



CHAPTER xlviii.

An Act to provide for the removal of Bethlem Hospital to the Monks Orchard Estate at Addington in Surrey and Beckenham and West Wickham in Kent and for the disposal of the existing hospital premises and convalescent home and the vesting of the said hospital premises or part thereof in the London County Council as an open space and for other purposes.

A.D. 1926.

[15th July 1926.]

WHEREAS by a Charter or Letters Patent of His late Majesty King Henry the Eighth bearing date the thirteenth day of January in the thirty-eighth year of the reign of His said Majesty the custody order and government of the house and hospital then called Bethlem and situate without and near to Bishopsgate of the city of London and of all manors lands tenements possessions revenues and hereditaments whatsoever to the same house and hospital belonging and appertaining were given and granted to the mayor and commonalty and citizens of the city of London (hereinafter called "the Corporation") and their successors and the Corporation were thereby constituted masters keepers and Governors of the said house and hospital and of the said manors lands tenements and other premises to the said house and hospital belonging and appertaining to hold the said custody order and governance to the Corporation for the uses and intentions in and upon the foundation

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A.D. 1926. thereof ordained or provided or by His said Majesty His
— heirs and successors thereafter to be ordained and
provided :

And whereas at the date of the said Charter the said house and hospital was used for the reception of lunatics :

And whereas by the Act 22 George III. cap. 77 certain articles of agreement were confirmed whereby it was (inter alia) provided that it should be lawful for the lord mayor and aldermen of the city of London or other Governors of the hospital to use the style of “ The Mayor
“ and Commonalty and Citizens of the City of London
“ as Masters Guardians and Governors of the House and
“ Hospital called Bethlem situate without and near to
“ Bishopsgate of the said City of London ” (hereinafter called “ the Governors ”) :

And whereas the hospital was transferred from Bishopsgate aforesaid to London Wall in the said city of London and subsequently transferred from London Wall to the present site in St. George's Road and Lambeth Road in the metropolitan borough of Southwark :

And whereas the said lands at Southwark are held by the governors of the said hospital under two leases granted in pursuance of the Acts 50 George III. cap 198 and 2 and 3 Victoria cap. 20 by the Corporation as trustees of the Bridge House Estates to the Governors one of which leases is dated the eleventh day of July one thousand eight hundred and ten and is for a term of eight hundred and sixty-five years from the feast day of St. Michael the Archangel then last past at a yearly rent of one shilling and the other thereof is dated the twelfth day of December one thousand eight hundred and thirty-nine and is for a term of eight hundred and thirty-six years from the feast day of St. Michael the Archangel one thousand eight hundred and thirty-eight at the yearly rent of five shillings :

And whereas by the Bethlem Hospital Act 1871 the Governors were authorised to establish at Witley in the parish of Godalming in Surrey a convalescent home for the reception of such of the persons taken care of at the hospital as were convalescent or such others of them as the Governors might think fit to send thereto :

And whereas the buildings of the hospital are antiquated and the location thereof is not best suited for the

purposes of the hospital and it would be to the benefit of patients in the hospital that the hospital should be removed and the Governors are desirous of removing the same to modern and more convenient premises which they desire to provide on an estate which they have recently purchased known as the Monks Orchard Estate comprising three hundred and thirty-four acres or thereabouts together with the buildings thereon and situate partly in the parish of Addington in the county of Surrey and partly in the parishes of Beckenham and West Wickham in the county of Kent :

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And whereas it is expedient to confer powers upon the Governors to facilitate the provision by them of convenient hospital premises on the said Monks Orchard Estate and to remove Bethlem Hospital thereto and to conduct and maintain the same thereat :

And-whereas it has been agreed that the Governors shall grant to the Corporation all their rights and interests in the said Monks Orchard Estate and that the Corporation shall thereupon lease such estate to the Governors and it is expedient that provision should be made for the said grant of the Monks Orchard Estate to the Corporation and for the leasing thereof by the Corporation to the Governors :

And whereas the Governors have entered into the agreement set out in the schedule to this Act for the sale of the said lands at Southwark to the Right Honourable the Viscount Rothermere (hereinafter called "the Purchaser") :

And whereas by the said agreement the Purchaser has agreed to dedicate the said lands at Southwark when acquired by him as and for a memorial park and open space under the Open Spaces Act 1906 for the benefit and recreation of the inhabitants of the metropolitan borough of Southwark and the general public and the Governors have agreed that in the event of such lands not being so acquired as aforesaid the Governors shall dedicate or cause to be dedicated a portion thereof comprising not less than five acres of the said lands as and for a park and open space under the said Open Spaces Act for the benefit and recreation of the said inhabitants and the general public :

