



CHAPTER lxxv.

An Act to confirm a Provisional Order made by the Board of Trade under the Tramways Act 1870 relating to Rotherham Corporation Tramways. [8th July 1914.] A.D. 1914.

WHEREAS under the authority of the Tramways Act 1870 the Board of Trade have made the Provisional Order set out in the schedule to this Act annexed: 33 & 34 Vict. c. 78.

And whereas a Provisional Order made by the Board of Trade under the authority of the said Act is not of any validity or force whatever until the confirmation thereof by Act of Parliament:

And whereas it is expedient that the Provisional Order made by the Board of Trade under the authority of the said Act and set out in the schedule to this Act annexed be confirmed by Act of Parliament:

Be it therefore 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:—

1. This Act may be cited as the Tramways Order Confirmation Act 1914. Short title.

2. The Order set out in the schedule to this Act annexed shall be and the same is hereby confirmed and all the provisions thereof in manner and form as they are set out in the said schedule shall from and after the passing of this Act have full force and validity and the date of the same shall be the date of the passing of this Act. Confirmation of Order in schedule.

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SCHEDULE.

ROTHERHAM CORPORATION.

Rotherham Corporation.

Order authorising the Mayor Aldermen and Burgesses of the Borough of Rotherham to construct additional Tramways in the said Borough and for other purposes.

Short title.

1. This Order may be cited as the Rotherham Corporation Tramways Order 1914.

Incorporation of Acts.

2. The provisions of the Tramways Act 1870 are hereby incorporated with this Order except where the same are inconsistent with or expressly varied by this Order.

Interpretation.

3. The several words terms and expressions to which by the Tramways Act 1870 meanings are assigned have in this Order the same respective meanings Provided that in this Order—

The expression "the tramways" means the tramways and works by this Order authorised ;

The expressions "the Act of 1900" "the Act of 1904" and "the Act of 1911" mean respectively the Rotherham Corporation Act 1900 the Rotherham Corporation Act 1904 and the Rotherham Corporation Act 1911.

Promoters.

4. The mayor aldermen and burgesses of the borough of Rotherham acting by the council shall be the Promoters for the purposes of this Order and are in this Order referred to as "the Promoters."

Construction of tramways.

5. Subject to the provisions of this Order the Promoters may construct and maintain in accordance with the plans and sections deposited at the office of the Board of Trade for the purposes of this Order the tramways herein-after described with all proper rails plates sleepers junctions turntables turnouts crossings passing-places tubes wires stables carriage-houses sheds buildings works apparatus and conveniences connected therewith or for the purposes thereof and may take up and remove so much of any existing lines of tramway as will be rendered unnecessary by the construction of the said tramways Provided that nothing in this Order or in any Act wholly or in part incorporated therewith shall extend to or authorise any interference with any works of any undertakers within the meaning of the Electric Lighting Acts 1882 to 1909 to which the provisions of section 15 of the Electric Lighting Act 1882 apply except in accordance with and subject to the provisions of that section.

The tramways authorised by this Order will be wholly situate in the borough of Rotherham and are—

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Tramway No. 1 (single line 2 furlongs 6·03 chains in length) commencing by a junction with the existing tramway of the Promoters in Westgate at or near the junction therewith of Talbot Lane passing thence into and along Market Place and the new street now in course of construction connecting Market Street with Frederick Street thence along Frederick Street and into Effingham Street and terminating therein by a junction with the existing tramway of the Promoters at or near the junction of Frederick Street and Effingham Street :

Tramway No. 1a (single line 1·56 chains in length) commencing by a junction with the southern track of the existing tramway of the Promoters in High Street at a point 18 yards or thereabouts west of the western side of Church Street passing thence into Market Place and terminating therein by a junction with Tramway No. 1 herein-before described at or near the junction of Domine Lane and Market Place :

Tramway No. 2 (single line 8·59 chains in length) commencing by a junction with the existing tramway of the Promoters in Main Street at or near the western side of Market Street and passing thence into and along Market Street and into the new street now in course of construction herein-before referred to and terminating therein at or near the junction of that street with Market Street :

Tramway No. 3 (single line 5·48 chains in length) commencing by a junction with the existing tramway of the Promoters in Effingham Street at or near its junction with Howard Street passing thence into and along Howard Street and into Frederick Street and terminating therein by a junction with Tramway No. 1 herein-before described at or near the junction of Howard Street and Frederick Street :

Tramway No. 4 (single line 2 furlongs 5·94 chains in length) commencing by a junction with the existing tramway of the Promoters in Fitzwilliam Road at or near its junction with St. Ann's Road passing thence along Frederick Street and into and along Nottingham Street Howard Street and Effingham Street and terminating therein by a junction with the existing tramway of the Promoters at a point 15 yards or thereabouts south-west of the south-western side of Howard Street :

Tramway No. 4a (single line 1·66 chains in length) commencing in Howard Street by a junction with Tramway No. 4 (herein-before described) at a point 6 yards or thereabouts south-east of the eastern side of Henry Street passing thence into Effingham

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Street and terminating therein by a junction with the existing tramway of the Promoters at a point 14 yards or thereabouts north-east of the north-eastern side of Howard Street :

Provided that the Promoters shall not lay any portion of Tramway No. 4 so that for a distance of thirty feet or upwards a less space than nine feet and six inches shall intervene between the outside of the footpath on either side of the road and the nearest rail of the tramway.

Extending to
this Order
certain pro-
visions of
former Acts.

6. Subject to the provisions of this Order the provisions of Part II. of the Act of 1900 (except sections 5 6 9 15 16 19 21 32 33 36 and 42) and the herein-after mentioned provisions of the Act of 1904 and of the Act of 1911 shall so far as the same are applicable extend and apply to the tramways in like manner in every respect as if the tramways formed part of the tramways and tramway undertaking authorised by the Act of 1900 the Act of 1904 and the Act of 1911 and for the purpose of such application the expressions "the tramways" and "the Corporation tramways" in the said provisions shall be construed to include the tramways.

The provisions of the Act of 1904 and of the Act of 1911 herein-before referred to are—

The Act of 1904—

Section 31 (For protection of Postmaster-General); and

Section 33 (Attachment of brackets &c. to buildings):

The Act of 1911—

Section 12 (As to electrical works);

Section 14 (Plan of proposed mode of construction);

Section 16 (Use of tramway posts by Postmaster General);

Section 17 (Apparatus used for mechanical power to be deemed part of tramways); and

Section 19 (Penalty for malicious damage):

Provided that section 13 of the Act of 1900 as applied by this Order shall be read and have effect as if the words "with the consent of the Board of Trade" had been inserted therein after the word "Act" where it first occurs in that section and that nothing in this Order shall authorise the attachment of brackets wires and apparatus to any house bridge or building without the consent of the owner and occupier thereof.

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