authorised;

“The tramway undertaking” means the tramway undertaking of the Corporation for the time being both acquired and authorised;

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“The tramway revenue” means all revenue of the tramway undertaking;

“Mechanical power” includes steam electrical and every other motive power not being animal power;

“Engine” includes motor;

“The Public Health Acts” means the Public Health Act 1875 and any Act or Acts amending the same;

“Statutory security” means any security in which trustees are for the time being by or under any Act of Parliament passed or to be passed authorised to invest trust money and any mortgage bond debenture debenture stock stock or other security authorised by or under any Act of Parliament passed or to be passed of any county council or municipal corporation or other local authority as defined by section 34 of the Local Loans Act 1875 but does not include annuities rentcharges or securities transferable by delivery or any securities of the Corporation.

PART II.

WATER.

Power to
make water-
works.

5. Subject to the provisions of this Act the Corporation may wholly in the county borough of Rochdale and in the lines and situation and upon the lands in that behalf delineated on the deposited plans and described in the deposited book of reference make and maintain as part of the water undertaking the following waterworks shown on the deposited plans and sections (that is to say):—

Work No. 1 A line or lines of pipes (No. 1) commencing by a junction with the existing pipes of the Corporation in the Oldham Road at or near to the junction therewith of the street known as King's Road and terminating in the service reservoir (Work No. 2) by this Act authorised:

Work No. 2 A covered service reservoir in the field or enclosure numbered 200 on the $\frac{1}{2500}$ Ordnance map of the county borough and parish of Rochdale (Lancashire LXXXIX—9) first edition 1893:

Work No. 3 A communication road commencing at or near the north-west corner of the said intended service reservoir and terminating by a junction with the Thornham New Road;

Work No. 4 A line or lines of pipes (No. 2) commencing in the service reservoir (Work No. 2) by this Act authorised and terminating in the stream or watercourse in the field or enclosure numbered 198 on the said $\frac{1}{2500}$ Ordnance map : A.D. 1908.

Together with all such pipes conduits culverts drains filter beds tanks banks walls bridges embankments approaches engines machinery and appliances as may be necessary in connection with or subsidiary to the waterworks authorised by this Act.

6. In the construction of the waterworks authorised by this Act the Corporation may deviate laterally to any extent not exceeding the limits of lateral deviation shown on the deposited plans thereof and where on any road no such limits are shown the boundaries of such road shall be deemed to be such limits and they may also deviate vertically from the levels shown on the deposited sections thereof to any extent not exceeding three feet upwards and to any extent downwards Provided as follows (that is to say) :— Limits of deviation for waterworks.

The Corporation shall not construct any embankment or wall of the reservoir of a greater height above the general surface of the ground than that shown on the deposited sections in respect of the corresponding embankment or wall and three feet in addition :

Except for the purposes of crossing over a stream no part of the pipes shall be raised above the surface of the ground unless and except so far as is shown on the deposited sections.

7. If the works authorised by the section of this Act whereof the marginal note is "Power to make waterworks" are not completed within seven years from the passing of this Act then on the expiration of that period the powers by this Act granted for the making thereof respectively or otherwise in relation thereto shall cease except as to such of them or so much thereof respectively as shall then be completed Provided that the Corporation may alter improve enlarge extend renew reconstruct or discontinue any of their works and plant and in the case of the lines of pipes by this Act authorised may lay down additional lines of pipes as and when occasion may require. Period for completion of waterworks.

8.—(1) For the purpose of executing constructing repairing cleansing emptying or examining any reservoir conduit or line of pipes or other works of the Corporation the Corporation may Discharge of water into streams.

A.D. 1908. cause the water in any such work to be discharged into any available stream or watercourse.

(2) In the exercise of the power conferred by this section the Corporation shall do as little damage as may be and shall make full compensation to all persons for all damage sustained by them by reason or in consequence of the exercise of such power the amount of compensation to be settled in case of difference by arbitration under and pursuant to the provisions of the Arbitration Act 1889.

Extension of time for completion of Work No. 3 authorised by Act of 1898.

9. The period limited by the Act of 1898 for the completion of the storage reservoir (Work No. 3) by that Act authorised is hereby extended for a period of ten years from the twelfth day of August one thousand nine hundred and eight.

If the said work be not completed within the said period of ten years then on the expiration of that period the powers of the Act of 1898 and this Act respectively granted for making and completing the same or otherwise relating thereto shall cease except as to so much thereof as shall then be completed.

Prohibition of taking water from watering troughs.

10. No person shall except by agreement with the Corporation take for the use of any locomotive or any steam engine steam lorry steam wagon or other motor vehicle any water from any watering trough within the borough supplied with water by the Corporation for the gratuitous use of the public Any person who shall offend against this enactment shall be liable to a penalty not exceeding five pounds for every such offence.