And whereas the said agreement provides that the Governors may use their best endeavours to vest the said

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A.D. 1926. — lands by Act of Parliament directly in the council of the administrative county of London (hereinafter called "the London County Council") as an open space under the said Open Spaces Act 1906 and the London County Council are willing to accept and undertake the care and maintenance of the said lands or such part thereof as may be vested in them under or by virtue of this Act :

And whereas the Corporation have agreed that so soon as the interest of the Governors in the said lands at Southwark or in such portion thereof as aforesaid has been vested in the London County Council as hereinbefore mentioned the Corporation will thereupon transfer to the London County Council the freehold reversion of the Corporation in the said lands or such portion thereof as an open space and in the event of a portion only of the freehold reversion of the Corporation in the said lands becoming transferable to the London County Council under the provisions of the said agreement the Corporation have agreed to transfer the freehold reversion in the remainder of such lands to the Governors :

And whereas it is expedient that the said agreement should be confirmed and that provision should be made for vesting the said lands or in certain events in the said agreement more particularly set forth such portion thereof in the London County Council as an open space under the said Open Spaces Act 1906 :

And whereas it is expedient that the Governors should be empowered to sell or dispose of any interest in the said lands at Southwark which is now or may be under the powers of this Act vested in them and any property held by them in connection therewith other than the said lands or such portion thereof as is to be vested in the London County Council and to sell and dispose of the said convalescent home at Witley aforesaid and any property held by them in connection therewith which will no longer be required when the hospital is re-established on the said Monks Orchard Estate and to apply the proceeds of any such sale and other funds of the Governors to the purposes of this Act :

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

May it therefore please Your Majesty that it may be enacted and be it enacted by the King's most Excellent

Majesty by and with the advice and consent of the Lords A.D. 1926
 Spiritual and Temporal and Commons in this present —
 Parliament assembled and by the authority of the same
 as follows (that is to say):—

1. This Act may be cited as the Bethlem Hospital Short title.
 Act 1926.

2. In this Act unless there be something in the Interpretation.
 subject or context repugnant to such construction—

“the Corporation” means the mayor and com-
 monalty and citizens of the city of London
 trustees of the Bridge House Estates;

“the Governors” means the mayor and commonalty
 and citizens of the city of London as masters
 guardians and Governors of the house and
 hospital called Bethlem situate without and near
 to Bishopsgate of the city of London;

“the Charity Commissioners” means the Charity
 Commissioners for England and Wales;

“the existing hospital” means the hospital called
 Bethlem in the metropolitan borough of South-
 wark and any lands and buildings or property
 held by the Governors in connection therewith;

“the Witley Home” means the convalescent home
 of the Governors established under the Bethlem
 Hospital Act 1871 and any lands or property of
 the Governors held in connection therewith;

“the Council” means the London County Council;

“the scheduled agreement” means the agreement
 set out in the schedule to this Act.

3. Subject to the provisions of this Act the scheduled Confirmation of
 agreement is hereby confirmed and made binding upon scheduled
 the parties thereto. agreement.

4. So soon as the interest of the Governors in the Grants by
 lands at Southwark delineated and coloured pink on the Corpora-
 plan annexed to the scheduled agreement and comprising tion of
 fourteen acres one rood and thirteen perches or there- reversionary
 abouts or as the case may be the portion thereof com- interests.
 prising five acres which is referred to in the section of
 this Act of which the marginal note is “Vesting of lands
 in Council” has been vested in the Council by virtue of

A.D. 1926.

— this Act the Corporation shall and are hereby empowered to grant and transfer to the Council the freehold reversion of the Corporation in the said lands or such portion thereof as and for an open space under the Open Spaces Act 1906 and in the event of a portion only of the said freehold reversion becoming transferable to the Council under the provisions of the scheduled agreement and of this Act the Corporation shall grant and transfer to the Governors the freehold reversion in the remainder of the said lands.

Grant by
Governors
to Cor-
poration.