PART III.

NEW STREET.

Power to construct new street.

11. Subject to the provisions of this Act the Corporation may wholly in the borough and in the lines and situation and upon the lands in that behalf delineated on the deposited plans and sections and described in the deposited book of reference make and maintain a new street commencing at the junction of Lord Street and Henland and terminating at a point in the Esplanade forty-four yards or thereabouts measured along the wall or parapet of Rochdale Bridge and The Esplanade in a southerly direction from the north-western corner of the street known as The Orchard and in connection therewith the Corporation may widen the bridge known as Rochdale Bridge and for that purpose may cover over the portion of the River Roch-

comprised within the limits of deviation and of lands to be acquired shown on the deposited plans Together with all such bridges viaducts culverts arches walls embankments dams pilings piers abutments and other works as may be necessary in connection with or subsidiary to the said works.

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12. In the construction of the new street authorised by this Part of this Act the Corporation may deviate laterally to any extent not exceeding the limits of lateral deviation shown on the deposited plan thereof and may deviate vertically from the levels shown on the deposited section thereof to any extent not exceeding two feet upwards and two feet downwards.

Limits of deviation for new street.

13. The Corporation may stop up the whole or any part or parts of the streets footways passages yards and courts comprised within the limits of the lands to be acquired for the purposes of or in connection with the new street by this Act authorised and thereupon all rights of way over the portion or portions of any such street footway passage yard or court so stopped up shall be extinguished but no portion of any such street footway passage yard or court shall be stopped up unless the Corporation are owners in possession of all houses and lands adjoining such portion except so far as the owners lessees and occupiers of such houses and lands may otherwise agree And the Corporation may appropriate and use or sell or otherwise dispose of the site and soil of the portions of streets footways passages yards or courts so stopped up:

Power to stop up streets &c.

Provided that the Corporation shall make full compensation to all parties interested in respect of any private rights of way extinguished by virtue of this section and such compensation shall be settled in manner provided by the Lands Clauses Acts with reference to the taking of lands otherwise than by agreement.

14. Any paving metalling or material excavated by the Corporation in the construction of the new street by this Act authorised from any street footway passage yard or court under their jurisdiction or control shall absolutely vest in and belong to the Corporation and may be dealt with removed and disposed of by them in such manner as they think fit.

Application of materials excavated in construction of new street.

15. The provisions contained in the sections of the Act of 1900 the numbers and marginal notes of which are set forth in this section are hereby incorporated with this Act and this Act shall be read and construed as if those provisions had been

Incorporation of certain provisions of Act of 1900.

A.D. 1908. expressly re-enacted herein with the necessary modifications (that is to say):—

Section 57 (Power to make junctions between existing and new streets &c.);

Section 58 (Streets disused vested in Corporation); and

Section 59 (Elevation of buildings erected on front land to be subject to approval of Corporation).

PART IV.

TRAMWAYS.

Power to
construct
tramways.

16. Subject to the provisions of this Act the Corporation may make form lay down work use and maintain the tramways hereinafter described in the lines and according to the levels and within the limits of deviation shown on the deposited plans and sections thereof and in all respects in accordance with those plans and sections with all proper rails plates works and conveniences connected therewith Provided that nothing in this Act shall authorise any interference with electric lines and works of any undertakers under the Electric Lighting Acts 1882 and 1888 to which the provisions of section 15 of the former Act apply except in accordance with and subject to the provisions of that section.

The tramways hereinbefore referred to and authorised by this Act are—

Tramway No. 1 7·69 chains in length (of which 6·50 chains will be double line and 1·19 chains will be single line) commencing in Blackwater Street by a junction with the existing tramway of the Corporation at a point 15 yards or thereabouts northward of the termination of such last-mentioned tramway passing thence across Lord Street into and along the new street by this Act authorised and terminating at a point on the western side of The Orchard 30 yards or thereabouts south-west of the north-western corner thereof:

Tramway No. 2 A single line 2·50 chains in length commencing by a junction with Tramway No. 1 at its termination as hereinbefore described passing thence in an easterly direction and terminating by a junction with the existing tramway of the Corporation on Rochdale Bridge at a point 38 yards or thereabouts north of the intersection of such last-mentioned tramway with the existing tramway connecting The Esplanade and South Parade:

Tramway No. 3 A single line 2·50 chains in length commencing in The Orchard by a junction with Tramway No. 1 at its termination as hereinbefore described passing thence in an easterly direction and terminating by a junction with the existing tramway of the Corporation connecting The Esplanade and South Parade at a point 24 yards or thereabouts north-eastward of the intersection of such last-mentioned tramway with the existing tramway connecting The Esplanade and The Butts. A.D. 1908.