5. In consideration of the grant by the Corporation provided for by the section of this Act of which the marginal note is "Grants by Corporation of reversionary interests" and of the lease to be granted by the Corporation to the Governors as provided for by the section of this Act of which the marginal note is "Lease by Corporation to Governors" the Governors shall grant to the Corporation and the Corporation shall accept a grant or conveyance of the fee simple of or any other estate or interest of the Governors in the said estate belonging or reputed to belong to the Governors and known as the Monks Orchard Estate and comprising three hundred and thirty-four acres or thereabouts together with the buildings erected thereon and situate partly in the parish of Addington in the county of Surrey and partly in the parishes of Beckenham and of West Wickham in the county of Kent.

Lease by
Corpora-
tion to
Governors.

6. The Corporation shall lease to the Governors for a term of seven hundred and forty-nine years from the twenty-ninth day of September one thousand nine hundred and twenty-five at the yearly rent of six shillings and subject to the same covenants conditions and stipulations as are contained in the said leases of the eleventh day of July one thousand eight hundred and ten and the twelfth day of December one thousand eight hundred and thirty-nine or otherwise as may be agreed between the Corporation and the Governors and the Governors shall accept a lease of the said Monks Orchard Estate and in the same lease there shall be contained a covenant by the Governors with the Corporation that the said premises comprised in such lease shall be used only for the purpose of the reception of lunatics and other distracted persons and the augmentation of the revenues of the said hospital and a proviso for re-entry by the Corporation or their

successors into the said premises demised in case the same or the buildings erected thereon shall be used for any other purpose than the reception of lunatics and other distracted persons and the augmentation of the revenues of the said hospital. A.D. 1926.

7.—(1) The Governors may at any time appropriate to the purposes of a hospital and convalescent home the lands forming the Monks Orchard Estate which may for the time being be vested in them or held by them under any lease thereof granted to them under the powers of this Act and the Governors may upon such lands or on any part or parts thereof erect construct provide and fit up in accordance with plans previously submitted to and approved by the board of control a hospital and convalescent home with all necessary and convenient dwellings buildings offices yards approaches conveniences and appurtenances and so soon as the said board have certified that the said hospital and home have been duly registered under the Lunacy Act 1890 the Governors may transfer thereto the existing hospital and the Witley Home and any patients therein and may maintain and continue on the said lands the hospital and convalescent home provided thereon in substitution for the existing hospital and the Witley Home and the provisions of the Lunacy Acts 1890 to 1911 with regard to registered hospitals shall subject to such adaptations and modifications (if any) as the board of control may consider necessary apply to the said hospital and home accordingly. Power to appropriate lands for purposes of hospital and convalescent home.

(2) The Governors may from time to time repair enlarge rebuild or alter in accordance with plans submitted and approved as aforesaid any hospital and convalescent home and any dwellings buildings offices yards approaches conveniences and appurtenances so provided by them on the said lands as aforesaid in such manner as to them shall seem fit.

8. So soon as the Governors shall have provided a hospital on the said Monks Orchard Estate they shall save so far as may be otherwise agreed between the Governors and the Purchaser and the Council forthwith take down and remove the buildings or structures forming the existing hospital and may sell or dispose of any materials obtained in pulling down the same and may remove and sell any furniture fittings or effects belonging Power to Governors to sell existing hospital and convalescent home.

A.D. 1926. — to or held by them in connection with the said hospital and may with the approval of the Charity Commissioners sell lease or otherwise dispose of the said lands at Witley aforesaid and the Witley Home and any buildings and property held by or vested in the Governors in connection therewith or may take down all or any part of the Witley Home and any buildings or property held therewith and may remove and sell or dispose of the materials thereof.

Vesting of
lands in
Council.

9.—(1) On the completion of the purchase provided for by the scheduled agreement all the estate and interest of the Governors in the lands at Southwark delineated and coloured pink on the plan annexed to the said agreement comprising fourteen acres one rood and three perches or thereabouts or in the event of there being such failure of such completion as is mentioned in such agreement then all the estate and interest of the Governors in an area comprising five acres of such lands shall vest and remain vested in the Council as an open space under the Open Spaces Act 1906 subject to the terms and conditions contained in the scheduled agreement and this Act and affecting the said lands or the said five acres thereof which shall be so vested including the obligation of the Governors to enter thereon and remove buildings therefrom.

(2) The Council may subject to the provisions of the scheduled agreement and of this Act lay out plant improve and maintain any lands vested in them under or by virtue of this Act for the purpose of their being used as an open space under the Open Spaces Act 1906.

(3) The Council may subject as aforesaid exercise with respect to any lands so vested in them as aforesaid all or any of the powers of the Open Spaces Act 1906 or any Act amending the same or relating to parks and open spaces under the control of the Council as if such lands were an open space or pleasure ground within the meaning of those Acts or any of them.

(4) If by reason of such failure of completion of purchase as aforesaid the lands to be vested in the Council under or by virtue of this Act shall be an area of five acres only of the said lands as delineated on the said plan as aforesaid—

(a) The portion of the said lands to be so vested shall be such portion of the said lands comprising five acres as shall be agreed upon between the

Governors and the Council or failing such agreement determined by the Charity Commissioners after consultation with the Minister of Health; A.D. 1926.
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- (b) The Governors may sell lease or otherwise dispose of in such manner as the Charity Commissioners shall approve after consultation with the Minister of Health any estate or interest now belonging to or which may hereafter become vested in them in any part of the said lands (other than such five acres).

10. The Governors may with the approval of the Charity Commissioners and subject thereto without any other or further authority than this Act apply any moneys arising from any sale lease or disposal by the Governors under the powers of this Act of any lands buildings or property and any other moneys or funds of the Governors shall with such approval as aforesaid be applicable towards any expenses of the Governors of or in relation to the purchase of the Monks Orchard Estate and the establishment by them of a hospital and premises in connection therewith on the said Monks Orchard Estate and the carrying on conduct and management or other purposes of such hospital and premises. Moneys endowments &c. to be applicable to hospital.

11.—(1) All rules and regulations made by the Governors and which apply to the existing hospital and the Witley Home respectively and in force at the passing of this Act shall until other rules or regulations are made in lieu thereof continue in force and so far as applicable apply to any hospital established by the Governors on the said Monks Orchard Estate. Existing rules and regulations to continue.

(2) All powers rights and privileges of the Governors in relation to the existing hospital and the Witley Home shall so far as applicable extend and apply to any hospital or premises established by the Governors on the said Monks Orchard Estate.

12. All the costs charges and expenses of the Corporation and the Governors of and incidental to the preparing for obtaining or passing of this Act or otherwise in relation thereto and of carrying the same into execution shall be paid by the Governors out of the revenues and property belonging to the Governors. Expenses of Act.

A.D. 1926. The SCHEDULE referred to in the foregoing Act.

AN AGREEMENT made the Twenty-sixth day of February one thousand nine hundred and twenty-six BETWEEN THE MAYOR AND COMMONALTY AND CITIZENS OF THE CITY OF LONDON as Masters Guardians and Governors of the House and Hospital called Bethlem situate without and near to Bishopsgate of the said City of London (hereinafter called "the Governors") by LIONEL FAUDEL PHILLIPS their Treasurer of the one part and THE RIGHT HONOURABLE THE VISCOUNT ROTHERMERE P.C. (hereinafter called "the Purchaser") of the other part Whereby it is agreed as follows:—

1. In this agreement the following expressions shall where the context so admits bear the following meanings:—

EXPRESSION.	MEANING.
The Corporation - - -	The mayor and commonalty and citizens of the city of London as trustees of the Bridge House Estates.
The plan - - -	The plan annexed hereto.
The property - - -	The freehold estate in fee simple of the existing hospital called Bethlem in the metropolitan borough of Southwark and of the land buildings and property held by the Governors in connection therewith situate on the north-west side of the Lambeth Road and the north-east side of St. George's Road Southwark aforesaid containing fourteen acres one rood three perches or thereabouts delineated and coloured pink on the plan except so much of the subsoil thereunder as is required by the London Electric Railway Company in pursuance of a notice to treat already given by them to the Governors.

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 Act, 1926.

EXPRESSION.	MEANING.	A.D. 1926.
The Bethlem Hospital Bill	The Bill introduced in the 1925 session of Parliament and now pending to provide for the removal of Bethlem Hospital to the Monks Orchard Estate at Addington in Surrey and Beckenham and West Wickham in Kent and for the disposal of the existing hospital premises and convalescent home and for other purposes.	—
The date for completion -	The expiration of three years from the Bethlem Hospital Bill receiving the Royal Assent either in its present form or with the additions hereby authorised or such earlier date as may be mutually agreed between the Governors and the Purchaser.	

2. Subject as hereinafter provided the Governors will sell and the Purchaser will purchase for the sum of one hundred and fifty-five thousand pounds the property and the inheritance thereof in fee simple in possession free from incumbrances except as hereinafter mentioned.

3. The Purchaser shall upon the execution hereof pay to the Governors a deposit of fifty thousand pounds in respect of the said purchase money of one hundred and fifty-five thousand pounds and shall pay the balance of the purchase money on the date for completion.

4. The purchase shall be completed on the date for completion at the office at No. 5 New Square Lincoln's Inn London W.C.2 of Messrs. Trower Still & Keeling the Governors' solicitors or at such other place in the county of London as the Governors' solicitors shall in writing appoint.

5. Possession of the property will be retained and the outgoings discharged by the Governors up to the date for completion and as from that date the outgoings shall be discharged and possession shall (subject to the obligation of the Governors to enter and remove buildings as hereinafter provided) belong to the Purchaser and the outgoings shall if necessary be apportioned for the purpose of this provision rates being apportioned according to the period for which they are intended to provide.

6. The Governors shall before the date for completion at their own expense take down the existing buildings and erections on the site (except the surrounding walls railings and gates) and remove the materials thereof and shall at the date for completion leave the property clear and levelled Provided that all now existing trees and shrubs shall be carefully preserved and left standing on the property.

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7. The property is sold and if and so far as required by the Governors will be conveyed subject to all rights of water light and drainage and other easements (if any) and privileges and rights in the nature of easements.

8.—(1) The title of the Governors to the leasehold interest in the property shall commence with and consist of the two leases under which the Governors hold the same granted in pursuance of the Acts 50 George 3 c. 198 and 2 & 3 Victoria c. 20 by the Corporation as trustees of the Bridge House Estates one of which leases is dated the eleventh of July one thousand eight hundred and ten and is for a term of eight hundred and sixty-five years from the feast day of St. Michael the Archangel then last past at a yearly rent of one shilling and the other thereof is dated the twelfth of December one thousand eight hundred and thirty-nine and is for a term of eight hundred and thirty-six years from the feast day of St. Michael the Archangel one thousand eight hundred and thirty-eight at the yearly rent of five shillings. The title of the Governors to the freehold reversions in the property shall (subject as hereinafter provided) commence with the conveyance from the Corporation hereinafter mentioned.

(2) The said leases or copies thereof having been produced to and examined by the Purchaser's solicitors the Purchaser shall accept the title of the Governors to the said leases without objection or requisition of any kind.

9. No objection shall be made by the Purchaser on the ground that the Governors have not at the present time any binding contract for the grant to them by the Corporation of the freehold reversions vested in the Corporation in the premises comprised in the said respective leases but shall be satisfied with either the concurrence of the Corporation in the assurance to the Purchaser (whose costs shall be borne and paid by the Governors) or the conveyance by the Corporation to the Governors of the said freehold reversions and the Purchaser shall accept the title of the Corporation to the said freehold reversions without objection or requisition of any kind.

10. The conveyance of the property to the Purchaser shall be prepared and settled in accordance with the following provisions namely :—

- (1) The conveyance is to be prepared by and at the expense of the Purchaser and the engrossment thereof is to be delivered at the office of the solicitors of the Governors at least six weeks before the date for completion for execution by the Governors and all other necessary parties (if any) and the draft of such conveyance for perusal and approval on behalf of the Governors and other necessary parties (if any) is to be left at the said office at least four weeks before the delivery of the engrossment.

(2) The Purchaser shall in the conveyance enter into a covenant with the Governors their successors in title and assigns the owners for the time being of the remaining estates of the Governors framed so far as may be to bind the property into whosoever hands the same may come— A.D. 1926.

(a) To dedicate the property under the name of The Geraldine Mary Harmsworth Park but subject to the provisions herein contained to the following charitable purpose (that is to say) as and for a memorial park or open space under the Open Spaces Act 1906 for the benefit and recreation of the inhabitants of the metropolitan borough of Southwark and the general public and for that purpose at his own expense forthwith after the Governors shall have effected such registration of a land charge under the Land Charges Act 1925 as hereinafter provided and given notice of such registration to the Purchaser as hereinafter provided (but not before) to execute and do such assurances instruments and acts as shall reasonably be required by the Governors for the purpose of effectually assuring the property for the charitable purpose aforesaid;

(b) That the property shall not at any time thereafter be used or enjoyed otherwise than as and for such memorial park or open space as aforesaid;

(c) That no buildings shall at any time thereafter be erected on the property except as part of a scheme for laying out and adapting the property for the purposes of a memorial park or open space as aforesaid for the more beneficial carrying into effect of the charitable purpose aforesaid but this restriction shall not prevent the erection by the Purchaser during his life and after his death by Cecil Bisshopp Harmsworth if he shall survive the Purchaser during his life and after the death of the said Cecil Bisshopp Harmsworth by Esmond Cecil Harmsworth (the son of the Purchaser) if he shall survive the Purchaser and the said Cecil Bisshopp Harmsworth during his life of (A) suitable boundary walls entrance gates lodges shelters bandstands and other similar conveniences or (B) a memorial in such form as the Purchaser or the said Cecil Bisshopp Harmsworth or the said Esmond Cecil Harmsworth shall think fit to the Purchaser's late mother and accordingly they shall respectively be at liberty to erect such erections as aforesaid;

(d) Not to deal with or dispose of the property or any part thereof in any way whatever until the

A.D. 1926.

Governors shall have registered the before-mentioned covenant under the Land Charges Act 1925 as a land charge Class D in due course and have given to the Purchaser express notice in writing that such registration has been effected.

(3) The Governors shall not be required to enter into any covenants for title other than the statutory covenant implied by their being expressed to convey as trustees.

(4) The Governors shall be entitled to a duplicate of the conveyance to be prepared engrossed and stamped by and at the expense of the Governors.

11.—(a) The Governors may use their best endeavours to procure the insertion in the Bethlem Hospital Bill of provisions vesting the property direct in the council of the administrative county of London as an open space under the Open Spaces Act 1906 (without prejudice to the right of the Purchaser or the said Cecil Bisshopp Harmsworth or the said Esmond Cecil Harmsworth to erect such suitable boundary walls entrance gates lodges shelters bandstands and other similar conveniences as aforesaid or such memorial as aforesaid) and such vesting shall be deemed to satisfy the provisions of clause 10 (2) (a) (b) (c) and (d) of this agreement or of any covenants entered into in pursuance thereof.

(b) Notwithstanding anything herein contained and provided the purchase shall be completed it is hereby agreed that during the life of the Purchaser no building shall be erected thereon without the consent of the Purchaser and that after his death and during the life of Cecil Bisshopp Harmsworth if he shall survive the Purchaser and that after his death and during the life of the said Esmond Cecil Harmsworth if he shall survive the Purchaser and the said Cecil Bisshopp Harmsworth no building shall be erected thereon without the consent of the said Cecil Bisshopp Harmsworth or Esmond Cecil Harmsworth respectively.

12.—(a) This agreement is subject to the same being confirmed by Parliament and to such alterations as Parliament may think fit to make therein but in the event of either House of Parliament making any material alteration in this agreement it shall be competent to either party hereto by notice in writing to that effect given to the other party at any time before the Third Reading of the Bill in the House of Commons to withdraw from this agreement and the same shall thereupon be void and of no effect.

(b) If this agreement be not confirmed by Parliament in either the session 1926 or the session 1927 the same shall be void and of no effect.

13. If this agreement shall become void under the foregoing provisions the Governors shall forthwith return to the Purchaser

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the said deposit of fifty thousand pounds without interest which shall be accepted by the Purchaser in satisfaction of all claims on any account whatsoever And the Purchaser shall forthwith return all abstracts copy documents or other papers in his possession belonging to or furnished by the Governors (including the duplicate signed on behalf of the Governors of this agreement) and shall not make any claim on the Governors whether for costs or otherwise.

A.D. 1926.
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14. If the Purchaser make default in complying with any of these conditions and shall not make good such default within twenty-one days after being required in writing so to do his deposit shall be absolutely forfeited to the Governors who shall thereupon dedicate or cause to be dedicated as soon as conveniently can be not less than five acres of the property to be named Geraldine Mary Harmsworth Memorial Park as and for a park or open space under the Open Spaces Act 1906 for the benefit and recreation of the inhabitants of the said metropolitan borough of Southwark and the general public and shall be at liberty to sell lease or otherwise dispose of all or any part of the remainder of the property on such terms as they may think fit and before exercising the powers contained in this clause it shall not be necessary for the Governors to tender a conveyance to the Purchaser.

As witness the hands of the said Lionel Faudel Phillips and Viscount Rothermere the day and year first above written.

Witness to the signature of the said }
Lionel Faudel Phillips } L. FAUDEL PHILLIPS.

(Sd) F. C. STILL
Lincoln's Inn
Solr.

Witness to the signature of the said }
the Right Honourable Viscount }
Rothermere } ROTHERMERE.

(Sd) WM. A. M. McWHIRTER
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