17. The tramways shall be completed within five years from the passing of this Act and on the expiration of that period the powers by this Act granted to the Corporation for executing the same or otherwise in relation thereto shall cease except as to so much thereof as shall then be completed. Period for completion of tramways.

18. The provisions contained in the sections of the Act of 1900 the numbers and marginal notes of which are set forth in this section are so far as applicable hereby incorporated with this Act and this Act shall be read and construed as if those provisions had been expressly re-enacted herein (that is to say):— Incorporation of certain provisions of Part II. (Tramways) of Act of 1900.

- Section 8 (Gauge of tramways);
- Section 11 (Inspection by Board of Trade);
- Section 12 (Tramways to be kept on level of surface of road);
- Section 13 (As to rails of tramways);
- Section 14 (Plan of proposed mode of construction);
- Section 15 (Penalty for not maintaining rails and roads);
- Section 16 (Passing-places to be constructed where less than a certain width left between footway and tramway);
- Section 17 (Power to make additional crossings &c.) as amended by section 7 (Alteration of tramways) of the Order of 1904;
- Section 18 (Temporary tramway to be made where necessary);
- Section 19 (Application of road materials excavated in construction of works);
- Section 20 (Junctions with tramways which can be worked in connection with Corporation tramways);

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- Section 21 (Power to lay down double or interlacing lines in place of single lines and vice versa) as extended by section 7 (Alteration of tramways) of the Order of 1904;
- Section 22 (Provisions as to motive power);
- Section 23 (Special provisions as to use of electrical power);
- Section 24 (For protection of Postmaster-General) as amended by section 8 (For protection of Postmaster-General) of the Order of 1904;
- Section 26 (Power to attach brackets &c. to buildings);
- Section 27 (Mechanical power works to be subject to section 30 of Tramways Act 1870);
- Section 31 (Agreements for sale leasing working &c.);
- Section 32 (Power to Corporation to work tramways);
- Section 35 (Traffic upon tramways);
- Section 36 (Corporation not bound to carry goods);
- Section 37 (Provision as to carriage of animals goods &c. in separate carriages);
- Section 38 (Power to take tolls and charges);
- Section 39 (Payment of tolls);
- Section 40 (Passengers' luggage);
- Section 41 (As to fares on Sundays or holidays);
- Section 42 (Cheap fares for labouring classes);
- Section 43 (Periodical revision of rates and charges);
- Section 44 (Byelaws);
- Section 45 (Amendment of Tramways Act 1870 as to byelaws by local authority); and
- Section 47 (Orders &c. of Board of Trade):

Provided that the Corporation may appoint stages upon the tramways and any tramways for the time being belonging or demised to or worked or run over by the Corporation each of not less than half-a-mile in length and may demand and take for every passenger travelling upon such tramways including every expense incidental to the conveyance of such passenger any rates or charges not exceeding one penny for each two stages (or portion of that distance) travelled and for this purpose the fraction of a stage shall be deemed a stage Provided also that from and after the passing of this Act the expression "tramways" where used in the said sections 20 and 31 shall

be deemed to include light railways and the said section 31 shall be read and construed as if the words "within the borough or" had been inserted therein before the words "in any adjacent district." A.D. 1908.

19.—(1) It shall be lawful for the Postmaster-General in any street or public road or part of a street or public road in which he is authorised to place a telegraph to use for the support of such telegraph any posts and standards (with the brackets connected therewith) erected in any such street or public road by the Corporation in connection with the tramways and to lengthen adapt alter and replace such posts standards and brackets for the purpose of supporting any telegraph and from time to time to alter any telegraph so supported subject to the following conditions:— Use of tramway posts by Postmaster-General.

- (A) In placing maintaining or altering such telegraph no obstruction shall be caused to the traffic along or the working or user of the tramways:
- (B) The Postmaster-General shall give to the Corporation not less than twenty-eight days' notice in writing of his intention to exercise any of the powers of this section and shall in such notice specify the streets or public roads or parts of streets or public roads along which it is proposed to exercise such powers and the manner in which it is proposed to use the posts standards and brackets and also the maximum strain and the nature and direction of such strain Any difference as to any matter referred to in such notice shall be determined as hereinafter provided:
- (c) Unless otherwise agreed between the Postmaster-General and the Corporation the Postmaster-General shall pay the expense of lengthening adapting altering or replacing under the provisions of this section any post standard or bracket and the expenses of providing and maintaining any appliances or making any alteration rendered necessary in consequence of the exercise of the powers of this section for the protection of the public or the unobstructed working or user of the tramways or to prevent injurious affection of the Postmaster-General's telegraphs or any telegraphic or telephonic line or electrical apparatus of the Corporation or by any regulations which may

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from time to time be made by the Board of Trade arising through the exercise by the Postmaster-General of the powers conferred by this section:

- (D) Unless otherwise agreed or in case of difference determined as hereinafter provided all telegraphs shall be attached to the posts standards or brackets below the level of the trolley wires and on the side of such posts or standards farthest from the trolley wires Any difference as to the conditions of attachment shall be determined as hereinafter provided:
- (E) Unless otherwise agreed no telegraph shall be attached to any post or standard placed in or near the centre of any street or public road:
- (F) The Postmaster-General shall cause all attachments to posts standards or brackets used by him under the powers of this section to be from time to time inspected so as to satisfy himself that the said attachments are in a proper state of condition and repair:
- (G) The Postmaster-General shall make good to the Corporation and shall indemnify them against any loss damage or expense which may be incurred by them through or in consequence of the exercise by the Postmaster-General of the powers conferred upon him by this section unless such loss damage or expense be caused by or arise from gross negligence on the part of the Corporation their officers or servants:
- (H) The Postmaster-General shall make such reasonable contribution to the original cost of providing and placing any post standard or bracket used by him and also to the annual cost of the maintenance and renewal of any such post standard or bracket as having regard to the respective interests of the Corporation and the Postmaster-General in the use of the post standard or bracket and to all the circumstances of each case may be agreed upon between the Postmaster-General and the Corporation or failing agreement determined as hereinafter provided:
- (I) The Corporation shall not be liable for any interference with or damage or injury to the telegraphs of the Postmaster-General arising through the exercise by the Postmaster-General of the powers conferred by

this section and caused by the maintaining and working of the tramways or by any accident arising thereon or by the authorised use by the Corporation of electrical energy unless such interference damage or injury be caused by gross negligence on the part of the Corporation their officers or servants :

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- (j) If it shall become necessary or expedient to alter the position of or remove any post standard or bracket the Postmaster-General shall upon receiving twenty-eight days' notice thereof at his own expense alter or remove the telegraph supported thereby or at his option retain the post standard or bracket and pay the Corporation the value of the same. Provided that if the Corporation or the body having the control of the street or public road object to the retention of the post standard or bracket by the Postmaster-General a difference shall be deemed to have arisen and shall be determined as hereinafter provided.

(2) Nothing in this section contained shall prevent the Corporation from using their posts standards or brackets for the support of any of their electric wires and apparatus whether in connection with their tramways or other municipal undertakings or shall take away any existing right of the Corporation of permitting the use by any company or person of their posts standards or brackets in connection with the lighting of the streets or otherwise. Provided that any difference between the Postmaster-General and such company or person in relation to the use of the posts standards or brackets by the Postmaster-General and such company or person respectively shall be determined as hereinafter provided.

(3) All differences arising under this section shall be determined in manner provided by sections 4 and 5 of the Telegraph Act 1878 for the settlement of differences relating to a street or public road.

- (4) In this section—

The expression "the Corporation" includes their lessees ;

The expression "telegraph" has the same meaning as in the Telegraph Act 1869 ;

Other expressions have the same meaning as in the Telegraph Act 1878.

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Regulations
by Corpora-
tion.

20. The regulations authorised by the Tramways Act 1870 to be made by the promoters of any tramway and their lessees may with respect to any tramways or portions of tramways for the time being belonging to and worked by the Corporation be made by the Corporation alone.

Shelters or
waiting-
rooms.

21. The Corporation may erect and maintain shelters or waiting-rooms for the accommodation of passengers and of the Corporation servants and may with the consent of the local authority and road authority use for that purpose portions of any public streets or roads.

Power to
hold patent
rights.

22. The Corporation may acquire and hold patent and other rights and licences (not being exclusive) in relation to the use of electrical power for the purposes of the tramway undertaking.

Penalty for
malicious
damage.

23. If any person wilfully does or causes to be done with respect to any apparatus used for or in connection with the working of any of the tramways or any tramways for the time being belonging or demised to or worked by the Corporation anything which is calculated to obstruct or interfere with the working of any such tramway or to cause injury to any person he shall (without prejudice to any proceedings by way of indictment or otherwise to which he may be subject) be guilty of an offence punishable on summary conviction and every person convicted of such offence or of any offence under section 50 of the Tramways Act 1870 with respect to any such tramway shall be liable to a penalty not exceeding twenty pounds.

Application
of tramway
revenue.

24.--(1) The Corporation shall apply all money received by them on account of tramway revenue in manner and in the order following (that is to say):--

(Firstly) In payment of the working and establishment expenses and cost of maintenance of the tramway undertaking (including the maintenance of so much of the roads in which the tramways are laid as is required to be maintained and kept in good repair and condition by the promoters of tramways by section 28 of the Tramways Act 1870):

(Secondly) In payment of the interest on moneys borrowed by the Corporation for the purposes of the tramway undertaking:

(Thirdly) In providing the requisite appropriations instalments or sinking fund payments in respect of moneys borrowed for the purposes of the tramway undertaking: