



CHAPTER cxxxvii.

An Act to empower the Mayor Aldermen and Burgesses of the borough of Wisbech to construct a Quay or River Wall at Wisbech and to authorise them to create Debenture Stock and to authorise the Great Eastern Railway Company to construct a Railway at Wisbech and for other purposes. A.D. 1889.
[12th August 1889.]

WHEREAS by the local Act of the fiftieth year of King George III. chapter ccvi. (in this Act called "the Act of 1810") after reciting that the burgesses of the town of Wisbech in the Isle of Ely in the county of Cambridge (now called the mayor aldermen and burgesses of the borough of Wisbech and in this Act called "the Corporation") were in their corporate capacity the guardians of the port and harbour of Wisbech and that the affairs of the said burgesses were under the management of ten capital burgesses annually elected and chosen as therein mentioned it was (amongst other things) enacted that it should be lawful for the said capital burgesses and their successors to demand and receive for the use of the said burgesses in their corporate capacity and their successors certain tonnage duties upon vessels coming to or leaving the said port: 50 Geo. 3.
c. ccvi.

And whereas by the local Act of the eleventh and twelfth years of her present Majesty chapter cxliii. (in this Act called "the Act of 1848") the Commissioners of the Nene Outfall were authorised to make certain drainage and other improvement works some of them for the improvement of the Wisbech river and provision was thereby made for the payment by the Corporation of a gross contribution and also of an annual contribution (afterwards fixed at 300*l.* per annum) towards the expense of making parts of those works and for raising such gross and other sums the Corporation were authorised to demand and take additional duties ("the Nene improvement duties") on vessels and goods in the port of Wisbech and to borrow money on mortgage of the Nene improvement duties: 11 & 12 Vict.
c. cxliii.

[Ch. cxxxvii.] *Wisbech Corporation Act, 1889.* [52 & 53 VICT.]

A.D. 1889.

15 & 16 Vict.
c. cxxviii.

And whereas by the Nene Valley Drainage and Navigation Improvement Act 1852 (in this Act called "the Act of 1852") the Commissioners thereby incorporated were authorised to make certain drainage and other improvement works some of them for the improvement of the Wisbech river and provision was thereby made for the payment by the Corporation to the said Commissioners by three equal instalments of a gross contribution of 40,000*l.* towards the expense of making parts of those works and that gross sum was charged upon and made payable out of the port and harbour duties and the Nene improvement duties (hereinafter referred to collectively as "the harbour tolls and duties") and the Corporation were authorised to borrow not exceeding the amount of that gross sum on mortgage of the harbour tolls and duties and the Corporation were authorised to raise not exceeding 10,000*l.* part of that gross sum on mortgage of their real estates and it was thereby provided that notwithstanding any such mortgage the harbour tolls and duties should be the ultimate fund for the payment of the principal sums so borrowed on mortgage of those estates and that such principal sums but not the interest thereof should be ultimately paid out of the harbour tolls and duties and for providing additional means towards the execution and maintenance of the works by the now reciting Act authorised the Corporation were authorised to demand and take a further duty of one halfpenny a ton on goods in the port of Wisbech (in this Act called "the halfpenny duty") the proceeds whereof less the costs of collection were made payable to the said Commissioners subject to redemption of the duty upon certain specified terms :

17 & 18 Vict.
c. lxxxii.

And whereas by the Nene Valley Drainage and Navigation Improvement (Amendment) Act 1854 (in this Act called "the Act of 1854") the Corporation and others were required to contribute further sums (to be determined by arbitration) to the funds of the said Commissioners applicable for part of the works authorised by the Act of 1852 and the Corporation were empowered in order more effectually to provide additional means for the discharge as well of the sum by the Act of 1852 directed to be contributed by them as also of any increased amount of such contribution which might be awarded to be paid by them to increase the harbour tolls and duties and levy and assess additional or further tolls or duties and enlarge the term or authorise the longer continuance of any tolls or duties already authorised to be levied for such period as they might think proper and as they might consider to be requisite for the raising of the money on mortgage for payment of the increased contribution with the interest thereof and the expenses connected therewith and the Corporation were required to apply the ultimate balance of the harbour tolls and duties leviable under

the Acts of 1852 and 1854 in and towards the reduction and liquidation of the principal moneys due upon mortgages thereof :

A.D. 1889.

And whereas by the Wisbech Port Act 1855 (in this Act called "the Act of 1855") after reciting (amongst other things) that the Corporation had paid to the said Commissioners the sum of 13,333*l.* 6*s.* 8*d.* being the first instalment of the contribution of 40,000*l.* to be made by the Corporation and that in order to enable the Corporation to make that payment they borrowed the sum of 10,000*l.* on mortgage of a portion of their real estates and the sum of 1,500*l.* on mortgage of the harbour tolls and duties and those sums remained on the security of such mortgages respectively and that they paid 1,833*l.* 6*s.* 8*d.* the residue of that first instalment out of moneys received by them from the harbour tolls and duties and further reciting the hereinbefore recited provisions of the Act of 1854 and further reciting that after the passing of the Act of 1854 the Corporation paid to the Commissioners the sum of 13,333*l.* 6*s.* 8*d.* being the second instalment of the original contribution of 40,000*l.* to be made by the Corporation and that in order to enable the Corporation to make that payment they borrowed the sum of 10,000*l.* on mortgage of the harbour tolls and duties and that sum remained on that security and they paid 3,333*l.* 6*s.* 8*d.* the residue of that second instalment out of moneys received by them from the harbour tolls and duties And further reciting an award by the Right Honourable Sir John Somerset Pakington Baronet under the Act of 1854 that the following increased contributions should be paid by the Corporation to wit:—

18 & 19 Vict.
c. clx.

£	s.	d.	
12,000	0	0	to be paid in one sum on the 2nd day of July 1855.
4,670	12	6	to be paid in one sum if required for certain contingent works.
10,000	0	0	to be paid in one sum if required for certain contingent works.

26,670 12 6

And further reciting that the certain and contingent payments to be made by the Corporation as aforesaid inclusive of the third instalment of 13,333*l.* 6*s.* 8*d.* made together the total sum of 40,003*l.* 19*s.* 2*d.* and that the harbour tolls and duties did not afford an adequate security for such an amount in addition to the annual contribution of 300*l.* above mentioned and the several mortgages then subsisting thereon It was enacted (section 4) that after the passing of the reciting Act the Corporation should not borrow or reborrow any sum under the authority of any of the

A.D. 1889.

recited Acts other than under the authority of the Act of 1852 any sums not exceeding the amount requisite for the redemption of the halfpenny duty and the Corporation were empowered (section 5) under the authority of the reciting Act but subject as therein provided to borrow on mortgage of the harbour tolls and duties including any increased or additional or further duties at any time levied under the Act of 1854 any sums not exceeding 40,003*l.* 19*s.* 2*d.* and (section 6) to reborrow the amounts from time to time paid off of the several sums which the Corporation had already borrowed or might under the authority of the reciting Act borrow on mortgage of the harbour tolls and duties but not exceeding (section 7) 71,003*l.* 19*s.* 2*d.* and the Corporation were authorised (section 9) to grant to any mortgagee of the harbour tolls and duties a collateral mortgage of the corporate estates and their market tolls and the rates by that Act granted by way of collateral security and were required (section 15) subject as therein provided to set apart yearly as a sinking fund for the payment of the principal moneys secured by mortgages granted by them under the recited Acts and that Act at least 500*l.* and it was enacted (section 16) that the harbour tolls and duties should by way of complete indemnity to the corporate estates be liable to the repayment to the credit of the borough fund of the principal moneys already or thereafter paid out of the corporate estates and market tolls and the rates by that Act granted by reason of any mortgage or collateral mortgage as aforesaid and (sections 17 and 18) the Corporation were empowered for the purpose of making good any deficiency of the harbour tolls and duties as therein mentioned to make levy and recover upon and from the persons liable to be rated for the watch rate rates not exceeding in the aggregate in any one year tenpence in the pound :

25 & 26 Vict.
c. clxiv.

And whereas by the Nene Valley Act 1862 (in this Act called "the Act of 1862") the Corporation were required (section 6) to contribute a sum of 8,000*l.* to the funds of the third district constituted by the Act of 1852 and it was provided (section 11) that the Corporation should raise that sum by all or any of the ways and means by the Act of 1852 and the Act of 1854 or that Act authorised or prescribed with reference to the contributions to be made by the Corporation under the provisions thereof respectively and the Corporation were authorised to levy increased tolls or duties and additional or further tolls and duties in the port of Wisbech as therein provided and it was provided (section 13) that if the Corporation failed to raise the additional contribution imposed upon them by that Act by the means thereinbefore provided the powers of mortgaging and levying rates given to them by the Act of 1855 for raising or securing the moneys therein mentioned

should extend to and be exercised by the Corporation for raising such additional contribution and the Corporation were empowered to increase the amount of the rate in aid under the Act of 1855 from tenpence to any sum not exceeding one shilling and sixpence in the pound : A.D. 1889.

And whereas the Corporation have borrowed on mortgage the sum of 8,000*l.* for the purposes of their additional contribution under the Act of 1862 :

And whereas the Corporation have borrowed on mortgage of their corporate estates for purposes authorised by and under the powers of the Acts relating to municipal corporations the sum of 5,000*l.* :

And whereas the Corporation are the urban sanitary authority within the borough and as such authority have improved the cattle market and have acquired pleasure grounds and have executed works of sewerage and street paving and have borrowed for those purposes sums of which there remains outstanding 18,378*l.* 9*s.* 4*d.* :

And whereas the Corporation are the burial board for the borough and in that capacity have purchased a site for and have formed a burial ground and for that purpose have borrowed sums of which there remains outstanding 3,462*l.* 8*s.* 3*d.* :

And whereas the First Schedule to this Act contains a statement of the various sums which the Corporation have borrowed under the authority of the Municipal Corporations Acts and of the recited Acts and which now remain due and owing by the Corporation :

And whereas no time is at present limited for the extinguishment of the indebtedness of the Corporation in respect of the five sums (amounting together to fifty-five thousand seven hundred and fifty pounds) first mentioned in the statement contained in the said First Schedule :

And whereas the equated period within which the indebtedness of the Corporation including moneys borrowed under this Act would be extinguished by the payments to sinking funds of the Corporation and payments to a sinking fund for extinguishing the said sums amounting to fifty-five thousand seven hundred and fifty pounds as aforesaid in one hundred years with accumulations in each case at three pounds ten shillings per centum per annum is fifty-seven years from the twenty-fifth day of March one thousand eight hundred and ninety :

And whereas there is due to the corporate estates and market tolls from the harbour tolls and duties the sum of 25,285*l.* 11*s.* 3*d.* being the amount of borrowed money repaid out of the said corporate estates and market tolls by reason of the collateral mortgages under the Acts above recited :

A.D. 1889.

And whereas it is expedient with a view to the due accommodation and development of the trade of the port that the Corporation be empowered to construct the quay or river wall by this Act authorised :

And whereas the railway by this Act authorised would afford access from the harbour branch railway of the Great Eastern Railway Company to the said quay or river wall and would be constructed partly on lands already belonging to the said Company and to the Corporation respectively and it has been agreed between the said Company and the Corporation that the Corporation should acquire the further lands required for the purposes of the said railway and that the said Company should construct and work the said railway upon the terms and conditions specified in the agreement a copy of which is set forth in the Fifth Schedule to this Act (hereinafter referred to as "the scheduled agreement") and it is expedient that the Corporation be empowered to acquire the further lands aforesaid and that the scheduled agreement be confirmed and effect be given thereto :

And whereas Her Majesty's Commissioners of Sewers for the hundred of Wisbech and parts adjacent (in this Act called "the Wisbech Commissioners of Sewers") have the duty of maintaining the bank on the eastern side of the River Nene (known and in this Act referred to as "the Eastfield bank") extending from a point sixteen yards from the centre of the entrance to the Wisbech canal to the field numbered 832 in the parish of Leverington on the Ordnance Map ($\frac{1}{2500}$ scale) of Cambridgeshire and thence along the south-eastern and eastern sides of the said field and terminating at the north-eastern end of the field numbered 830 on the said map :

And whereas it has been agreed between the Corporation and the Wisbech Commissioners of Sewers that the duty of maintaining the Eastfield bank shall be transferred from the said Commissioners to the Corporation in consideration of an annual payment by the Commissioners to the Corporation and it is expedient that that duty be transferred to the Corporation accordingly and that provision be made for the recovery of the annual sum so to be paid from the persons and bodies now liable to be assessed or by levying the same upon the lands and property now liable to be rated for the maintenance of the said bank :

And whereas a bank (in this Act referred to as "the Northern bank") extends from the Eastfield bank at the point where it joins the most southwardly part of the said field numbered 832 on the said map to the south-west side of Henson's slipway and the Corporation and the Wisbech Commissioners of Sewers are not agreed as to whether either and if so which of them are liable to

maintain the said Northern bank but the Corporation are willing to undertake the maintenance thereof and it is expedient that provision be made in that behalf by this Act :

And whereas it is expedient that the Corporation on the one hand and any of the bodies companies or persons now liable to maintain and repair or maintaining and repairing any or any part or parts of the banks of the River Nene on the other hand be empowered to agree for the maintenance and repair of the same by the Corporation as hereinafter provided :

And whereas various sums of money amounting in the whole to 2,710*l.* 13*s.* 4*d.* have from time to time previously to the year one thousand eight hundred and thirty-four been deposited with or bequeathed to the Corporation by charitable persons to be expended on schools and charities within the borough which sums are secured on the estates of the Corporation and it is expedient that provision be made for the payment of those sums to the Official Trustees of Charitable Funds within two years after the passing of this Act and that the Corporation be empowered to borrow money for the purpose of paying off those sums :

And whereas the quay or river wall by this Act authorised is a permanent work within the meaning of section 234 of the Public Health Act 1875 :

And whereas an estimate has been prepared by the Corporation for the purchase of land for and for the construction of the said quay or river wall and for dredging in connexion therewith and the same amounts to 16,000*l.* :

And whereas it is expedient that for the purposes of the said quay or river wall and for other the purposes of this Act the Corporation be empowered to borrow further money in manner and subject to the provisions in this Act expressed :

And whereas it is expedient that the Corporation be empowered to exercise their statutory borrowing powers for the time being by means of the creation and issue of debenture stock :

And whereas it is expedient that such other powers be conferred upon the Corporation and such other provisions be made as in this Act contained and expressed :

And whereas an absolute majority of the whole number of the council at a meeting held on the seventeenth day of August one thousand eight hundred and eighty-eight after ten clear days' notice by public advertisement of such meeting and of the purpose thereof in the *Wisbech Standard* a newspaper published or circulating in the borough (such notice being in addition to the ordinary notices required for summoning such meeting) resolved that it was expedient that the Bill for this Act should be promoted :

A.D. 1889.

And whereas such resolution was published twice in the *Isle of Ely and Wisbech Advertiser* a newspaper circulating in the borough and has received the approval of one of Her Majesty's principal Secretaries of State and 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 eleventh day of January one thousand eight hundred and eighty-nine being not less than fourteen days after the deposit of the Bill in Parliament :

And whereas the owners and ratepayers of the borough by resolution in the manner provided in the Third Schedule of the Public Health Act 1875 consented to the promotion of the Bill for this Act :

And whereas plans and sections showing the lines and levels of the quay or river wall and railway authorised by this Act and books of reference containing the names of the owners and lessees or reputed owners and 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 Isle of Ely in the county of Cambridge and with the clerk of the peace for the county of Cambridge and are hereinafter respectively referred to as the deposited plans sections and books of reference :

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 Queen'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 :—

PART I.—PRELIMINARY.

Short title.

1. This Act may be cited as the *Wisbech Corporation Act 1889.*

Division of Act into parts.

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

Part I.—Preliminary :

Part II.—Quay or river wall and railway :

Part III.—Repair &c. of river banks :

Part IV.—Borrowing of money and provisions as to charitable gifts and bequests :

Part V.—Debenture stock :

Part VI.—Miscellaneous.

A.D. 1889.

Interpreta-
tion.

3. In this Act—

“ The borough ” means the borough of Wisbech :

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

“ The council ” “ the town clerk ” “ the treasurer ” mean respectively the council the town clerk and the treasurer of the borough :

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

“ The district fund ” and “ the general district rate ” mean respectively the district fund and general district rate of the district of the Corporation acting by the council as a sanitary authority :

“ The harbour tolls and duties account ” means the account which the Corporation are by section 22 of the Act of 1855 directed to keep under that title :

“ The Municipal Corporations Acts ” means the Municipal Corporations Act 1882 and any Act or Acts amending the same :

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

“ Goods ” includes goods wares merchandise minerals articles and things :

“ Vessel ” includes ships vessels and craft of every description and however propelled :

“ The quay or river wall ” means the quay or river wall and the works connected therewith by this Act authorised :

“ The quay master ” means the harbour master of the port of Wisbech or any superintendent of the quay or river wall from time to time appointed in that behalf by the Corporation :

“ Landing places ” means and includes all wharves yards jetties landing stages and places and other works in connexion with the quay or river wall whereat or wherefrom any person animals or goods shall be landed embarked shipped or unshipped :

“ The railway ” means and includes the railway by this Act authorised and the stations sidings works and conveniences connected therewith :

“ Warehouses ” includes sheds and buildings for the deposit or accommodation of goods :

The expression “ court of competent jurisdiction ” “ superior courts ” or any other like expression shall have effect as if the debt or demand with respect to which the expression is

A.D. 1889.

used were a common simple contract debt and not a debt or demand created by statute and shall include any court of competent jurisdiction :

Terms to which meanings are assigned in enactments incorporated with any part of this Act or which have therein special meanings have in this Act the same respective meanings unless there be something in the subject or context repugnant to such construction :

In this Act and (for the purposes of this Act) in enactments incorporated with any part of this Act—

“ The Company ” or “ the Undertakers ” means the Corporation or the Great Eastern Railway Company as the case may be :

“ The undertaking ” means the undertaking of the Corporation in respect of the quay or river wall by this Act authorised and works connected therewith or as the case may be the railway by this Act authorised and works connected therewith.

Execution
of Act by
Corporation.

4. Subject to the provisions of this Act this Act shall (except as regards the construction working and maintenance of the railway) be carried into execution by the Corporation acting by the council and according to the Acts for the time being affecting the Corporation as a municipal body or as an urban sanitary authority and with all the rights powers privileges duties exemptions and authorities conferred and imposed by those Acts respectively on the Corporation and on the council and committees of the council and the officers agents and servants of the Corporation with respect to matters provided for by or comprised in the before-mentioned Acts respectively and (subject to the provisions of this Act) as nearly as may be in all respects as if the powers duties exemptions and property vested in or imposed on or enjoyed by the Corporation by or under this Act were vested in imposed on or enjoyed by them by or under those Acts respectively.

PART II.—QUAY OR RIVER WALL AND RAILWAY.

Incorporation
of Acts.

5. The following Acts and parts of Acts (that is to say):—

The Lands Clauses Consolidation Acts 1845 1860 and 1869 as amended by the Lands Clauses (Umpire) Act 1883 :

The Railways Clauses Consolidation Act 1845 :

Part I. (relating to construction of a railway) of the Railways Clauses Act 1863 :

The Harbours Docks and Piers Clauses Act 1847 :

so far as the same are applicable for the purposes of and not varied by or inconsistent with this Act are incorporated with and form part of this Act :

Provided always that the provisions of the Harbours Docks and Piers Clauses Act 1847 with respect to lifeboats and with respect to keeping a tide and weather gauge shall not be in force for the purposes of this Act except so far as may from time to time be required by the Board of Trade:

For the purposes of the last-mentioned Act the quay or river wall by this Act authorised and the existing quay or river wall extending from the said quay or river wall to the old canal sluice in Wisbech (hereinafter called "the existing quay or river wall") shall be deemed to be the harbour dock or pier and the prescribed limits shall be the said quays or river walls and the lands and property of the Corporation connected therewith.

6. Subject to the provisions of this Act the Corporation may make and maintain in the line and according to the levels shown on the deposited plans and sections relating thereto the quay or river wall hereinafter described and may enter upon take and use such of the lands delineated on the said plans and described in the deposited books of reference relating thereto as may be required for that purpose. The quay or river wall hereinbefore referred to and authorised by this Act will be situate in the Isle of Ely and county of Cambridge and is:—

Power to Corporation to make quay.

A quay or river wall on the east side of the River Nene commencing in the parish of Wisbech Saint Peter in the existing Campsheathing at a point about five and one-third chains southward from its northern end and terminating in the parish of Leverington at or near the northern end of Henson's slipway:

Provided always that the Corporation shall not take purchase or acquire any part which may belong to the Great Eastern Railway Company of the property numbered on the said plans 2 in the parish of Wisbech Saint Peter without the consent in writing of that company under their common seal.

7. Subject to the provisions of this Act and of the scheduled agreement the Corporation may enter upon and take the lands delineated on the deposited plans relating to the railway and described in the deposited books of reference relating thereto or any of those lands or any part or parts thereof respectively.

Power to Corporation to purchase lands for railway.

8. Subject to the provisions of this Act and of the scheduled agreement the Great Eastern Railway Company may make and maintain in the lines and within the limits of lateral deviation shown on the deposited plans and according to the levels shown on the deposited sections relating thereto the railway hereinafter described and may for that purpose use the lands to be acquired

Power to Great Eastern Railway Company to make railway.

A.D. 1889.

for the purposes of the railway by the Corporation under the provisions of this Act and in accordance with the scheduled agreement conveyed and transferred by them to the said Company and the other lands to be in accordance with the said agreement conveyed and transferred by the Corporation to the said Company and any lands for the time being belonging to the said Company. The railway hereinbefore referred to and authorised by this Act will be situate in the isle of Ely and the county of Cambridge and is:—

A railway three furlongs and eight chains or thereabouts in length commencing in the parish of Wisbech Saint Peter by a junction with the harbour branch of the Great Eastern Railway and terminating in the parish of Leverington at or near the north-west corner of the field (belonging to the Corporation) numbered 832 in the last-mentioned parish on the Ordnance Map ($\frac{1}{2500}$ scale) of Cambridgeshire.

Power to make subsidiary works.

9. The Corporation or as the case may be the Great Eastern Railway Company may subject to the provisions of this Act from time to time make and maintain in connexion with the above-mentioned works to be executed by them respectively all necessary and convenient wharves embankments flushing ponds sluices jetties groynes shipping places staiths stairs stages tramways machinery timber grounds cranes drops dolphins moorings buoys beacons viaducts rails sidings junctions turntables stations approaches roads bridges gates warehouses sheds buildings yards footways drains and other works buildings and conveniences.

Limits of deviation.

10. In constructing the quay or river wall by this Act authorised the Corporation may deviate laterally from the line thereof as shown on the deposited plans relating thereto to any extent not exceeding the limits of deviation shown on those plans and they may deviate vertically from the levels of the said quay or river wall as shown on the deposited sections to any extent not exceeding three feet upwards and three feet downwards. Provided that no deviation of any works authorised by this Act within the limits of deviation of which any public navigable tidal river or channel is included shall be made from the lines thereof as shown on the deposited plans even within the limits of deviation shown on such plans in such manner as to diminish the navigable space of such river or channel without the previous consent of the Board of Trade or otherwise in such manner as is expressly authorised by the Board of Trade.

Power to dredge.

11. The Corporation may with the consent in writing of the Board of Trade from time to time deepen dredge scour cleanse

alter and improve the bed shores and banks of the River Nene adjoining or opposite to the quay or river wall by this Act authorised or any bank quay or river wall for the time being vested in the Corporation or liable to be maintained by them within the port of Wisbech above the boundary between the counties of Cambridge and Norfolk and below the present bridge in the town of Wisbech and may use and appropriate the soil and material gotten from such works. But the powers by this section or by this Act conferred upon the Corporation of executing any works in upon or adjacent to the bed shores or banks of the River Nene shall be subject and without prejudice to the provisions hereinafter contained for the protection of the Wisbech Commissioners of Sewers and their banks walls and works.

12. The Corporation shall on or near the works below high-water mark hereby authorised during the whole time of the constructing altering or extending exhibit and keep burning at their own expense every night from sunset to sunrise such lights (if any) as the Board of Trade from time to time require or approve.

Corporation to exhibit lights.

If the Corporation fail to comply in any respect with the provisions of the present section they shall for each night in which they so fail be liable to a penalty not exceeding twenty pounds.

13. The Corporation shall at the outer extremity of their works below high water exhibit and keep burning from sunset to sunrise such lights (if any) as the Corporation of Trinity House of Deptford Strond shall from time to time direct.

Lights on works.

If the Corporation fail to comply in any respect with the provisions of the present section they shall for each night in which they so fail be liable to a penalty not exceeding twenty pounds.

14. If any of the works constructed by the Corporation on in over through or across tidal lands or tidal waters are abandoned or suffered to fall into decay the Board of Trade may abate and remove the same or any part of them and restore the site thereof to its former condition at the expense of the Corporation and the amount of such expense shall be a debt due from the Corporation to the Crown and be recoverable accordingly with costs or the same may be recovered with costs as a penalty is recoverable from the Corporation.

Abatement of works abandoned or decayed.

15. If at any time the Board of Trade deems it expedient for the purposes of this Act to order a survey and examination of a work constructed by the Corporation on in over through or across tidal lands or tidal waters or of the intended site of any such work

Survey of works by Board of Trade.

A.D. 1889.

the Corporation shall defray the expense of the survey and examination and the amount thereof shall be a debt due from the Corporation to the Crown and be recoverable accordingly with costs or the same may be recovered with costs as a penalty is recoverable from the Corporation.

Period for compulsory purchase of lands.

16. The powers of the Corporation for the compulsory purchase of lands for the purposes of this Act shall not be exercised after the expiration of three years from the passing of this Act.

Power to take easements &c. by agreement.

17. Persons empowered by the Lands Clauses Consolidation Act 1845 to sell and convey or release lands may if they think fit subject to the provisions of that Act and of the Lands Clauses Consolidation Acts Amendment Act 1860 and of this Act grant to the Corporation any easement right or privilege not being an easement of water required for the purposes of this Act in over or affecting any such lands and 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 to such grants and to such easements rights and privileges as aforesaid respectively.

Power to acquire additional lands.

18. The Corporation may for the purposes of this Act (in addition to any lands they are authorised to acquire and hold under the other powers of this Act) from time to time by agreement acquire in fee either by purchase or by way of exchange or otherwise any land and foreshore not exceeding in the whole ten acres or any right easement or privilege therein thereunder thereover or thereupon (not being an easement of water) and the Corporation may from time to time appropriate and use for the purposes of this Act any lands or foreshore for the time being vested in them or which may be reclaimed by or by reason of the execution of any of the works by this Act authorised. Provided that nothing in this Act shall exonerate the Corporation from any action indictment or other proceeding for nuisance in the event of any nuisance being caused by them upon any land acquired under the powers of this section.

Owners may be required to sell parts only of certain lands and buildings.

19. And whereas in the construction of the works by this Act authorised or otherwise in exercise of the powers of this Act it may happen that portions only of the houses or other buildings or manufactories shown on the deposited plans may be sufficient for the purposes of the same and that such portions may be severed from the remainder of the said properties without material detriment thereto. Therefore notwithstanding section 92 of the Lands Clauses Consolidation Act 1845 the owners of and other persons interested in the houses or other buildings or manufactories described in the Second Schedule to this Act and whereof parts only are required for

the purposes of this Act may if such portions can in the opinion of the jury arbitrators or other authority to whom the question of disputed compensation shall be submitted be severed from the remainder of such properties without material detriment thereto be required to sell and convey to the Corporation the portions only of the premises so required without the Corporation being obliged or compellable to purchase the whole or any greater portion thereof the Corporation paying for the portions required by them and making compensation for any damage sustained by the owners thereof and other parties interested therein by severance or otherwise.

20. The Corporation shall not under the powers of this Act without the consent of the Local Government Board purchase or acquire in any city borough or other urban sanitary district or in any parish or part of a parish not being within an urban sanitary district ten or more houses which after the passing of this Act have been or on the fifteenth day of December last were occupied either wholly or partially by persons belonging to the labouring class as tenants or lodgers.

Restriction on displacing persons of the labouring class.

For the purposes of this section the expression "labouring class" includes 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 such persons who may be residing with them.

21. Subject to the provisions in the Railways Clauses Consolidation Act 1845 and in Part I. (relating to the construction of a railway) of the Railways Clauses Act 1863 contained in reference to the crossing of roads on the level the Great Eastern Railway Company may in the construction of the railway carry the same with a single line only whilst the railway shall consist of a single line and afterwards with a double line only across and on the level of the roads next hereinafter mentioned (that is to say) :—

Power to cross certain roads on the level.

Number on Deposited Plan.	Parish.	Description of Road.
16	Wisbech Saint Peter -	Public highway.
18	Leverington -	Public highway.

Provided always that before the opening of the railway for traffic :—

A.D. 1889.

- (A) The said Company shall cause the gates on each side of the railway by which the railway will be shut off from the respective roads above mentioned and the railway signals nearest in each direction to the respective level crossing to be interlocked so that the said gates at each level crossing shall be closed whenever the level crossing is open to the passage of trains or engines: and
- (B) The said Company shall erect a bridge for foot passengers over the railway (which bridge shall be always thereafter maintained by the said Company) at or as near as may be to the point of crossing of the said road numbered sixteen in the parish of Wisbech Saint Peter as aforesaid.

Power to
lease ware-
houses &c.

22. Notwithstanding anything contained in the Harbours Docks and Piers Clauses Act 1847 the Corporation may from time to time lease or grant the use or occupation of any warehouses buildings wharves yards cranes machines or other conveniences acquired or provided by them for the purposes of this Act or of any of the recited Acts for such period or periods not exceeding in any case seven years at such rents and on such terms and conditions as shall be agreed between the Corporation and the corporations companies or persons taking the same.

Power to
grant
building and
improved
leases.

23. The Corporation from time to time may grant leases for any terms which they think fit not exceeding ninety-nine years of any of the lands of the Corporation acquired by them under this Act and which are not required or likely to be required for the purposes of the works by this Act authorised to any persons corporations or companies (such corporations or companies being capable at law to accept such leases) who shall covenant to improve such lands by laying out money in the construction or erection of warehouses sheds or other buildings thereon calculated to promote the business of the quay or river wall or railway and they may also grant to such lessees the use during their respective leases of such waterway quay room and wharfage room and other easements as may be requisite or convenient for the purpose of the trade or business to be carried on in or at the warehouses buildings or works to be erected or constructed by such lessees.

Terms and
conditions of
such leases.

24. Every such lease shall be made without fine and may be made with and subject to such exceptions reservations yearly or other rents or payments covenants conditions powers and provisions whatsoever as the parties thereto mutually agree on Provided always that by every such lease due provision shall be made for securing the payment performance and observance by the lessees thereunder of the rent (if any) covenants and provisions in and by

the same respectively reserved and contained and on their part to be respectively paid performed and observed Provided also that a duplicate or counterpart of every such lease shall be executed by the lessees therein named and be delivered to the Corporation. A.D. 1889:
—

25. Anything in the Lands Clauses Consolidation Act 1845 to the contrary notwithstanding the Corporation shall not be bound to sell or dispose of any lands which may be included in any such lease or the reversion thereof. Corporation
not to be
bound to sell
lands.

26. Nothing in this Act shall render unnecessary the consent of the Local Government Board to the sale mortgage alienation or appropriation by the Corporation of any land for the time being belonging to them in any case in which if this Act had not passed such consent would have been required to such sale mortgage alienation or appropriation. Consent of
Local
Government
Board to
sale &c. of
land by the
Corporation.

27. If the respective works by this Act authorised are 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 Corporation or to the Great Eastern Railway Company as the case may be for making and completing those respective works or otherwise in relation thereto shall cease except as to so much thereof respectively as is then completed. Period for
completion
of works.

28. The Corporation may from time to time demand and take for all passengers animals and goods mentioned in the Third Schedule to this Act which shall be embarked or landed shipped or unshipped received or delivered from or upon the quay or river wall by this Act authorised or from or upon the existing quay or river wall and for supplying water to vessels any sums not exceeding the several rates specified in that schedule Provided always that no such rates shall be taken in respect of the existing quay or river wall unless and until the Corporation shall have executed such dredging (to a minimum depth of five feet below low-water mark of ordinary spring tides alongside the last-mentioned quay or river wall such low-water mark being three feet ten inches below Ordnance datum) and other works as to enable vessels to lie alongside the said quay or river wall And provided further that no rates mentioned in this section shall be demanded or taken for goods discharged from vessels lying in the river below or seaward of the Cross Keys Bridge for the account of or consigned to any merchant or merchants who may occupy land (not belonging to the Corporation) adjoining either of the said quays or river walls and which goods are not stored or deposited upon such quay or river wall but only carried over the same to the land so occupied. Rates pay-
able on
goods.

A.D. 1889.

Power for Corporation to remit rates.

29. The Corporation if and when they think fit may remit or return the whole or any part of any rates in respect of any vessel or goods shown to their satisfaction to have been wrecked spoiled or damaged and may remit or return the whole or any part of any rates under any other circumstances which in their judgment make the remission or return reasonable and just so as the claim for the remission or return be made and substantiated to the satisfaction of the Corporation within such time as under the circumstances they deem reasonable. Provided that every such remission or return shall be made equally to all classes of persons in respect of all vessels or goods under similar circumstances.

Power for Corporation to charge for services in shipping unshipping &c. goods.

30. The Corporation from time to time may (subject as hereinafter mentioned) make such reasonable charges as they think fit for services rendered by them in respect of shipping unshipping landing relanding housing unhousing handling weighing coopering packing cording tying marking numbering labelling lettering sorting lotting tareing filling sewing bagging sampling piling unpling watching loading unloading protecting delivering and repairing goods and for preparing and furnishing certificates of weights or contents and for trimming coals and for any other service with respect to goods shipped or unshipped or warehoused or deposited at the quay or river wall by this Act authorised or the existing quay or river wall and the Corporation may render any such services when they think proper and may provide all such trucks planks gear machinery and appliances and labour as may be necessary to effect the purposes aforesaid. Provided that as regards the articles mentioned in the Fourth Schedule to this Act the Corporation shall not demand or take for the use of their cranes any sums exceeding those specified in that schedule. Provided further that any person shall be at liberty to perform any of the services matters and things in this section mentioned with respect to all goods belonging to him without any interference by the Corporation and without being liable to pay any charge to them in respect of such services matters or things.

If unnecessary delay Corporation may discharge vessels.

31. Whenever in the opinion of the quay master any unnecessary or inconvenient delay shall take place in the discharging unloading or loading of any vessel alongside any part of the quay or river wall arising either from the inadequacy or improper conduct of the persons machinery or gear employed for that purpose or from the negligence or default of the master or any other person in charge of such vessel or of the owner or consignee of the cargo or any part of the cargo of such vessel the quay master may employ a sufficient number of persons to discharge unload or load or assist in the discharging unloading or loading of such vessel

and the Corporation may recover in any court of competent jurisdiction from the owner or the consignee of the cargo as the case may be the reasonable cost thereby incurred.

A.D. 1889.

32. The Corporation may appoint license and employ meters and weighers and recorders of weights in connexion with the powers by this Act conferred on them as owners of the quay or river wall or as warehouse keepers and may pay such salaries and wages or remuneration to the said meters weighers and recorders of weights as to them shall seem proper.

Power to appoint weighers and recorders of weights and to pay salaries and wages.

33. The Corporation may in respect of goods landed or intended for shipment at the quay or river wall act as warehouse keepers by agreement with the owners of goods warehoused and deposited or with the person in charge of such goods and on payment of such rents or charges as may from time to time be fixed by the Corporation.

Power to take rents and charges.

34. The Corporation may require previous to any goods being warehoused by them that the said goods shall be measured or weighed by meters weighers and recorders of weights appointed by them and they shall be entitled to make such reasonable charges in respect of such measuring or weighing as they may from time to time fix with the approval of the Board of Trade.

Goods to be warehoused by Corporation to be previously weighed &c.

35. In order to remedy any inconvenience from the failure of the owners or consignees of vessels or their cargoes to make or pass due entries at the Custom house the Corporation may in respect of the cargo or any part of the cargo of any vessel within the harbour and works or within the rating limits for which the owner or consignee shall fail to pass an entry within seven days next after the day on which the vessel is reported at the Custom house pass an entry on the next ensuing working day after the expiration of such seven days and may subject to the Customs laws and regulations land all such cargo and as regards any part thereof which can by law be warehoused warehouse the same and the expense of any such entry shall be paid to the Corporation by the owner or consignee of the cargo so landed and be recoverable as rates payable to the Corporation in respect thereof Provided that in any case where prior to the expiration of such seven days as aforesaid the despatch of business is hindered by failure to pass an entry the Corporation may exercise the right conferred by this section at the expiration of forty-eight hours after the day on which the vessel is reported at the Custom house.

On neglect of owner &c. Corporation may pass entries at Custom house and land and warehouse cargoes.

36. Provided that no cargo or part of a cargo so entered by the Corporation shall be liable to seizure by reason of any inaccuracy in the passing of any such entry if it appear to the Commissioners

Accidental error in entry not to render cargo seizable.

A.D. 1889.

of Customs that the inaccuracy was not intentional or occasioned by wilful and culpable neglect.

Power to Corporation to charge for service and to detain &c.

37. The Corporation may make reasonable charges for work and labour done by them in relation to any goods which they enter as aforesaid and may retain such goods as security for the repayment of any Customs duties paid by the Corporation and of the Corporation's charges and the Corporation may if they think fit also detain the same for rent freight lien or other charges claimed in respect thereof in case they have notice in writing to do so.

Power to sell goods so landed for payment of duties.

38. If the Customs duties on any goods so landed and warehoused be not paid within six months after the day on which the vessel importing the goods is reported at the Custom house the Corporation may if they think fit pay such duties and may sell the goods or any part thereof to satisfy the amount of the duties so paid rendering on demand in writing the surplus (if any) of the proceeds of the sale and the unsold goods (if any) after deducting any rates rents charges and expenses due and payable to the Corporation in respect thereof to the person appearing to them to be entitled thereto Provided that if a price cannot be obtained for the goods equal to the full amount of the Customs duties payable thereon and the charges of sale the goods shall be effectually destroyed or sold and disposed of in such manner for such purposes and under such regulations as the Commissioners of Customs from time to time direct.

Power for Corporation to recover rents and charges for goods by sale &c.

39. If default be made in payment to the Corporation of any rate rent or charge with respect to any goods at on or in the quay or river wall or warehouses the Corporation (first paying the Customs duties and Inland Revenue duties if any due and payable thereon) may detain and (subject to the provisions of this Act) sell the goods or any part thereof and after retaining the amount so paid may retain for themselves the rates rents or charges so due and payable to them and the expenses of detention and sale rendering on demand the surplus (if any) of the proceeds of sale and such (if any) of the goods as remain unsold to the person appearing to them to be entitled thereto Provided that the Corporation if they do not sell the goods or if the proceeds of the sale thereof be insufficient may recover the amount of the rates rents charges and expenses due and payable to them or the balance thereof in any court of competent jurisdiction.

Restriction as to time of sale by Corporation

40. The Corporation shall not sell any goods (except goods of a perishable nature which in the judgment of the Corporation would be materially lessened in value by being retained by them) until

after the expiration of six months after the time at which the goods are unshipped or delivered at their quay or river wall or warehouses.

A.D. 1889.
for recovery
of charges.

41. The Corporation may if they think fit sell any goods of a perishable nature deposited and lodged with them at any time first paying the Customs duties and Inland Revenue duties (if any) due and payable thereon when in their judgment the goods would be materially lessened in value by being retained by them and whether or not they have notice of the non-payment of freight claimed on the goods or notice to retain the same.

Sale of
perishable
goods for
freight.

42. When the Corporation so sell any such perishable goods they shall apply the proceeds of the sale in payment of the rates rents and charges due and payable to the Corporation in respect thereof and the expenses of the sale rendering on demand the surplus (if any) of the proceeds and the unsold goods (if any) to the person appearing to them to be entitled thereto or in default of any claim thereto for the space of twelve months after such sale such surplus (if any) and the produce of the sale of such unsold goods (if any) shall be paid over by the Corporation to their port and harbour revenue.

Application
of proceeds
of sale of
perishable
goods for
freight.

43. With respect to the giving of certificates and warrants by the Corporation for the delivery of goods the following provisions shall have effect (that is to say):—

Delivery
warrants.

(1.) The Corporation from time to time at the request of any person warehousing or depositing any goods in any warehouse or premises of the Corporation specially appropriated for the purpose or entitled to any goods so warehoused or deposited may if the Corporation think fit issue and deliver to him a certificate in a form approved by them of the goods so warehoused or deposited or a warrant in a form approved by them for the delivery of the goods so warehoused or deposited or any part thereof to be respectively specified in the warrant:

Corporation
may give
certificates
of deposited
goods and
warrants for
delivery of
goods.

(2.) No such certificate or warrant for delivery shall be given unless and until all liens and claims for freight and all other liens or claims whatsoever to which the goods were liable while on board any vessel and before the warehousing or depositing of the same and of which the Corporation have notice in writing and all rates rents charges and expenses payable to the Corporation with respect to the warehousing or depositing of the goods or for services performed by the Corporation in respect thereof are paid or discharged:

Certificate or
warrant not
to be given
till freight
rates &c.
paid.

(3.) Before a warrant for the delivery of all or any of the goods specified in any certificate is issued by the Corporation the

Warrants
not to be
given till

A.D. 1889.

certificate
given up.

certificate shall be delivered to them to be cancelled. Provided that if the warrant be for the delivery of part only of the goods the Corporation shall issue to the person so delivering up the certificate a new certificate with respect to the goods not specified in the warrant :

Effect of
certificate or
warrant.

(4.) Every such certificate or warrant for delivery shall be deemed to be a document of title to the goods specified therein and shall be transferable by indorsement and any holder of such certificate or warrant whether the person named therein or the indorsee thereof shall have the same right to the possession and property of such goods as if they were deposited in his own warehouse :

Notice of
effect of
certificate or
warrant to
be endorsed
thereon.

(5.) Every such certificate or warrant shall state on the face thereof the effect of the last preceding sub-section and that the certificate or warrant is issued under the powers of this Act :

Charge for
certificate or
warrant.

(6.) The Corporation may charge for each certificate or warrant any sum not exceeding two shillings.

Bonding
warehouses.

44 The Corporation may provide warehouses to be used with the approval of the Commissioners of Her Majesty's Customs as warehouses for the warehousing of goods under the Customs laws. Subject to the aforesaid provision the following enactments shall have effect namely :—

The provisions of this Act with respect to warehouses shall extend and apply mutatis mutandis to approved warehouses :

The Corporation may purchase and hire and adapt buildings to be used as such warehouses and may rebuild alter repair and maintain the same respectively :

The Corporation from time to time when and as they think fit may use and permit to be used any approved warehouses for the warehousing of goods and may license the user of any parts thereof by any persons for such periods and at such rents or for such other payments and on such terms and conditions as the Corporation think fit :

The Corporation from time to time may make and carry into effect all such usual and proper provisions and regulations as they think fit with respect to the management and user of any approved warehouses and the security of the goods warehoused therein and may (subject to and in accordance with the provisions of the Harbours Docks and Piers Clauses Act 1847 with respect to the byelaws to be made by the Undertakers) make and enforce byelaws for all or any of the foregoing purposes but no such byelaws shall have any force or effect unless and until the same be confirmed by the Board of Trade.

45. In addition to the byelaws which (under the recited Acts and under the provisions with respect to the byelaws to be made by the Undertakers of the Harbours Docks and Piers Clauses Act 1847 incorporated with this Act) the Corporation are empowered to make the Corporation may from time to time make alter and repeal such byelaws as they think fit for all or any of the following purposes (that is to say) :—

A.D. 1889.
Power for Corporation to make bye-laws as to quay &c.

For preventing any part of the quay or river wall yards and works of the Corporation specially appropriated by them for any particular trade business or purpose being used for any other purpose so as to prevent or interfere with its user for the purpose for which it is so appropriated :

For regulating the times and manner of paying and the places for payment of the rates rents and charges payable to the Corporation :

For preventing and removing obstructions or impediments at in or on the quay or river wall warehouses and other works and the roads and accesses thereto respectively :

For berthing and removing vessels lying alongside any part of the quay or river wall and regulating the conduct and behaviour of boatmen lumpers jobbers stevedores and others resorting to the quay or river wall or the works connected therewith :

For regulating the ballasting of vessels at the quay or river wall and the order and manner in which they shall be supplied with ballast and the discharging and removal or disposal of ballast :

For preventing the exhibiting or placing on the quay or river wall of any goods for sale other than such goods as the Corporation from time to time think fit to be permitted to be sold there and other than perishable articles landed on the quays and sold within forty-eight hours of their being landed :

For regulating the discharging depositing stacking conveying removing and measuring of timber at and in and from the quay or river wall and other works and property of the Corporation :

For directing regulating or preventing the user of fires candles and lamps on board of any vessel lying alongside the quay or river wall :

For preventing the smoking and lighting of tobacco or any herb or other substance whatsoever in any such vessel or in or upon the quay or within the limits of the quay and of the works and lands of the Corporation :

And such bye-laws except so far as they relate solely to the Corporation or their officers or servants shall be subject to the provisions of the Harbours Docks and Piers Clauses Act 1847 with

A.D. 1889.

respect to the byelaws to be made by the Undertakers but no such byelaws shall have any force or effect unless and until the same be confirmed by the Board of Trade :

Any person who offends against any byelaw shall be liable for every offence to a penalty not exceeding five pounds and to a daily penalty not exceeding forty shillings for every day such offence shall continue after conviction therefor and such penalties shall be in addition to any damages which may be recoverable for any loss damage or injury consequent on such offence.

Quay &c. to be part of port and harbour estate of the Corporation &c.

46. The quay and river wall and all or any lands warehouses buildings and property connected therewith shall be deemed to be part of the port and harbour estate of the Corporation and all tolls rates rents profits and revenue arising therefrom or from the lands acquired by the Corporation in connexion with the railway shall be deemed to be and shall form part of the port and harbour revenue of the Corporation and shall be carried accordingly to the credit of the harbour tolls and duties account and all payments made by the Corporation in respect of all or any of the matters aforesaid and properly chargeable against revenue shall be made out of the said port and harbour revenue and shall be carried accordingly to the debit of the harbour tolls and duties account.

Railway to be part of harbour branch railway of the Great Eastern Railway Company.

47. The railway shall be deemed to be part of the harbour branch railway of the Great Eastern Railway Company and that Company may demand and take for and in respect of the same tolls rates and charges not exceeding those which they are now authorised to take in respect of the said harbour branch railway.

Confirming scheduled agreement.

48. The agreement set forth in the Fifth Schedule to this Act is hereby confirmed and made binding on the Great Eastern Railway Company and the Corporation and full effect shall be given thereto as if the provisions thereof were expressly enacted in this Act.

Power to apply existing funds.

49. The Great Eastern Railway Company may raise and apply for or towards any of the purposes of this part of this Act relating to them to which capital is properly applicable any money which they are already authorised to raise and which may not be required by them for the special purposes (if any) for which that money was authorised to be raised.

PART III.—REPAIR, &C., OF RIVER BANKS.

Eastfield bank and the Northern bank to be maintained by Corporation.

50. From and after the passing of this Act the duty of maintaining and repairing the Eastfield bank and the Northern bank and all liabilities in connexion therewith shall be and are by this Act

imposed upon the Corporation and the said banks shall be maintained and repaired by the Corporation accordingly and the Wisbech Commissioners of Sewers are by this Act relieved from all obligation save as hereafter provided with respect to the maintenance and repair of the Eastfield bank and from all obligation (if any) with respect to the maintenance and repair of the Northern bank.

A.D. 1889.

51. In consideration of the Wisbech Commissioners of Sewers being relieved from the obligation of maintaining and repairing the Eastfield bank they shall yearly and every year after the passing of this Act pay to the treasurer of the borough the fixed sum of two hundred pounds every such payment being made on the twenty-fifth day of March commencing with the twenty-fifth day of March one thousand eight hundred and ninety and may from time to time levy and collect the sums so payable together with the expenses of levying and collecting the same upon and from the persons and bodies who are now or but for the passing of this Act would be liable to be assessed for the maintenance of the Eastfield bank or whose lands or property are or would be liable to be rated for that purpose.

Wisbech Commissioners of Sewers to pay two hundred pounds annually to Corporation.

52. If at any time the Wisbech Commissioners of Sewers make default in payment of any such annual sum as aforesaid or any part thereof and for three months after notice in writing from the Corporation or the treasurer of the borough refuse or neglect to exercise the powers vested in them for levying and collecting the same the treasurer from time to time shall have and may exercise the same and the like powers rights and remedies for assessing levying and collecting the amount in arrear together with the expenses of levying and collecting the same as the said Commissioners have or might exercise for assessing levying and collecting the cost of maintaining and repairing the said Eastfield bank with the expenses of levying and collecting the same upon and from the persons and bodies lands and property liable in that behalf.

In case of default amount in arrear may be levied &c. by treasurer of the borough.

53. The Corporation on the one hand and the Wisbech Commissioners of Sewers and the Midland Railway Company and any other company or companies commissioners body or bodies and any person or persons liable to maintain or repair or maintaining or repairing any or any part or parts of the banks of the River Nene or any one or more of such commissioners companies bodies or persons on the other hand may from time to time enter into and carry into effect agreements with reference to the maintenance and repair by the Corporation of such banks or part or parts thereof upon such terms and conditions as they may agree And the Corporation may apply for the purposes of any such agreements any part of their port and harbour revenue.

Agreements with other bodies &c. as to repair of banks of River Nene by Corporation.

A.D. 1889.

For the
protection
of the
Wisbech
Commis-
sioners of
Sewers.

54. For the protection of the Wisbech Commissioners of Sewers and of their banks walls and works the following provisions shall be observed and have effect:—

(A) If by or in consequence of the exercise of any of the powers by this Act conferred upon the Corporation of deepening dredging scouring cleansing altering or improving the bed shores or banks of the River Nene or if by or in consequence of the execution construction or carrying out by the Corporation of any works in upon or adjacent to such bed shores or banks of the River Nene respectively the banks walls or other works of the Wisbech Commissioners of Sewers or any of them whether above or below the site of the works or operations by this Act authorised are at any time undermined or otherwise rendered insecure or are injured in any way then and in such case the Corporation shall at their own expense forthwith and by all necessary means efficiently repair the injury to the said banks walls or works and shall compensate the Wisbech Commissioners of Sewers for any damage or loss thereby occasioned and shall indemnify the Wisbech Commissioners of Sewers against all claims (if any) for any loss or damage occasioned by or resulting from such undermining or other injury to the said banks walls or works. In default of the Corporation executing the necessary repairs to such banks walls or works within seven days after notice given by the said Wisbech Commissioners of Sewers to the Corporation the Wisbech Commissioners of Sewers may themselves execute such repairs and recover the cost thereof from the Corporation.

(B) Any difference which may arise between the Corporation and the Wisbech Commissioners of Sewers under the provisions of this Act or with reference thereto shall from time to time be referred to an arbitrator to be nominated on the application of either party by the Board of Trade and such difference shall be determined by him in manner and with the incidents provided by sections 126 to 137 (both inclusive) of the Railways Clauses Consolidation Act 1845.

(c) Nothing in this Act contained shall extend to prejudice alter or take away any of the rights privileges or powers of the Wisbech Commissioners of Sewers otherwise than is herein expressly provided.

Receipts and
payments to
be carried to
harbour
tolls and
duties
account.

55. All moneys received or paid by the Corporation under any of the provisions of this part of this Act shall be carried to the credit or to the debit as the case may be of the harbour tolls and duties account.

PART IV.—BORROWING OF MONEY AND PROVISIONS AS TO CHARITABLE GIFTS AND BEQUESTS. A.D. 1889.

56. The Corporation may from time to time in addition to any moneys they are now authorised to borrow or which they may be authorised to borrow under the provisions of any other Act borrow at interest on the security of the port and harbour revenue and for the following purposes the following sums (that is to say):—

Power to borrow.

For the purpose of paying the costs of this Act as hereinafter defined the sum requisite for that purpose :

For the purposes of the quay or river wall and for such dredging as shall be executed by the Corporation in the first instance for deepening the river but not including dredging to be afterwards executed for maintaining or increasing such depth seventeen thousand pounds :

For the purpose of acquiring land for the railway three thousand pounds :

For the purpose of paying off the sums deposited with or bequeathed to the Corporation as aforesaid two thousand seven hundred and ten pounds thirteen shillings and fourpence :

Provided always that in case further moneys may be required for any of the aforesaid purposes or other the purposes of this Act the Local Government Board may from time to time at the request of the Corporation authorise them to borrow such further sums for all or any of the purposes of this Act as the Local Government Board may from time to time think fit and the provisions of this Act shall except as otherwise hereinafter provided apply mutatis mutandis to the further sums so borrowed And in calculating the sum which the Corporation may borrow under any other enactment any sums they may borrow under this Act shall not be reckoned and the powers of the Corporation as to borrowing and reborrowing shall not be restricted by any of the provisions of the Municipal Corporations Acts or of the Public Health Acts.

57. All moneys borrowed or reborrowed by the Corporation under the authority of this part of this Act without the sanction of the Local Government Board may be borrowed and reborrowed for any terms not exceeding the terms hereinafter respectively mentioned from the date of the original loan—

As to repayment of borrowed money.

As regards moneys borrowed or reborrowed for the purpose of paying the costs of this Act or of paying off the sums deposited with or bequeathed to the Corporation as aforesaid twenty years :

A.D. 1889.

As regards moneys borrowed or reborrowed for any other purposes of this Act sixty years :

And all moneys borrowed by the Corporation under the authority of this part of this Act with the consent of the Local Government Board may be borrowed for such term not exceeding sixty years as the Local Government Board may prescribe and subject to the provisions of this Act all such moneys shall be repaid by means of a sinking fund.

Costs of Local Government Board to be paid by Corporation.

58. All costs incurred by the Local Government Board including such reasonable sum not exceeding three guineas a day as that Board may determine for the services of any inspector in relation to the duties imposed on that Board under this Act shall be paid by the Corporation.

Application of money borrowed.

59. All money borrowed under this Act shall be appropriated to purposes for which it is authorised to be borrowed and shall be expended exclusively on works or objects on which capital may properly be expended.

Power to reborrow.

60. If the Corporation pay off any moneys borrowed by them under this Act otherwise than by means of a sinking fund or out of the proceeds of the sale of land or other property or out of fines or premiums on leases they may from time to time reborrow the same but all moneys so reborrowed shall be repaid within the prescribed period and shall be deemed to form the same loan as the moneys originally borrowed and the obligations of the Corporation with respect to the repayment of the loan and to the provision to be made for such repayment shall not be diminished by reason of such reborrowing.

Form of mortgage as in schedule.

61. Subject to the provisions of this Act every mortgage of the port and harbour revenue from time to time granted under this Act may be according to the form in the Sixth Schedule to this Act annexed or to the like effect.

Power to grant a contingent charge on corporate estates market tolls &c.

62. The Corporation may in and by any mortgage of the port and harbour revenue under this Act grant to the mortgagee by way of contingent security a charge on the net rents and profits of all or any of their lands or property whether as a municipal corporation or as a sanitary authority (hereinafter referred to as "the corporate estates") and on the rates hereinafter mentioned and by this Act granted by way of collateral security for the principal money and interest secured by his mortgage of the port and harbour revenue.

Priority of existing mortgages and charges on corporate estates.

63. All mortgages and securities to which at the passing of this Act the corporate estates are subject shall during the continuance thereof respectively have priority over all mortgages affecting the corporate estates granted by the Corporation under this Act.

A.D. 1889.

64. The town clerk shall keep distinct registers of the mortgages of the port and harbour revenue and the transfers of such mortgages.

Registers of mortgages &c.

65. The port and harbour revenue shall by way of complete indemnity to the corporate estates be liable to the repayment to the credit of the borough fund of all principal moneys whatsoever already or hereafter paid out of the corporate estates or the rents and profits thereof and the rates hereinafter mentioned by this Act granted respectively or any part thereof by reason of any mortgage granted under this Act or under the recited Acts.

Indemnification of corporate estates by port and harbour revenue.

66. Whenever the port and harbour revenue in any year ending the twenty-fifth day of March applicable to the payment of the interest of the principal moneys then secured on the port and harbour revenue and for providing the sinking fund by this Act required are insufficient for those purposes and the net rents and profits arising in that year from the corporate estates and comprised in the mortgages granted under this Act or any of them are not enough to make good such insufficiency the eventual deficiency shall be made good by means of the rates hereinafter mentioned and by this Act granted.

If port and harbour revenue insufficient in any year for payment of interest on collateral mortgages &c. deficiency to be made up by rates.

67. For the purpose of making good such eventual deficiency the Corporation from time to time under the authority of this Act may and shall make levy collect recover and receive upon and from the several persons from time to time liable to be rated for the relief of the poor in respect of the property within that part of the borough which is specified in the Seventh Schedule to this Act one or more rate or rates and every such rate shall be made in respect of all property within that part of the borough for the time being assessable to any rate for the relief of the poor according to the yearly rateable value for that purpose of such property and the amount of every such rate shall be such an amount as the Corporation from time to time think requisite for making good such eventual deficiency including the costs charges and expenses of and incidental to the making levying collecting recovering and receiving of the rate and every such rate shall be recoverable by the Corporation in the same manner and by the same ways and means as a rate for the relief of the poor may be recovered by overseers of the poor.

Power to make rates accordingly.

68. The provisions of section 19 of the Act of 1855 shall apply to and in the case of any and every rate made under this Act.

Applying certain provisions of Act of 1855.

69. Any person who thinks himself aggrieved by any rate made under this Act may appeal against the same as if it were a poor rate.

Appeal against rates.

A.D. 1889.
For appointment of a receiver.

70.—(1) The mortgagees of the Corporation under this Act may enforce payment of arrears of interest or principal or principal and interest due on their mortgages by the appointment of a receiver. In order to authorise the appointment of a receiver in respect of arrears of principal the amount owing to the mortgagees by whom the application for a receiver is made shall not be less than one thousand pounds in the whole.

(2) The application for the appointment of a receiver shall be made to the High Court of Justice and the court if it thinks fit may appoint a receiver on such terms as it thinks fit.

(3) The court may at any time discharge the receiver and shall have full jurisdiction over him and all persons interested in his acts.

As to repayment of borrowed moneys.

71. All provisions subsisting at the passing of this Act prescribing the time at which or the mode in which any moneys borrowed and then owing or to be reborrowed in lieu thereof by the Corporation shall be repaid are hereby so far as they relate to the moneys specified in the first and last columns of the First Schedule to this Act but not further or otherwise annulled and repealed as from the twenty-fifth day of March one thousand eight hundred and ninety and the following provisions shall have effect (that is to say) :—

The Corporation shall repay or provide for the repayment of the said several loans or amounts set forth in the first and last columns of the said First Schedule and of the moneys to be borrowed by the Corporation under the powers of this Act other than moneys to be borrowed with the authority of the Local Government Board within the period of fifty-seven years from the twenty-fifth day of March one thousand eight hundred and ninety.

As to repayment of moneys hereafter to be borrowed under existing powers.

72. The Corporation shall repay all moneys to be hereafter borrowed by them under the powers of any local Act of Parliament or of any Provisional Order confirmed by Act of Parliament or of any order or sanction of any Government department now respectively in force within the respective periods from the date of borrowing prescribed by the Act order or sanction authorising the same respectively and notwithstanding anything in any such Act order or sanction to the contrary contained in the section of this Act the marginal note whereof is "How repayments to be effected" except sub-section 4 thereof shall extend and apply *mutatis mutandis* to and in relation to the repayment of such moneys.

73. The repayments respectively mentioned in the two last preceding sections shall be effected either by equal yearly or half-yearly instalments of principal or of principal and interest:

A.D. 1889.
—
How repayments to be effected.

Or by means of sinking funds:

Or partly by such instalments and partly by sinking funds:

(1) And the sinking funds shall be provided as follows:—

The Corporation in every year after the twenty-fifth day of December one thousand eight hundred and ninety in the case of the said several loans or amounts set forth in the first and last columns of the said First Schedule and in the case of moneys to be borrowed by the Corporation under the powers of this Act or under any existing unexhausted borrowing powers in every year after the borrowing of such moneys shall appropriate and set apart out of the tolls funds and rates on the security of which such moneys shall have been borrowed such an equal sum as will with the accumulations thereof by way of compound interest at three pounds ten shillings per centum per annum be sufficient to pay off the whole of the principal moneys borrowed on such security within the prescribed periods:

(2) The first equal annual payment to the said sinking funds as to moneys already borrowed shall be made on the twenty-fifth day of March one thousand eight hundred and ninety-one and as to moneys to be borrowed under the powers of this Act or under any existing unexhausted borrowing powers within one year from the twenty-fifth day of March next following the time of the borrowing of such moneys:

(3) Provided as follows (that is to say):—

(A) The yearly sums so to be appropriated and set apart shall be invested from time to time and accumulated in the way of compound interest by investing the same and the dividends interest and annual income thereof respectively in statutory securities as hereinafter defined:

(B) The Corporation may at any time apply the whole or part of any sinking fund set apart by them in or towards the repayment of borrowed moneys for the repayment of which such sinking fund was set apart in such order and manner as they deem proper Provided that in such case they pay into such sinking fund in each year afterwards and accumulate as hereinbefore prescribed until the whole of the borrowed moneys to which such sinking fund is applicable are discharged a sum equal to the interest which would have been produced by the sinking fund or part thereof so applied at the rate of three pounds ten shillings per centum per annum:

A.D. 1889.

Provided also that whenever and so long as the yearly income arising from the sinking fund shall be equal to the annual interest of such borrowed moneys then outstanding the Corporation may in lieu of investing the said yearly income apply the same in payment of such interest and may during such periods discontinue the payment to such sinking fund of the yearly sums required to be so paid thereto :

(4) The Corporation shall apply the amounts which should have been standing to the credit of every sinking fund on the twenty-fifth day of March one thousand eight hundred and eighty-nine to the repayment of moneys borrowed for the repayment of which such sinking fund was or should have been set apart in such order and manner as they may deem proper.

Corporation
not to regard
trusts.

74. The Corporation shall not be bound to see to the execution of any trust whether expressed or implied or constructive to which any loan or security for loan given by them may be subject but the receipt of the person in whose name any loan or security for loan stands in the register book of the Corporation shall from time to time be a sufficient discharge to the Corporation in respect thereof notwithstanding any trusts to which such loan or security may be subject and whether or not the Corporation have had express or implied notice of any such trust or of any charge or incumbrance upon or transfer of such loan or security or any part thereof or interest thereon not entered in their register and the Corporation shall not be bound to see to the application of the money paid in any such receipt or be answerable or accountable for any loss misapplication or non-application of any of such money.

Power to
borrow
under Local
Loans Act
1875.

75. The Corporation may if they think fit borrow any moneys which they are by this Act authorised to borrow under the powers and subject to the provisions of the Local Loans Act 1875 by means of a loan or loans to be raised by the issue of debentures debenture stock or annuity certificates or partly in one way and partly in another.

Any moneys borrowed in manner by this section authorised by the Corporation shall be a charge upon and shall be paid out of the same revenue funds and rates as they would be charged upon and paid out of if raised by way of mortgage under the powers of this Act and such revenue funds and rates shall in each case be deemed to be the local rate as defined by the Local Loans Act 1875.

Every such loan shall be discharged within the time prescribed in that behalf by this Act Provided that the first payment to any

sinking fund shall be made at the date hereinbefore mentioned for such payment to the sinking fund prescribed by the former section of this Act as to sinking funds. A.D. 1889.

76. The town clerk shall within twenty-one days after the expiration of each year during which any sum is required to be set apart for a sinking fund or any instalment is required to be paid under this Act transmit to the Local Government Board a return in such form as may be prescribed by that Board and verified by statutory declaration if so required by them showing the amount which has been paid as an instalment or invested for the purpose of such sinking fund during the year preceding the making of such return and the description of the securities upon which the same has been invested and also showing the purposes to which any portion of the moneys invested for the sinking fund or any interest thereon has been applied during the same period and the total amount remaining invested at the end of the year and in the event of any wilful default in making such return the town clerk shall be liable to a penalty of not exceeding twenty pounds which shall be paid to the Local Government Board and shall be recoverable by that Board in the same manner as penalties recoverable under the Public Health Act 1875 in a summary manner may be recovered by parties aggrieved within the meaning of that Act.

Annual return to Local Government Board with respect to sinking fund.

If it appear to the Local Government Board by such return or otherwise that the Corporation have failed to pay any such instalment or to set apart the sum required by this Act for the sinking fund or have applied any portion of the moneys set apart for that fund or any interest thereof to any purposes other than those authorised by this Act the Local Government Board may by order direct that a sum not exceeding double the amount in respect of which such default shall have been made shall be set apart and invested as part of the sinking fund and such order shall be enforceable by writ of mandamus to be obtained by the Local Government Board out of the High Court of Justice in England and the provisions of this section shall apply mutatis mutandis to appropriations or annual repayments.

77. The Corporation shall keep separate accounts on capital and revenue accounts of all receipts and expenditure under this Act and may apportion as between the borough and the port and harbour estate any items which relate to each.

Separate accounts of capital and revenue.

78. The Corporation shall within two years after the passing of this Act pay to the banking account of the Official Trustees of Charitable Funds at the Bank of England under the authority of an order or orders of the Charity Commissioners for England and Wales (which

As to payment off of sums bequeathed to Corporation for schools and charities.

.A.D. 1889. — may be made in like manner as if application had been made as provided by the Charitable Trusts Acts 1853 to 1887) the sum of two thousand seven hundred and ten pounds thirteen shillings and fourpence being the total amount specified in the Eighth Schedule to this Act of the various sums of money previously to the year one thousand eight hundred and thirty-four deposited with or bequeathed to the Corporation or their predecessors the capital burgesses of the town of Wisbech by charitable persons to be expended on schools and charities within the borough which sums are now secured on the estates of the Corporation and the obligation to apply the income of the said sums for the purposes for which they were deposited or bequeathed to the Corporation or their predecessors as aforesaid shall be and is hereby transferred to and shall be fulfilled by the trustees for the time being of the Wisbech municipal charities Provided that if default shall be made in payment of the said sum of two thousand seven hundred and ten pounds thirteen shillings and fourpence or any part thereof within the period aforesaid in addition to any other remedy for such default it shall be lawful for Her Majesty's Attorney-General to sue for and recover the same or so much thereof as shall remain unpaid with interest thereon at five pounds per cent. per annum and costs and that payment of the amount recovered may be enforced by writ of sequestration.

PART V.—DEBENTURE STOCK.

Preliminary.

Interpreta-
tion.

79.—(1) In this part of this Act—

“Bank” includes the Governor and Company of the Bank of England and any banking company bankers or banker :

“Statutory declaration” means declaration under the Statutory Declarations Act 1835.

(2) Any power whether or not coupled with a duty of borrowing or continuing on loan or reborrowing money or of redeeming or paying off or creating or continuing payment of or in respect of any annuity rentcharge rent or other security representing or granted in lieu of consideration money for the time being existing under this Act or under any Act of Parliament (public or local) passed or to be passed or under any Provisional Order confirmed by Act of Parliament passed or to be passed or under any order or sanction of any Government department made or given or to be made or given by authority of any Act of Parliament passed or to be passed is for purposes of this part of this Act a statutory borrowing power.

(3) 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 corporation stock annuity rentcharge rent or other security authorised by or under any Act of Parliament passed or to be passed of any municipal corporation in Great Britain except the Corporation or of any other local authority within section 34 of the Local Loans Act 1875 is for purposes of this part of this Act a statutory security. A.D. 1889.

(4) The provisions of this part of this Act referring to interest apply to and include instalments of an annuity and half-yearly or other payments of or in respect of a rentcharge rent or other statutory security.

Creation and Charge of Stock.

80.—(1) Where the Corporation have for the time being any statutory borrowing power then subject and according to the provisions of this part of this Act the Corporation may from time to time by resolution of the council exercise the power by creation of redeemable debenture stock to be from time to time issued for such amount within the limit of the power at such price to bear such half-yearly or other dividends and to be so transferable that is to say in books or by deed as the Corporation by the resolution direct. Provided that all stock at any time and from time to time so created shall be created on and subject to such terms and conditions as that the same shall form one and the same class of stock. Creation of stock.

(2) All stock at any time and from time to time so created shall rank equally without any priority or preference by reason of any precedence in the date of any statutory borrowing power or in the date of creation of any portion of stock or in the date of issue of any portion of stock or on any other ground whatsoever and shall also rank equally with all other securities of the Corporation at any time after the date of the first issue of any stock granted by the Corporation in pursuance of any statutory borrowing power.

(3) The resolution for the first creation of stock shall provide that such stock shall be redeemable by the Corporation at par that is to say at the rate of one hundred pounds sterling for every nominal amount of one hundred pounds stock issued within such period not exceeding sixty years from the first creation of such stock and in such manner as the Corporation by that resolution declare.

(4) Each resolution for creation of stock shall specify that the stock thereby created is redeemable.

A.D. 1889.

(5) Stock so created shall be designated by the Corporation as Wisbech Borough Redeemable Debenture Stock and is hereinafter referred to as "debenture stock."

Borrowing power to be exercisable for actual sum raisable.

81. Each statutory borrowing power of the Corporation shall be construed to authorise the Corporation to create and issue debenture stock from time to time to such nominal amounts as in the aggregate will according to the price of issue produce the actual amount of money for the time being lawfully raisable by the Corporation under that power or some portion of that actual amount or (as the case may be) the actual amount of money properly payable by the Corporation as consideration on payment off or redemption by the Corporation of any mortgage bond debenture debenture stock annuity rentcharge rent or other security granted or created by the Corporation.

Charge of debenture stock.

82.—(1) All debenture stock for the time being issued and the dividends thereon shall be and the same are by virtue of this Act charged indifferently on the whole revenues of the Corporation from time to time arising from the property for the time being of the Corporation and on the borough fund and borough rate and on the district fund and general district rate and on all other funds and rates established and leviable by the Corporation as a municipal body for municipal purposes or as a sanitary authority for sanitary purposes.

(2) The dividends for the time being payable on all debenture stock shall rank equally with the interest on all other securities of the Corporation at any time after the first issue of any debenture stock created or granted in pursuance of any statutory borrowing power and the same dividends and interest shall subject to all charges existing at that date be the first charge on the revenues and rates aforesaid and on the revenues of the funds aforesaid all which revenues and rates are comprised in the term "the Corporation revenues" where hereafter used in this Act.

Loans Fund.

Establishment of consolidated loans fund.

83. For payment of dividends on all debenture stock and for redemption and extinction or purchase and extinction of all debenture stock there shall be established and formed a fund called the Wisbech Borough Consolidated Loans Fund (in this part of this Act referred to as "the loans fund").

Contributions to loans fund for dividends.

84.—(1) In each year the Corporation shall pay into the loans fund a sum or sums equal to the aggregate amount of all dividends payable in that year on the several portions of debenture stock issued in exercise of the respective statutory borrowing powers of the Corporation and remaining outstanding.

(2) They shall provide the sum or sums aforesaid by contributions from the several Corporation revenues (if any) specifically made liable to provide the same by or under any Act of Parliament or any order or sanction of any Government department or by any resolution of the Corporation having reference to those respective statutory borrowing powers and if as regards any statutory borrowing power there is no such specific liability then from the several Corporation revenues out of which interest would have been payable whether primarily or by way of collateral security on money borrowed by the Corporation under that power if that money had been raised and remained secured otherwise than by debenture stock and in default thereof or subject thereto they shall provide the same out of the borough fund and borough rate or out of the district fund and general district rate as the Corporation having regard to the provisions of this part of this Act and to the objects for which the statutory borrowing power was exercised may consider equitable.

(3) The amounts of those several contributions (subject to any payment in reduction thereof authorised by this part of this Act) shall be the sums ascertained to be required in that behalf by apportionment of that aggregate amount of dividends among those several Corporation revenues according to the amount of stock the dividends whereon are properly payable thereout respectively.

85.—(1) In each year the Corporation shall pay into the loans fund a sum or sums equal to the aggregate amount of all sums payable in that year for the redemption and extinction or purchase and extinction of the several portions of debenture stock issued in exercise of the respective statutory borrowing powers of the Corporation and remaining outstanding.

Contributions to loans fund for extinction of stock.

(2) They shall provide the sum or sums last aforesaid by contributions from the several Corporation revenues if any specifically made liable to provide the same by or under any Act of Parliament or any order or sanction of any Government department or by any resolution of the Corporation having reference to those respective statutory borrowing powers and if as regards any statutory borrowing power there is no such specific liability then from the several Corporation revenues out of which any yearly or other sums would have been payable whether primarily or by way of collateral security towards a sinking fund for discharge or towards payment off by instalments appropriations annual repayments or otherwise of money borrowed by the Corporation under that power if that money had been raised and remained secured otherwise than by debenture stock and in default thereof or subject thereto they shall provide the same

A.D. 1889. — out of the borough fund and borough rate or out of the district fund and general district rate as the Corporation having regard to the provisions of this part of this Act and the objects for which the statutory borrowing power was exercised may consider equitable.

(3) The amounts of those several contributions (subject to any payment in reduction thereof authorised by this part of this Act) shall be the same amounts as would in the same respective cases have been payable towards a sinking fund or towards payment off as aforesaid those contributions to be subject to accumulation if and as in the same respective cases accumulation was prescribed.

(4) The Corporation shall from time to time by investment on statutory securities of the sums paid into the loans fund in respect of those several contributions or of proper parts thereof and by like investment of the interest and annual proceeds arising from those securities make and maintain such accumulations as are in this section referred to.

(5) But if the extinction of any portion of debenture stock or any part thereof is accelerated by the application to such extinction of any part of the loans fund required by this part of this Act to be applied to the making and maintenance of those accumulations then a sum or sums equal to the dividends on the stock so extinguished shall thenceforth in every year during the residue of the period expressly or by implication limited for the continuance of any loan by or under the statutory borrowing power in exercise whereof that portion of stock is issued be paid into the loans fund out of the Corporation revenues chargeable with payment of the dividends on that portion of stock.

Raising of
contribu-
tions to
loans fund.

86.—(1) The Corporation shall from time to time in order to raise the amounts of the several contributions of the two kinds aforesaid out of the several Corporation revenues do all such acts exercise all such powers collect all such money and make and levy all such rates as they lawfully can or ought to do exercise collect make and levy for the purposes of or in relation to the respective statutory borrowing powers in exercise whereof the several portions of debenture stock are issued.

(2) If by reason of any limit of a rate or for any other reason there is a deficiency on any Corporation revenue in respect of any required contribution the Corporation shall advance the amount of the deficiency out of the borough fund and borough rate or district fund and general district rate as the Corporation having regard to the provisions of this part of this Act and the objects for which the statutory borrowing power was exercised may consider equitable.

(3) The amount so advanced shall be a debt due from the Corporation revenue on which the deficiency existed to the fund

or rate out of which the advance is made and interest shall be payable thereon at the rate of three and a half per centum per annum until repayment and the same debt and interest shall as soon as in the judgment of the Corporation reasonably may be raised and paid out of the Corporation revenue on which the deficiency existed. A.D. 1889.

87.—(1) The Corporation shall pay into the loans fund and shall carry to the proper separate account forming part of the general account of the loans fund all such money (if any) being capital or in the nature of capital and not being otherwise wholly or in part appropriated or made applicable by law or by valid contract as shall from time to time arise from any sale lease or other disposition of land or other property of the Corporation on the revenues whereof any debenture stock is charged. Payment of
sale money
rents &c. to
loans fund.

(2) The Corporation shall pay into the loans fund and shall carry to the proper separate account forming part of the general account of the loans fund the rents and profits of any land and other property of the Corporation acquired by them for the purposes of any undertaking or purpose for or in respect of which any statutory borrowing power is exercised by them by the issue of stock and not otherwise wholly or in part appropriated or made applicable by law or by valid contract.

(3) The Corporation before making any payment into the loans fund under this section may deduct from the money or the rents and profits to which this section applies any costs and expenses properly incurred by the Corporation in or about any sale lease or other disposition or the collection and receipt of any rents and profits.

88. The Corporation shall from time to time apply the loans fund first in paying the dividends on all debenture stock and next in redeeming debenture stock according to the terms of issue and purchasing for extinction debenture stock. Application
of loans
fund.

89. All debenture stock redeemed by the Corporation or purchased by the Corporation for extinction shall be forthwith cancelled by the Corporation and on such cancellation the same and all dividends thereon (not already accrued) shall be and the same are by virtue of this Act extinguished. Extinction
of stock
redeemed or
purchased.

90.—(1) As part of the general account of the loans fund the Corporation shall keep separate accounts relative to— Account of
loans fund.

(A) Each undertaking or purpose for or in respect of which any statutory borrowing power is exercised by them by the issue of stock : and

(B) Each statutory borrowing power so exercised.

A.D. 1889.

- (2) Those separate accounts shall distinguish and show—
- (c) The portions of debenture stock for the time being unextinguished and chargeable to each undertaking or purpose and respectively attributable to the exercise of the several statutory borrowing powers if more than one relating to that undertaking or purpose: and
 - (d) The amounts of those several portions of debenture stock redeemed or purchased by means of the loans fund and cancelled and extinguished.
- (3) Those separate accounts shall further distinguish and show in relation to each undertaking or purpose—
- (E) All money being capital or in the nature of capital arising from any sale lease or other disposition of land or other property of the Corporation paid into the loans fund and in the judgment of the Corporation properly attributable to that undertaking or purpose and the securities on which that money or any part thereof is from time to time invested: and
 - (F) All money from time to time received as interest and annual proceeds of the last-mentioned money and securities: and
 - (G) All money from time to time received as rents and profits of any land and other property of the Corporation so as aforesaid acquired and not otherwise appropriated or made applicable: and
 - (H) All money and securities transferred to the loans fund as having formed part of a sinking fund and all money from time to time received as interest and annual proceeds of the last-mentioned money and securities or of securities wherein the same interest and annual proceeds are from time to time invested by way of accumulation: and
 - (J) All money paid into the loans fund as contributions from the Corporation revenues in respect of dividends on the several portions of debenture stock chargeable to that undertaking or purpose: and
 - (K.) All money paid into the loans fund as contributions from the Corporation revenues in respect of redemption and extinction or purchase and extinction of those several portions of debenture stock.

Application of income in reduction of contributions.

91.—(1) Where any money is standing on a separate account in the loans fund being money paid into the loans fund as rents and profits of the land and other property of the Corporation or being money paid into the loans fund as interest on cash balances received by the Corporation or being other money paid into the loans fund but not being capital or in the nature of capital and

not being required by this part of this Act to be applied to the making and maintenance of such accumulations as are prescribed by this part of this Act the Corporation may deal with the same as in this section provided.

(2) Where any money is standing on a separate account in the loans fund being money required by this part of this Act to be applied to the making and maintenance of such accumulations as are prescribed by this part of this Act the Corporation after providing for the making and maintenance of those accumulations may if they think fit from time to time invest that money or any part thereof in statutory securities and deal with the interest and annual proceeds of those securities as in this section provided.

(3) The Corporation may if they think fit from time to time apply the money described in paragraph (1) of this section and the last-mentioned interest and annual proceeds to either of the purposes following or to both of those purposes in such proportions as the Corporation from time to time may consider equitable and expedient (that is to say):—

(A) In reduction of such contributions out of the Corporation revenues as are payable into the loans fund in respect of dividends on the portions of debenture stock comprised in the separate account on which the money or interest and annual proceeds is or are standing :

(B) In reduction of such contributions out of the Corporation revenues as are payable into the loans fund for redemption and extinction or purchase and extinction of those portions of stock.

92. For the purposes of any contribution or account under this part of this Act the Corporation if they think fit having regard to all the circumstances of the case and subject to the terms on which any loan of the Corporation was contracted or any debenture stock was issued may from time to time determine and declare on which of the Corporation revenues any loan of the Corporation or any portion of debenture stock is or shall be deemed to be primarily or collaterally charged or determine and declare that any loan of the Corporation or any portion of debenture stock shall be apportioned as regards the charge thereof between or among any of the Corporation revenues and every such determination and declaration shall be effectual to all intents.

Determina-
tion as to
charge of
stock.

Conversion of Securities into Stock.

93.—(1) Where any mortgage bond debenture debenture stock (other than debenture stock under this Act) annuity rentcharge or other security granted or created before or after the passing of

Payment off
or substitu-
tion of
existing
securities.

A.D. 1889.

this Act by the Corporation under any statutory borrowing power is outstanding or payable and the Corporation have power with the consent of the holder of that security or otherwise to pay off the amount thereby secured or represented or to redeem the same they may pay off or redeem the security accordingly with money raised by debenture stock created under this Act or they may with the consent of the holder thereof issue debenture stock created under this Act in substitution for the security.

(2) The Corporation may in every such case make such reasonable payment as they may think fit to the holder of any security for his consent or for otherwise compensating him for the payment off or redemption of or substitution for his security and any such payment may be either in money or debenture stock created under this Act or partly in one and partly in the other.

(3) The Corporation may create and issue debenture stock to such amount as may be requisite for purposes of this section and that stock shall be deemed to be created and issued and any money raised thereby shall be deemed to be raised by virtue of the statutory borrowing power under which the security was granted or created and any money so raised shall be applied in payment off or redemption of the security.

(4) In every such case of payment off redemption or substitution the Corporation shall pay and transfer into the loans fund the whole or a proportionate part (as the case may require) of any money and securities forming part of any sinking fund applicable to the discharge of the security.

(5) Money received by the holder of any security as authorised by this section and debenture stock created under this Act issued to him in substitution for any security shall be subject to the same trusts powers testamentary and other dispositions provisions and incumbrances as the money secured or represented by the security was subject to immediately before the payment off redemption or substitution and every deed or other instrument and testamentary or other disposition shall take effect with reference to the whole or a proportionate part of the money or stock received or substituted as the case may be.

Effect on Borrowing Powers.

Extinction
or suspen-
sion of
power.

94. On the issue of any portion of debenture stock the statutory borrowing power in exercise whereof that stock is issued shall be affected as follows namely:—

(A) If the stock is issued for the whole term limited for the continuance of any loan or for the continuance of payment of or in respect of any mortgage bond debenture debenture stock

annuity rentcharge rent or other security granted or created by the Corporation under that statutory borrowing power then that power to the extent of the money raised by that stock shall be and the same is by virtue of this Act extinguished : but

- (B) If the stock is issued for part only of that term then so much of the money raised by that stock as has not been paid off out of the loans fund may be reborrowed by the Corporation for the residue of that term or any part thereof and so from time to time.

Application of Money raised.

95. Money raised by debenture stock shall be applied for purposes for which money raisable under the statutory borrowing power in exercise whereof the stock is issued ought by law to be applied and not otherwise.

General application of money by Corporation.

96.—(1) The Corporation may from time to time invest temporarily on statutory securities (other than stock certificates to bearer) money raised by debenture stock and not for the time being applied to or required for the undertaking or purposes for which it is raised and shall from time to time pay the interest and annual proceeds of those securities into the loans fund.

Temporary investment of money raised by stock.

(2) The Corporation may if they think fit from time to time apply the interest and annual proceeds aforesaid or any part thereof in reduction of such contributions out of the Corporation revenues as are payable into the loans fund in respect of dividends on the respective portions of debenture stock by the issue whereof that money is raised.

Registration and Certificates.

97.—(1) The Corporation may if they think fit and on and subject to such terms and instructions not inconsistent with any provision of this part of this Act as they think expedient appoint and keep appointed an officer of the Corporation or other person or any bank as registrar for all or any of the purposes of this part of this Act (in this part of this Act referred to as “the registrar”).

Appointment of registrar.

(2) The Corporation in relation to the provisions of this part of this Act and the registrar shall respectively be deemed a banker within the Bankers' Books Evidence Act 1879.

98.—(1) The Corporation or the registrar shall keep books in which shall be entered the names and addresses of holders from time to time of debenture stock and the amounts held by them (in this part of this Act referred to as “the debenture stock register”).

Debenture stock register.

A.D. 1889.

(2) The debenture stock register shall be *prima facie* evidence of any matter entered therein in accordance with this part of this Act and of the title of the persons entered therein as holders of stock.

Certificates of proprietorship of stock.

99.—(1) On demand of a holder of debenture stock the Corporation may if they think fit give to him a certificate of the proprietorship thereof under their common seal specifying the amount of debenture stock to which he is entitled (in this part of this Act referred to as a “stock certificate”).

(2) A stock certificate shall be *prima facie* evidence of the title of the person therein named his executors administrators successors or assigns to the stock therein specified but the want of a stock certificate if such want be accounted for to the satisfaction of the Corporation shall not prevent the holder of stock from disposing of and transferring the same.

(3) If a stock certificate is worn out or damaged the Corporation on production thereof may cancel it and give a similar stock certificate to the party in whom the property in the stock certificate and in the stock therein specified is then vested.

(4) If a stock certificate is lost or destroyed the Corporation on proof thereof to their satisfaction may give a similar stock certificate to the party entitled to the certificate lost or destroyed.

(5) An entry of the issue of a stock certificate or a substituted certificate as the case may be shall be made in the debenture stock register.

Transfer.

Power for stockholder to transfer.

100. Subject to the provisions of this part of this Act every debenture stockholder may transfer all or any part of his stock in books or by deed.

Transfer in books.

101.—(1) If and where the resolution for creation of any portion of debenture stock makes the same transferable in books and not by deed the provisions of this section shall apply and have effect but not otherwise.

(2) The Corporation or the registrar shall keep books wherein transfers of debenture stock so transferable shall be entered (in this part of this Act referred to as “the debenture stock transfer books”).

(3) Every such entry shall be conceived in proper words for the purpose of transfer and shall be signed by the party making the transfer or if he is absent by his agent thereunto lawfully authorised in writing under his hand attested by a witness.

(4) Where any bank are the registrar they may if they think fit require that the agent be so authorised by power of attorney under

the hand and seal of the party making the transfer attested by two or more credible witnesses.

(5) The person to whom a transfer is made may if he thinks fit underwrite his acceptance thereof.

(6) Except as otherwise provided by some other Act of Parliament and subject to the provisions of this part of this Act respecting any portion of debenture stock which the resolution for creation thereof makes transferable by deed and not in books no mode of transferring debenture stock other than that prescribed in this section shall be good in law.

102.—(1) If and where the resolution for creation of any portion of debenture stock makes the same transferable by deed and not in books the provisions of this section shall apply and have effect but not otherwise.

Transfer by deed.

(2) Every transfer of debenture stock so transferable shall be by deed.

(3) The deed of transfer shall relate only to the transfer and shall not contain any recital trust power or proviso whatsoever.

(4) The deed of transfer when duly executed shall be delivered to and kept by the Corporation or the registrar and the Corporation or the registrar shall enter a memorial thereof in a book to be called "the register of transfers of debenture stock" and shall indorse on the deed of transfer a notice of that entry.

(5) The Corporation or the registrar shall on demand and on delivery up of the old stock certificate or on proof satisfactory to the Corporation of its absence deliver a new stock certificate to the purchaser or shall at the option of the purchaser make an indorsement of the transfer on the existing stock certificate which indorsement being signed by direction of the Corporation or by the registrar shall be equivalent to a new stock certificate.

(6) Until the deed of transfer has been so delivered to the Corporation or the registrar the Corporation or the registrar shall not be affected thereby and the purchaser of the stock shall not be entitled to receive any dividend thereon.

103.—(1) The Corporation or the registrar before allowing any transfer of stock may if the circumstances of the case appear to them or him to make it expedient require evidence of the title of any person claiming a right to make the transfer.

Evidence of transfer.

(2) That evidence shall be a statutory declaration of one or more competent persons or of such other nature as the Corporation or the registrar with the approval of the Corporation may require.

104.—(1) The Corporation or the registrar with the approval of the Corporation may as regards any portion of debenture stock close

Closing of transfer books.

A.D. 1889.

the debenture stock transfer books or the register of transfers of debenture stock (as the case may be) on and from any day in the month next before that in which dividends on that portion of debenture stock are payable but so that the books be not at any time kept closed for more than fifteen days.

(2) The persons who on the day of such closing are inscribed as debenture stockholders shall as between them and their transferees of debenture stock be entitled to the dividend next payable thereon.

Stamp duty
on transfers.

105. Unless the Corporation have compounded for stamp duty all stock issued by the Corporation shall notwithstanding anything in any resolution of the Corporation be transferable by deed and not in books and every deed of transfer of stock transferable by deed shall be duly stamped and the consideration shall be truly stated therein.

Transmission.

Transmis-
sion on
death.

106.—(1) The interest in debenture stock of a stockholder dying shall be transferable by his executors or administrators notwithstanding any specific bequest thereof.

(2) The Corporation or the registrar shall not be required to allow any executors or administrators to transfer any stock until the probate of the will of or the letters of administration to the deceased has or have been left with the Corporation or the registrar for registration and may require all the executors who have proved the will to join in the transfer.

Transmis-
sion on
marriage &c.

107.—(1) If the interest in any debenture stock has become transmitted in consequence of the bankruptcy of a stockholder or the marriage of a female stockholder or by any lawful means other than a transfer in books or by deed or than the death of a stockholder that transmission shall be authenticated by a statutory declaration of one or more competent persons or in such other manner as the Corporation or the registrar require.

(2) The declaration shall state the manner in which and the party to whom the stock has been transmitted and shall be left with the Corporation or the registrar.

(3) If the transmission is in consequence of the marriage of a female stockholder the declaration shall if the Corporation or the registrar so require set forth a copy of the register of the marriage or other particulars of the celebration thereof and declare the identity of the wife with the holder of the stock.

(4) The name of the person entitled under the transmission shall be entered in the debenture stock register.

(5) Until the transmission has been so authenticated the Corporation or the registrar shall not be affected thereby and no person

claiming by virtue thereof shall be entitled to receive any dividend on the stock. A.D. 1889.

(6) In this section the term "transmission" includes any case of apparent transmission in consequence of the change of name of the stockholder although the actual ownership of the stock may remain unaltered.

Dividends.

108. The Corporation may pay by the registrar the dividends on debenture stock. Payment of dividends.

109. The Corporation or the registrar shall not be required to allow any executors or administrators to receive any dividend on debenture stock held by their testator or intestate until the probate of the will or the letters of administration has or have been left with the Corporation or the registrar for registration. Dividends to executors &c.

110. The Corporation or the registrar before allowing the receipt of any dividend on any debenture stock may if the circumstances of the case appear to them or him to make it expedient require evidence of the title of any person claiming a right to receive the dividend and that evidence shall be a statutory declaration of competent persons or of such other nature as the Corporation or the registrar may require. Evidence of title.

111.—(1) Where more persons than one are registered as joint holders of any debenture stock any one of them may give an effectual receipt for any dividend thereon unless notice to the contrary has been given to the Corporation or the registrar by any other of them. Dividends to joint holders.

(2) Where debenture stock is standing in the name of an infant or person of unsound mind jointly with any person not under legal disability a letter of attorney for receipt of the dividends on the stock shall be sufficient authority in that behalf if given under the hand and seal of the person not under disability attested by two or more credible witnesses but the Corporation or the registrar before acting on the letter of attorney may if they or he think fit require proof to their or his satisfaction of the alleged infancy or unsoundness of mind by a statutory declaration of one or more competent persons.

112.—(1) Where a debenture stockholder desires to have his dividends sent to him by post he may make a request for that purpose to the Corporation or the registrar in writing signed by him in a form approved by the Corporation and shall give to the Corporation or the registrar an address in the United Kingdom or in the Channel Dividend warrants by post.

A.D. 1889. Islands or the Isle of Man to which the letters containing the warrants are from time to time to be sent.

(2) The posting by the Corporation or the registrar of a letter containing a dividend warrant addressed to a stockholder at his request at the address so given by him shall as respects the liability of the Corporation and of the registrar be equivalent to the delivery of the warrant to the stockholder himself.

(3) Every warrant so sent by post shall be deemed a cheque and the Corporation and the registrar shall in relation thereto be deemed a banker within the Bills of Exchange Act 1882.

Stock Certificates with Coupons to Bearer.

Provisions
respecting
stock certifi-
cates with
coupons to
bearer.

113.—(1) On demand of a debenture stockholder the Corporation or the registrar may issue to the stockholder a debenture stock certificate to bearer that is to say a certificate of title to his stock or any part thereof entitling the bearer to the stock therein specified and transferable by delivery with coupons entitling the bearer of the coupons to the dividends on the stock but so that no such certificate or coupons shall give a title to dividends beyond the time limited for redemption of the stock.

(2) A debenture stock certificate to bearer shall not be issued in respect of any sum of stock other than ten pounds or a multiple of ten pounds.

(3) Notwithstanding anything in this Act a trustee shall not apply for purchase take or hold a debenture stock certificate to bearer unless he is in express words authorised to do so by the instrument creating his trust and any contravention of this provision by a trustee shall be deemed a breach of trust but this provision shall not impose on the Corporation or the registrar an obligation to inquire or to take notice whether a person applying for or holding a stock certificate to bearer is or is not a trustee or subject the Corporation or the registrar to any liability in case of their or his with or without notice issuing to a trustee a stock certificate to bearer or invalidate any stock certificate to bearer issued.

(4) Where a debenture stock certificate to bearer is outstanding the stock represented thereby shall cease to be transferable in books or by deed under and according to the provisions of this part of this Act.

(5) The bearer of a debenture stock certificate to bearer may on delivery up to the Corporation or the registrar of the certificate and of all unpaid coupons belonging thereto require to be entered in the debenture stock register as the holder of the stock described in the certificate under which he derives title and thereupon the stock shall

be re-entered in the register as transferable and shall become and again be transferable in the debenture stock transfer books or by deed as the case may require and shall as regards the mode of payment of the dividends thereon be in the like condition as if no stock certificate to bearer had been issued in respect thereof.

(6) The coupons issued with a debenture stock certificate to bearer shall comprise the dividends to be paid in respect of the stock therein specified for such period as the Corporation approve.

(7) At the end of that period fresh coupons may be issued for such further period as the Corporation approve and so for successive periods during the continuance in force of the stock certificate but the Corporation or the registrar may in lieu of issuing fresh coupons in respect of any stock certificate give in exchange a fresh stock certificate with coupons.

(8) Payment to the bearer of a coupon of the amount expressed therein shall be a full discharge to the Corporation and to the registrar from all liability in respect of that coupon and the dividend represented thereby.

(9) Where any bank are the registrar coupons shall be payable at the chief establishment of the bank at the expiration of three clear days from the day of presentation and at any branch establishment of the bank situate more than ten miles from the chief establishment at the expiration of five clear days from the day of presentation.

(10) If a debenture stock certificate to bearer or coupon is worn out or damaged the Corporation or the registrar on production and delivery up thereof may cancel it and issue a new certificate or coupon.

(11) If a debenture stock certificate to bearer or coupon is lost or destroyed the Corporation or the registrar may issue a new certificate or coupon on receiving indemnity to the satisfaction of the Corporation against the claims of all persons deriving title under the certificate or coupon lost or destroyed.

(12) All coupons issued under this Act in respect of any debenture stock certificate to bearer shall for the purposes of the Acts relating to stamp duties be deemed to have been attached to and issued with such stock certificate.

(13) Debenture stock specified in a stock certificate to bearer shall be charged on the same securities and be subject to the same powers of redemption if any and other powers and save as regards the mode of transfer and of payment of dividends thereon and save so far as a stock certificate to bearer is a negotiable instrument shall be subject to the same incidents in all respects as if that stock had continued to be registered in the debenture stock register as transferable in books or by deed.

A.D. 1889.

General.

Nature of
debenture
stock—
Notice of
trusts.

114.—(1) Debenture stock is personal property.

(2) Debenture stock is not liable to foreign attachment by the custom of London or otherwise.

(3) No notice of any trust express implied or constructive in respect of any debenture stock or of any debenture stock certificate to bearer or coupon shall be entered in the debenture stock register or in any other book kept by the Corporation or the registrar or be receivable by the Corporation or the registrar or affect the Corporation through the registrar or otherwise.

Receiver.

115.—(1) If at any time the Corporation for two months after demand in writing fail to pay any dividend due on any debenture stock the person entitled thereto may apply to Her Majesty's High Court of Justice for a receiver and the court may if it thinks fit appoint a receiver on such terms as it thinks fit.

(2) The receiver shall have the like power of collecting receiving recovering and applying all money which ought to be paid under this part of this Act into the loans fund and of assessing making and recovering all rates for the purpose of obtaining the same as the Corporation or any officer thereof would or might have and such other powers and such duties as the court thinks fit and shall apply all money so collected after payment of expenses and costs as the court directs for purposes of this part of this Act.

(3) The court may at any time discharge the receiver and shall have full jurisdiction over him and all persons interested in his acts.

Protection
of holders
of debenture
stock.

116. A person taking or holding debenture stock shall not be concerned to inquire or to take notice whether the creation or issue thereof was or was not within any statutory borrowing power of the Corporation or otherwise in accordance with this part of this Act or whether or not the council or any meeting thereof was properly constituted or convened or whether or not the proceedings at any meeting of the council were legal or regular or to see to the application of any money raised by debenture stock or be answerable for any loss or misapplication thereof.

Annual
return to
Local
Government
Board.

117.—(1) Once in every year at a time appointed by the Local Government Board the Corporation shall send to that Board an abstract of the accounts of the Corporation relating to debenture stock and the loans fund in a form prescribed by that Board and verified by a statutory declaration of the treasurer if required by that Board.

(2) In case of wilful default therein by the Corporation the Corporation shall on each occasion be liable to a fine not exceeding two hundred pounds and in case of wilful default therein by the

treasurer the treasurer shall on each occasion be liable to a fine not exceeding twenty pounds and every fine under this section shall be recoverable summarily on the prosecution of the Local Government Board and not otherwise.

A.D. 1889.

(3) If by any such abstract or otherwise it appears to that Board that the Corporation have failed to comply with any requisition of this part of this Act in relation to any payment application or investment or otherwise in relation to debenture stock or the loans fund that Board may notwithstanding any proceeding for the recovery of any fine or any other proceeding taken by that Board by order require the Corporation to make good the default within a time therein limited.

118.—(1) If at any time any dividend on any debenture stock is unclaimed at the time for payment thereof the same shall nevertheless on demand at any subsequent time whatsoever be paid to the person showing his right thereto but without interest in the meantime.

Unclaimed dividends.

(2) Where any dividend remains unclaimed for five years from the time for payment thereof the Corporation shall cause notice thereof to be sent by post in a registered letter addressed to the stockholder named in their books by the description and at the address therein appearing and so at the expiration of three other successive periods of five years.

(3) At the end of every successive period of five years from the day when the first dividend becomes payable on debenture stock first issued after the passing of this Act the Corporation shall publish an advertisement in a newspaper circulating in the borough stating what (if any) dividends on debenture stock other than those falling due at the then last half-yearly or other day of payment are then unclaimed and the names and addresses appearing in the debenture stock register of the holders of the stock on which the dividends are unclaimed.

(4) At the end of every successive period of ten years from the day when the first dividend becomes payable on debenture stock first issued after the passing of this Act the Corporation unless it has been otherwise agreed between them and the registrar may require the registrar to repay to them all dividends unclaimed during that period and then in his hands and the Corporation shall pay the same into the loans fund and may deal therewith as they are by this part of this Act empowered to deal with money paid into the loans fund as interest on cash balances received by them without prejudice nevertheless to the rights of any person to those dividends.

A.D. 1889.

Saving for
power to
borrow
otherwise.

119. Nothing in this part of this Act shall affect any power of the Corporation to raise otherwise than by debenture stock any money which they do not think fit to raise by debenture stock but whenever from time to time after the date of the first issue of debenture stock the Corporation raise money otherwise than by debenture stock they shall cause to be given to each lender of money so raised notice in writing signed by the town clerk or other authorised officer of the Corporation of the equality of charge which debenture stock has by virtue of this part of this Act.

Saving for
power of
revocation.

120. Notwithstanding anything in this part of this Act the council may revoke at any time in whole or in part any resolution for creation of debenture stock theretofore passed by the council if and as far as the same has not been acted on by the issue of stock thereunder.

Saving for
other obliga-
tions.

121. Except as in this part of this Act expressly provided nothing in this part of this Act shall relieve the Corporation from any obligation imposed on them in relation to any statutory borrowing power by any Act of Parliament under or by which that power for the time being exists or is regulated.

Saving for
power to
sell lands &c.

122.—(1) Nothing in this part of this Act shall affect any power or duty of the Corporation to sell lease or otherwise dispose of any land or property of the Corporation or to apply any purchase money or other money arising thereby in discharge of any charge on that land or property or the revenues thereof other than the charge of debenture stock or affect any claim of any person under such first-mentioned charge.

(2) Land or property of the Corporation shall in the hands of the purchaser or other person taking the same under any sale lease or other disposition be by virtue of this Act absolutely freed from the charge of debenture stock and such purchaser or other person shall not be concerned to see to the application of any purchase or other money that may be paid by him or be answerable for any loss or misapplication thereof.

Saving for
existing
securities.

123. Nothing in or done under this part of this Act shall affect any security or charge created or granted or payable by the Corporation before the date of the first issue of any debenture stock and the Corporation shall whenever required by the holder of any security or charge aforesaid apply all such money do all such acts exercise all such powers collect all such money and make and levy all such rates as they would or ought to have applied done exercised collected made and levied for his benefit and security if this part of this Act had not been enacted.

124.—(1) Debenture stock shall be deemed capital stock of a body corporate within the Act of the session of the twenty-fourth and twenty-fifth years of the reign of Her present Majesty (chapter ninety-eight) “to consolidate and amend the statute law of England and Ireland relating to indictable offences by forgery.” A.D. 1889.
Forgery.

(2) A debenture stock certificate to bearer and a coupon connected therewith shall be deemed a stock certificate and coupon within the Forgery Act 1870.

125. Any order of the Local Government Board under this part of this Act may contain such directions as the Board think necessary or proper for giving effect thereto and shall be enforceable by writ of mandamus to be obtained by the Board out of Her Majesty’s High Court of Justice and may be from time to time cancelled or varied by the Board as the circumstances of the case may require but the Board shall not make any such order without first hearing the Corporation if desirous of being heard which hearing may be in the form of a public inquiry with or without a published report or in such other form as the Board having regard to the circumstances think just and expedient and sections 294 and 296 of the Public Health Act 1875 shall apply to hearings inquiries and other proceedings to which this section relates. Orders
of Local
Government
Board.

126. Where any bank are the registrar they may with the sanction of the Corporation from time to time issue any forms that may be required for carrying into effect the provisions of this part of this Act and may also from time to time make any regulations that are not inconsistent with this part of this Act relative to the following things and when made may alter vary or repeal any such regulations and make other regulations instead thereof or in addition thereto and any such regulations for the time being in force shall be duly observed: Regulations
by bank.

- (A) The period for which coupons are to be given:
- (B) The mode in which the bank are to act in issuing stock certificates to bearer or entering in the transfer books the bearers of stock certificates to bearer:
- (C) The mode of proving the title of or identifying any person applying for a stock receipt or stock certificate or stock certificate to bearer:
- (D) With respect to anything necessary for carrying into effect the provisions of this part of this Act which relate to or affect the bank.

127. The forms given in the Ninth Schedule to this Act may be used for the purposes therein indicated and the same or forms to the Forms.

A.D. 1889. like effect with such variations or additions as circumstances require shall be effectual for those purposes.

Fees. **128.**—(1) Fees not exceeding those specified in the said Ninth Schedule may be taken by or on behalf of the Corporation in the cases therein mentioned.

(2) The proceeds of fees shall be paid by the Corporation into the loans fund and shall be applied in reduction of contributions out of the Corporation revenues payable into the loans fund in respect of dividends on such portions of debenture stock as the Corporation having regard to the cases in which the fees are paid determine.

Expenses. **129.**—(1) The expenses incurred by the Corporation in or about the creation and issue of any portion of debenture stock including any sum paid by them for composition for stamp duty thereon and any other expenses being in their judgment properly chargeable to capital shall be deemed money raisable under the statutory borrowing power in exercise whereof that portion of stock is issued.

(2) Expenses of book-keeping and management and other current expenses from time to time incurred by the Corporation in the execution of this part of this Act shall be defrayed as the ordinary expenses of the Corporation as a municipal body or as a sanitary authority are or may be defrayed.

PART VI.—MISCELLANEOUS.

Saving rights of the Crown in the foreshore. **130.** Nothing contained in this Act shall authorise the Corporation to take use or in any manner interfere with any portion of the shore or bed of the sea or of any river channel creek bay or estuary or any right in respect thereof belonging to the Queen's most Excellent Majesty in right of Her Crown and under the management of the Board of Trade without the previous consent in writing of the Board of Trade on behalf of Her Majesty (which consent the Board of Trade may give) neither shall anything in this Act contained extend to take away prejudice diminish or alter any of the estates rights privileges powers or authorities vested in or enjoyed or exerciseable by the Queen's Majesty Her heirs or successors.

Saving rights of Crown under Crown Lands Act. **131.** Nothing contained in this Act or to be done under the authority thereof shall in any manner affect the title to any of the subjects or any rights powers or authorities mentioned in or reserved by sections twenty-one and twenty-two of the Crown Lands Act 1866 and belonging to or exerciseable on behalf of Her Majesty Her heirs or successors.

132. Nothing in this Act contained shall exempt the Corporation from the provisions of the Merchant Shipping Act 1854 or any general Acts relating to docks or dues on shipping or on goods carried in ships now in force or which shall be passed during the present or any future session of Parliament or from any future revision or alteration under the authority of Parliament of the dock rates or duties by this Act authorised.

A.D. 1889.
Provision for
Merchant
Shipping
Act and
general Acts.

133. Nothing in this Act contained shall exempt the Great Eastern Railway Company or their railway or the railway by this Act authorised from the provisions of any general Act relating to railways or the better and more impartial audit of the accounts of railway companies 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 rates of fares and charges or of the rates for small parcels authorised by this Act.

Provision
as to general
Railway
Acts.

134. All the costs charges and expenses preliminary to and of and incident to the preparing applying for obtaining and passing of this Act or otherwise in relation thereto as taxed and ascertained by the taxing officer of the House of Lords or of the House of Commons shall be paid by the Corporation out of money to be borrowed for the purpose under the powers of this Act.

Costs of Act.

A.D. 1889.

The SCHEDULES referred to in the foregoing Act.

THE FIRST SCHEDULE.

STATEMENT OF SUMS BORROWED BY THE CORPORATION AND NOW REMAINING DUE AND OWING.

Sums borrowed and now remaining due.			Under what Act or Acts, or for what Purpose raised.	How charged.	Time (if any) limited for Repayment.	Amounts.		
£	s.	d.				£	s.	d.
5,000	0	0	Municipal Corporations Acts.	Solely on the corporate estates	Indefinite	5,000	0	0
10,000	0	0	Act of 1852 -	Solely on the corporate estates	Indefinite	10,000	0	0
6,000	0	0	Act of 1852 -	Solely on the harbour tolls and duties.	Indefinite	6,000	0	0
29,000	0	0	Act of 1855	On the harbour tolls and duties and secured by collateral mortgages of the corporate estates and market tolls.	Indefinite	29,000	0	0
5,750	0	0	Act of 1862			5,750	0	0
18,378	9	4	Sanitary purposes.	On the general district rates -	{ 25th Sept. 1898 5th Feb. 1899 4th March 1900 30th Nov. 1924 28th Feb. 1926 7th June 1928 1st June 1900 6th Jan. 1902	745	10	6
						97	3	1
						1,064	0	3
						10,536	6	0
						2,221	10	2
						1,187	17	10
						1,822	12	1
						703	9	5
3,462	8	3	Burial ground	On the borough fund and borough rates.	{ 2nd July 1908 10th Jan. 1911 20th Oct. 1912	2,395	14	8
						846	5	0
						220	8	7
77,590	17	7				77,590	17	7

THE SECOND SCHEDULE.

DESCRIBING HOUSES BUILDINGS MANUFACTORIES AND PREMISES OF WHICH PORTIONS ONLY MAY BE TAKEN.

Work.	Parish or Place.	Number on deposited Plans and in deposited Books of Reference.
Quay or river wall -	Leverington - -	4
Railway - -	Wisbech Saint Peter - -	4
" - -	Leverington - -	6

THE THIRD SCHEDULE.

A.D. 1889.

	Dues. not exceeding	
	<i>s.</i>	<i>d.</i>
For every person who shall land or embark at the quay	-	0 2
For every horse or mule	-	2 0
For cattle, per head	-	1 0
Sheep, lambs, and pigs, per head	-	0 1
Calves, per head	-	0 2
One-horse carriages, each	-	1 6
Two-horse carriages, each	-	4 0
For every quarter of wheat, oats, rye, barley, malt, beans, peas, tares, mustard seed, canary, and seeds of every denomination (except flax seed)	-	0 1
Anchors, per cwt.	-	0 3
Ashes, per cwt.	-	0 1
Alum, per cwt.	-	0 1
Anchovies, per cwt.	-	0 1
Anchor stock, per foot run	-	0 1
Apples and pears, per sack of three bushels	-	0 2
Asparagus, per cwt.	-	0 1
Ale, porter, beer, cider, or perry, per 36 gallons	-	0 3
Ditto, in bottles, twelve dozen quarts	-	0 2
Bran or pollard, per eight bushels	-	0 1
Beef or pork contained in any cask, per cwt.	-	0 1
Billiard tables, each	-	2 6
Bricks, per thousand	-	0 3
Bedsteads, mahogany, each	-	0 3
Bedstead, every other, each	-	0 2
Barilla, per ton	-	1 0
Ditto, per cwt.	-	0 2
Bolt of canvas, per cwt.	-	0 0 $\frac{1}{2}$
Butt, pipe, or puncheon, entire or in staves, each	-	0 1
Bottles, empty, per dozen	-	0 1
Bale, every box, truss, trunk, case, chest, bundle, or parcel containing goods not enumerated in schedule, per cubic foot	-	0 0 $\frac{1}{2}$
Ditto per cwt.	-	0 1
Baskets, per dozen	-	0 6
Basket or maund, containing goods not enumerated in schedule, per cwt.	-	0 3
Beef or pork, per cwt.	-	0 1
Butter or cheese, per cwt.	-	0 1
Biscuit, per cwt.	-	0 1
Bleaching powder, per cwt.	-	0 1
Bottles, full, in hampers, per dozen quarts	-	0 2
Bottles, new, in mats or hamper, per cwt.	-	0 2
Brooms, hair, and mops, per cwt.	-	0 2

A.D. 1889.

	Dues not exceeding	
	s.	d.
Bobbins, per cwt.	0	2
Bacon, per cwt.	0	1
Beef, per cwt.	0	1
Bedding, seamen's, per cwt.	0	1
Currants or raisins, per cwt.	0	1
Coffee, per cwt.	0	1
Copper or brass, wrought or unwrought, per cwt.	0	1
Chalk stones, rough or hewn, per ton	0	2
Cement, per ton	0	4
Cordage, per cwt.	0	1½
Calf skins, per dozen	0	4
Colours, per cwt.	0	1
Clog soles, per dozen	0	1
Carboys, each	0	2
Coals, culm, splint, coke, or cinder, per ton	0	2
Chest of drawers, double, each	0	8
Ditto, single, each	0	5
Chairs, per dozen	0	6
Ditto, each	0	1
Chimney pots, per dozen	0	3
Cabbages, per ton	0	6
Carrots and vegetable roots, per cwt.	0	1
Dogs, each	0	2
Earthenware, per cwt.	0	1
Fish, per cwt.	0	1
Fruit, per cwt.	0	1
Flour, per sack of five bushels	0	1
Faggots, per hundred	0	6
Feathers, per cwt.	0	1
Farina, per cwt.	0	1
Foxes, each	0	6
Fowls, and every other sort of poultry, per cwt.	0	2
Flint stones, per ton	0	2
Furniture, per article	0	1
Glass ware, per cwt.	0	1
Glass, window, per cwt.	0	1
Grindstones, each	0	1
Grate or range, each	0	3
Gunpowder, per cwt.	0	6
Guano, per ton	0	9
Garden stuff, per bushel	0	1
Hay, per ton	0	6
Hops, per cwt.	0	1
Hams, bacon, or tongues, per cwt.	0	1
Herrings, red, per cwt.	0	1
Hogshead, packed with goods not enumerated in schedule, per cwt.	0	3
Hoops, per ton	0	6

	Dues not exceeding		A.D. 1889.
	s.	d.	—
Hurdles, per 100	-	0 4	
Hardware, per cwt.	-	0 1	
Harpichords, each	-	1 0	
Harps, each	-	0 8	
Hemp, per ton	-	0 6	
Hares, pheasants, and all other game, per head	-	0 1	
Hides, raw or tanned, each	-	0 1	
Iron, per cwt.	-	0 1	
Ditto, per ton, imported unmanufactured	-	0 4	
Ditto, per ton, imported manufactured	-	0 8	
Ditto, pots, each, per ton, exported	-	0 4	
Kelp, per ton	-	0 6	
Lamp black, per cwt.	-	0 2	
Lead, per cwt.	-	0 1	
Ditto, per ton	-	1 0	
Lime, per load of 28 bushels	-	0 1	
Leather, per cwt.	-	0 4	
Leeks, per cwt.	-	0 1	
Linseed meal, per cwt.	-	0 1	
Linen, per cwt.	-	0 4	
Lumber, and every other article not specified in this table, per foot cube	0	1	
Ditto, per cwt.	-	0 3	
Manure, per ton	-	0 4	
Meal or middlings, per cwt.	-	0 1	
Millstones, per cwt.	-	0 1	
Molasses, per cwt.	-	0 1	
Mustard, per thirty pound barrel	-	0 1	
Marble, per ton	-	1 0	
Machinery, per ton	-	0 6	
Machines, sewing, printing, or working, each	-	1 0	
Matches, in casks or cases, per cwt.	-	1 0	
Nails, per cwt.	-	0 1	
Nuts, per cwt.	-	0 1	
Oranges and lemons, per cwt.	-	0 2	
Oil, train or fish, per 36 gallons, and so on in proportion for any greater or smaller quantity	-	0 6	
Oakum, per cwt.	-	0 2	
Oysters, per bushel	-	0 1	
Ditto, per stone	-	0 1	
Oil cake, per cwt.	-	0 1	
Ovens, each	-	0 3	
Ordnance, pieces of, brass or iron, per cwt.	-	0 2	
Onions, per bushel	-	0 1	
Oatmeal, per cwt.	-	0 1	
Oil, per 36 gallons	-	0 6	
Potatoes, per ton	-	0 3	

A.D. 1889.

							Dues not exceeding	
							s.	d.
Plums, per cwt.	-	-	-	-	-	-	0	2
Pails or buckets, per dozen	-	-	-	-	-	-	0	3
Peas and rice, per quarter	-	-	-	-	-	-	0	2
Pewter, wrought, per cwt.	-	-	-	-	-	-	0	1
Pianofortes, each	-	-	-	-	-	-	2	0
Pitch and tar, per cwt.	-	-	-	-	-	-	0	1
Paper, per cwt.	-	-	-	-	-	-	0	1
Straw, per ton	-	-	-	-	-	-	0	6
Sugar, loaf, per cwt.	-	-	-	-	-	-	0	1
Ditto, raw, per cwt.	-	-	-	-	-	-	0	1
Salt, per ton	-	-	-	-	-	-	0	2
Shumac, per cwt.	-	-	-	-	-	-	0	1
Solder, per cwt.	-	-	-	-	-	-	0	1
Sofas, each	-	-	-	-	-	-	0	6
Stone, per ton	-	-	-	-	-	-	0	2
Paving, per ton	-	-	-	-	-	-	0	2
Slate, per ton, containing twenty-four cubic feet	-	-	-	-	-	-	0	2
Stove, register, each	-	-	-	-	-	-	0	2
Ditto, other, each	-	-	-	-	-	-	0	2
Sedan chairs, each	-	-	-	-	-	-	0	6
Salmon, per cwt.	-	-	-	-	-	-	0	2
Skins, goat, dog, calf, sheep, or lamb, per dozen	-	-	-	-	-	-	0	4
Soap, per cwt.	-	-	-	-	-	-	0	1
Starch, per cwt.	-	-	-	-	-	-	0	1
Soda or soda ash, per ton	-	-	-	-	-	-	0	2
Shoes or boots, per cwt.	-	-	-	-	-	-	0	1
Shot, per cwt.	-	-	-	-	-	-	0	1
Salt fish, per cwt.	-	-	-	-	-	-	0	1
Spades and shovels, per dozen	-	-	-	-	-	-	0	2
Shrimp baskets, each	-	-	-	-	-	-	0	0½
Tallow, soap, or candles, per cwt.	-	-	-	-	-	-	0	1
Tea, per cwt.	-	-	-	-	-	-	0	2
And so in proportion for any greater or less quantity.								
Tar, per cwt.	-	-	-	-	-	-	0	1
Treacle, per puncheon	-	-	-	-	-	-	0	4
Tables, each	-	-	-	-	-	-	0	6
Tombstones, each	-	-	-	-	-	-	1	6
Ditto, marble, each	-	-	-	-	-	-	2	6
Tiles, plain, per thousand	-	-	-	-	-	-	0	2
Tiles, hip or gutter, per thousand	-	-	-	-	-	-	0	4
Ditto, ridge or pantiles, per thousand	-	-	-	-	-	-	0	4
Ditto, mathematical, per thousand	-	-	-	-	-	-	0	6
Ditto, paving, per thousand	-	-	-	-	-	-	0	2
Thread, in casks or cases, per cwt.	-	-	-	-	-	-	0	2
Turtle, each	-	-	-	-	-	-	0	10
Tobacco and snuff, per cwt.	-	-	-	-	-	-	0	1

[52 & 53 VICT.] *Wisbech Corporation Act, 1889.* [Ch. cxxxvii.]

		Dues not exceeding		A.D. 1889.
		<i>s.</i>	<i>d.</i>	—
Tin, per ton	- - - - -	- 0	2	
Tallow, per cwt.	- - - - -	- 0	1	
Turbot, per score	- - - - -	- 0	1	
Tow and waste, per cwt.	- - - - -	- 0	1	
Trunk, portmanteau, or bundle, each	- - - - -	- 0	1	
Vats, packed with goods not enumerated in schedule, each per foot cube		0	1	
Ditto, per cwt.	- - - - -	- 0	1	
Violins, bass viols, or other stringed instruments (except harps), each	- - - - -	- 0	2	
Vinegar, per 36 gallons	- - - - -	- 0	3	
Wood—				
Barrel boards or staves, per ton or load of 50 cubic feet		- 0	2	
Battens, Petersburg	" " "	- 0	2	
" or boards, close	" " "	- 0	2	
Deals,	" " "	- 0	2	
Firewood,	" " "	- 0	2	
Hoops,	" " "	- 0	4	
Laths, per 1,000	- - - - -	- 0	4	
Lathwood, per ton or load of 50 cubic feet	- - - - -	- 0	2	
Mahogany,	" " "	- 0	6	
Masts under 10 inches diameter, each	- - - - -	- 0	9	
" 10 inches or more in diameter, each	- - - - -	- 2	0	
Oak and elm, per ton or load of 50 cubic feet	- - - - -	- 0	2	
Pit props,	" " "	- 0	2	
Posts and rails,	" " "	- 0	2	
Spars,	" " "	- 0	2	
Sleepers,	" " "	- 0	2	
Staves of every description not before mentioned, per ton or load of 50 cubic feet	- - - - -	- 0	2	
Timber and wood not otherwise described, per ton or load of 50 cubic feet	- - - - -	- 0	2	
Wool, yarn, or cotton, per cwt.	- - - - -	- 0	4	
Wine, sweet oil, or spirits, for every gallon contained in any butt, pipe, puncheon, or piece, or any cask whatsoever	- - - - -	- 0	1	
Oil, wine, or spirits, in bottles, per dozen quarts	- - - - -	- 0	2	
All goods not enumerated in this schedule to pay at the rate of <i>1d.</i> per cube foot, or <i>1d.</i> per cwt., or <i>1d.</i> per bushel or gallon.				

Water.

	<i>s.</i>	<i>d.</i>
For supplying water to vessels, per 1,000 gallons	- 10	0

A.D. 1889.

THE FOURTH SCHEDULE.

CRANEAGE RATES.

RATES OF CRANEAGE ON HEAVY MACHINERY &C.

For lifting shipping or unshipping from or to the quay boilers cylinders engines locomotives machinery and other packages or articles by the Corporation's cranes including the use of slings and the necessary labour viz.—

	Per	s.	d.
Pieces weighing under 5 tons each - - -	ton	1	0
" 5 tons and under 10 tons each - - -	ton	1	6
" 10 " " 15 " - - -	ton	2	0
" 15 " " 20 " - - -	ton	2	6
" 20 " " 25 " - - -	ton	3	6
" 25 " " 30 " - - -	ton	4	6
" 30 " " 35 " - - -	ton	6	0
" 35 " " 40 " - - -	ton	7	0
" 40 " " 45 " - - -	ton	8	0

N.B.—For any additional lift of the same machinery during shipment not exceeding 20 tons 1s. per ton.

Exceeding 20 tons half rates.

Boilers castings machinery &c. canting at owner's risk per ton -	1	0
--	---	---

RATES OF CRANEAGE ON WOOD &C.

Wood—

Mining timber imported viz.—Fir round or square

	ton or load of 50 cubic feet	1	0
Pit props and sleepers - - - - -	" 50 "	1	2
Hardwood - - - - -	" 40 "	1	2
Spar ends under 2½ inches - - - - -	per 120	1	8
" " 1½ " - - - - -	"	0	6
Battens deals and ends - - - - -	ton or load of 50 cubic feet	0	10
Boards - - - - -	" 50 "	0	10
Boards grooved - - - - -	" 50 "	0	10
Timber and planks imported - - - - -	" 50 "	0	7
Pitch pine - - - - -	" 40 "	0	9
Timber ash beech birch elm oak teak wainscot and other hardwoods imported greenheart &c. excepted -	ton or load of 40 cubic feet	0	9
Greenheart iron bark and African oak	" 30 "	0	9

Craneage ex quay to ships—

Fir - - - - -	per ton	0	6
Hardwood - - - - -	"	0	7
Timber and planks viz. ash beech birch elm oak and other hardwoods - - - - -	ton or load of 40 cubic feet	0	10
Fir poles - - - - -	" 50 "	1	0

			Per	s.	d.	A.D. 1889.
Small birchwood (round)	-	-	ton or load of 40 cubic feet	1	2	—
Spars (round) above 4 inches	-	-	50 „	0	10	
„ under 4 inches	-	-	- - - per 120	2	6	
Firewood	-	-	- fathom of 216 cubic feet	3	0	
Trawl beams	-	-	- - - each	0	6	

NOTE.—When measurement cannot be obtained the charge will be made by ton of 20 cwt.

THE FIFTH SCHEDULE.

ARTICLES OF AGREEMENT made and entered into the Eleventh day of April one thousand eight hundred and eighty-nine between THE GREAT EASTERN RAILWAY COMPANY (hereinafter referred to as “The Railway Company”) of the one part and the MAYOR ALDERMEN AND BURGESSES OF THE BOROUGH OF WISBECH (hereinafter referred to as “the Corporation”) of the other part.

Whereas a Bill under the title of “a Bill to empower the mayor aldermen and burgesses of the borough of Wisbech to construct a quay or river wall and railway at Wisbech to authorise them to create Corporation stock and for other purposes” has been introduced into Parliament in the present session at the instance of the Corporation for the purpose (inter alia) of constructing a railway in the parishes of Wisbech Saint Peter and Leverington and connecting the same with the Great Eastern Railway by a junction with the harbour branch of the Railway Company which railway will traverse a portion of the property of the Railway Company And whereas the Railway Company were about to deposit a petition against the Bill And whereas negotiations have taken place between the Railway Company and the Corporation with the view of arranging terms and conditions upon which the said railway shall be constructed and as the result of such negotiations it has been arranged that the parties hereto shall execute these presents and enter into the conditions on their respective parts hereinafter contained Now these presents witness and it is hereby mutually agreed between the Railway Company and the Corporation as follows (that is to say) :—

1. The Corporation shall strike out of their Bill all powers for running over any part of the Great Eastern Railway.

2. In the event of the said Bill passing into law the Corporation shall purchase and acquire at their own cost and expense so much and such parts of the lands shown upon the deposited plans as the engineer to the Railway Company shall certify will be required for the construction of the said railway as a double line of railway (except any lands belonging to the Railway Company).

3. After such purchase and acquisition of the said lands by the Corporation and upon the Corporation delivering vacant possession to the Railway Company of such of the said lands required for the construction of the railway as do not

A.D. 1889.

belong to the Railway Company the Railway Company shall at their own cost proceed to make and construct the line of railway within the limits of deviation shown upon the deposited plans and in accordance with working plans and sections to be agreed upon between the engineers of the Railway Company and the Corporation respectively or in case of difference to be settled by an engineer to be appointed upon the application of either party by the Board of Trade and shall complete the same within a reasonable period not less than eighteen months from the date of such possession being given to them such railway to be constructed as a single or a double line of railway at the option of the Railway Company from the junction with the harbour branch of the Great Eastern Railway.

4. The Corporation shall not purchase any lands belonging to the Railway Company.

5. So soon as the line of railway is open for traffic the Railway Company shall work and maintain the railway in the same manner as if it were a part of their harbour branch line.

6. The Railway Company shall so soon as the line of railway is open for traffic pay to the Corporation in return for the user of that portion of the land purchased by and belonging to the Corporation over or across which the line of railway when constructed passes by half-yearly payments such sum or sums of money by way of toll or rent as shall be agreed upon between the Railway Company and the Corporation or in case of dispute such sum as shall be settled by an arbitrator to be appointed by the Board of Trade after an application made to them for that purpose by either party to this agreement.

7. If after the opening of the railway for traffic any additional sidings or other works or conveniences are in the opinion of the Railway Company necessary for the due development or the safe and convenient reception accommodation conveyance or delivery of traffic on the railway the Corporation shall lay down and construct the same upon any lands belonging to the Corporation upon such terms and conditions as the Railway Company and the Corporation may mutually agree or in case of difference upon terms to be settled by an arbitrator to be appointed by the Board of Trade upon application by either party.

8. This agreement shall be in perpetuity.

9. It shall be lawful for the Railway Company at any period within five years from the opening of the railway for traffic and upon giving to the Corporation not less than six months' previous notice in writing under their common seal of their desire in that behalf to require the Corporation absolutely to sell convey and transfer to the Railway Company the whole of the lands purchased by the Corporation for the purposes of the said railway and also so much of the land now belonging to the Corporation upon which the railway will be constructed and the Corporation shall upon the expiration of such notice sell convey and transfer the same to the Railway Company accordingly The consideration for such sale and transfer shall be such sum as shall be agreed upon by the Railway Company and the Corporation or in case of dispute such sum as shall be settled by an arbitrator to be appointed by the Board of Trade upon an application made to them for that purpose by either party to this agreement.

[52 & 53 VICT.] *Wisbech Corporation Act, 1889.* [Ch. cxxxvii.]

A.D. 1889.

10. This agreement generally shall be subject to the sanction of Parliament being obtained thereto and to such alteration as Parliament shall think fit to make therein but nevertheless if any material alteration shall be made therein by Parliament either party may elect to abandon this agreement.

11. The right of the Railway Company to petition the House of Commons and be heard before a committee thereof with regard to the clauses of the said Bill shall not be prejudiced by reason of this agreement or of any negotiations with the Corporation.

In witness whereof the Railway Company and the Corporation have hereunto caused their respective common seals to be affixed the day and year first above written.

The common seal of the Great Eastern Railway Company was hereunto affixed in the presence of

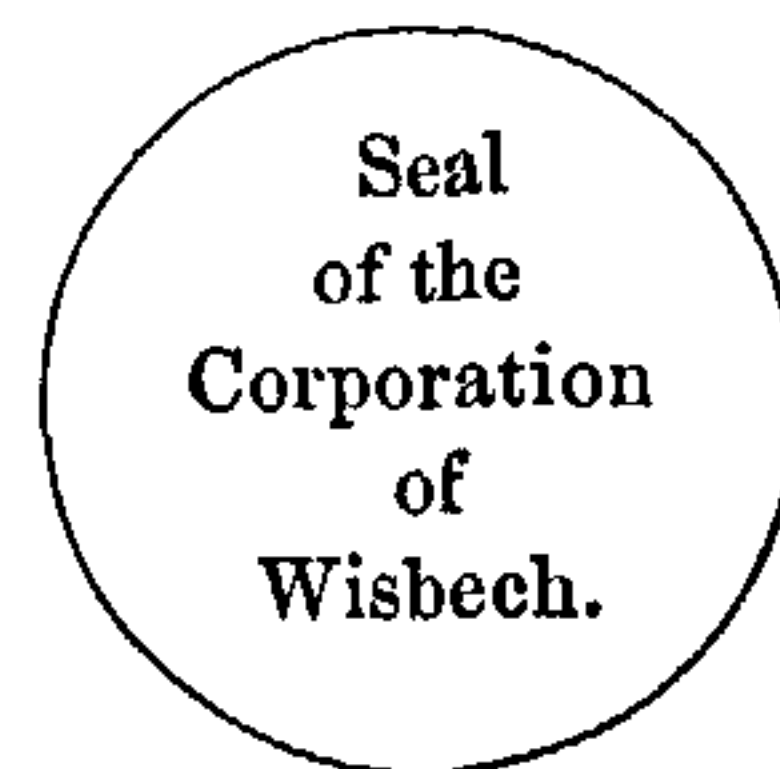
J. HADFIELD
Secretary.



The common seal of the above-named mayor aldermen and burgesses was affixed hereto in council in the presence of the undersigned the words "and Leverington" having been first interlined between the fifteenth and sixteenth lines of the first page and the words "line of" between the twentieth and twenty-first lines of the second page.

JOHN GOWARD
Mayor.

FRA. JACKSON
Town Clerk.



THE SIXTH SCHEDULE.

FORM OF MORTGAGE OF THE PORT AND HARBOUR REVENUE.

No. [] £ []

We the mayor aldermen and burgesses of the borough of Wisbech by virtue of the Wisbech Corporation Act 1889 and in consideration of the sum of £ [] to our treasurer for our use paid by [A.B. of &c.] being part of the sum of money which by the said Act we are empowered to borrow [or reborrow] and take up at interest for the purposes therein mentioned do hereby mortgage assign and convey unto the said [A.B.] his executors administrators and assigns such proportion of the port and harbour revenue payable unto or to the use of us the said mayor aldermen and burgesses which by the said Act we are empowered to mortgage as that sum of £ [] doth or shall

A.D. 1889. bear to the whole sum which is or shall be secured under the said Act or any Act therein recited by mortgages of the said port and harbour revenue or any part thereof to hold the same to the said [A.B.] his executors administrators and assigns from this day until the said sum of £ [] together with interest for the same after the rate of £ [] per centum per annum to be computed from the day of the date hereof shall be fully repaid and satisfied to him or them such interest to be paid by equal half-yearly payments on the [] day of [] and the [] day of [] in every year in the meantime.

[If a mortgage of the revenue of the corporate estates and of the rate in aid be included add—and do also grant and assign unto the said [A.B.] his executors administrators and assigns such proportion of the net rents and profits of the corporate estates as defined by the said Act and of the rate which we the said mayor aldermen and burgesses are empowered by the said Act to levy in respect of the property within that part of the borough which is specified in the Seventh Schedule to the said Act for making good any eventual deficiency as in the said Act mentioned of our said port and harbour revenue as that principal sum doth or shall bear to the whole sum which is or shall be secured under the said Act by mortgages including the said net rents and profits of the corporate estates as so defined and of the said rate to hold to the said [A.B.] his executors administrators and assigns from this day until that principal sum with the interest thereon be fully paid or satisfied according to the terms of this mortgage.]

Given under our corporate seal this [] day of []
in the year of our Lord 18 [].

THE SEVENTH SCHEDULE.

PROPERTIES IN RESPECT OF WHICH THE RATE IN AID UNDER THE FOREGOING ACT IS TO BE LEVIED.

All the messuages lands tenements and hereditaments situate lying and being in the parish of Wisbech Saint Peter in the borough of Wisbech in the Isle of Ely in the county of Cambridge within the following boundary line (that is to say) commencing on the western side of the eastern bank of the River Nene at the point where the boundary between the said parish of Wisbech Saint Peter and the parish of Walsoken in the county of Norfolk crosses the said eastern bank and proceeding thence along the line of the said boundary between the said parish of Wisbech Saint Peter and the said parish of Walsoken to the point where the same line joins the boundary line between the said parish of Wisbech Saint Peter and the parish of Emneth in the county of Norfolk thence along the said last-mentioned boundary line to a point in the same line about sixty yards distant from and immediately opposite to the centre of the east end of New Common Bridge thence in a straight line to and along the

centre line of the said New Common Bridge to the west end thereof thence in a straight line to the centre of the east end of the highway leading from the Elm Road at its junction with the Elm Low Road to Weasenham's Lane thence along the central line of the same highway to the central line of Weasenham's Lane thence along the central line of Weasenham's Lane to the west end thereof thence in a straight line in the same direction to the central line of the South Brink thence along the central line of the South Brink in a north-easterly direction for the distance of 154 yards thence in a north-westerly direction across the River Nene and the North Brink to the east end of the fence dividing the land No. 176 on the Tithe Commutation Map of the parish of Wisbech Saint Peter aforesaid from the land No. 186 on the same map thence along the central line of the said fence to the west end thereof thence along the central line of the fence or ditch between the land No. 185 on the said Tithe Commutation Map and the several lands Nos. 186 187 and 189 on the same map to Magazine Lane thence in a straight line diagonally across Magazine Lane to the south-west corner of the land No. 190 on the said Tithe Commutation Map thence along the central line of the fence or ditch dividing the said land No. 190 and the land No. 191 on the said Tithe Commutation Map from the land No. 197 on the same map thence along the central lines of the fences or ditches dividing the several pieces of land Nos. 191 192 and 193 respectively on the said Tithe Commutation Map from the piece of land No. 195 on the same map to the back (being the south side) of a stable of Algernon Peckover on the south side of Barton Lane thence westwardly along the back of the said stable and of the other adjoining buildings of the said Algernon Peckover to the west end of such buildings thence northwardly to and diagonally across Barton Lane to the south-west corner of a row of cottages and buildings No. 227 on the said Tithe Commutation Map thence along the western side of the said last-mentioned cottages and of a piece of land lying at the back thereof No. 226 on the said Tithe Commutation Map thence along the northern side of the said last-mentioned piece of land to the fence or ditch between the piece of land No. 225 on the said Tithe Commutation Map and the several pieces of land Nos. 228 229 240 and 241 on the same map and along the central line of the same fence or ditch until the same touches the boundary of the piece of land No. 242 on the same map thence along the central line of the fence or ditch between the pieces of land Nos. 241 and 242 respectively on the said Tithe Commutation Map thence along the central line of the fence or ditch between the piece of land No. 243 and the several pieces of land Nos. 241 and 238 respectively on the said Tithe Commutation Map thence in the same straight line to the central line of Pickard's Lane thence northwardly along the central line of Pickard's Lane to the boundary between the parish of Wisbech Saint Peter aforesaid and the parish of Leverington in the said Isle of Ely thence turning eastwardly and proceeding along the boundary line between the said parishes of Wisbech Saint Peter and Leverington to the point of commencement on the western side of the eastern bank of the River Nene hereinbefore described.

A.D. 1889.

THE EIGHTH SCHEDULE.

MONEYS DEPOSITED WITH OR BEQUEATHED TO THE CORPORATION TO BE EXPENDED ON SCHOOLS AND CHARITIES WITHIN THE BOROUGH OF WISBECH.

Date (so far as known) when Deposited or Bequeathed.	Amount Deposited or Bequeathed.	By whom Deposited or Bequeathed.	To what purpose applicable.
	£ s. d.		
1709, May 31 -	100 0 0	Joseph Taylor - - -	} Charity Schools.
„ Sept. 29 -	20 0 0	Jane Bellamy - - -	
„ „ -	20 0 0	Thomas Roberts - - -	
1710, Nov. 6 -	20 0 0	Frances Southwell - - -	
„ Dec. 18 -	15 0 0	Elizabeth North - - -	
1711, Oct. 19 -	100 0 0	Joseph Taylor - - -	
	40 0 0	Lawrence Banyer - - -	
1728, Aug. 20 -	10 0 0	Anthony Lumpkin - - -	
	15 0 0	Valery North - - -	
	30 0 0	Thomas Roberts - - -	
	20 0 0	Ellen Spelman - - -	
	27 2 6	Shepherd and Brumby - - -	
	26 17 6	William Lord Bishop of Ely - - -	
1805, Nov. 9 -	100 0 0	Jane Trafford Southwell - - -	
1808, Mar. 15 -	100 0 0	Abraham Jobson - - -	} Sunday Schools.
	10 0 0	Ellen Ainger - - -	
	20 0 0	Henry Edwards - - -	
1824, Oct. 30 -	500 0 0	Dr. Abraham Jobson - - -	
Total for Schools	1,174 0 0		
1583, Jan. 23 -	10 0 0	Bartholomew Edwards - - -	} General Charities.
1599, April 11 -	26 13 4	John Williamson - - -	
1605, Mar. 30 -	50 0 0	Margaret Bend - - -	
	150 0 0	John Thurloe - - -	
1701, Sept. 24 -	100 0 0	Richard Loake - - -	
	100 0 0	Same - - -	
	100 0 0	Lord Saye and Sele - - -	
1827, Nov. 10 -	1,000 0 0	Dr. Abraham Jobson - - -	
Total for General Charities	} 1,536 13 4		
Grand Total	2,710 13 4		

THE NINTH SCHEDULE.

A.D. 1889.

FORMS.

(A.)

RESOLUTIONS ON CREATION OF STOCK.

Borough of Wisbech.

[29th September 188 .]

At a meeting of the council of the borough of Wisbech holden on [Wednesday the 29th day of September 188] at [Twelve o'clock at noon] in the [Council Chamber within the] town hall [as a special council].

Present :

[A.B.] Mayor and a full Council.

Resolved first—

That under the authority and subject to the provisions of the Wisbech Corporation Act, 1889 the Corporation acting by the council do hereby in exercise of their several statutory powers create stock to be called Wisbech Borough Redeemable Debenture Stock and to be issued to an amount which shall be sufficient for the following purposes but not exceeding [] pounds [£]:—

A. For raising the following sums (amounting in the aggregate to the sum of [] pounds which has not been raised) (that is to say):—

- (1.) The sum of [] pounds on account of the money which the Corporation have authority to raise by borrowing under the powers conferred upon them by the [] Acts for the purchase-money for [] and the cost of reconstruction of portions thereof:
- (2.) The sum of [] pounds on account of the money which the Corporation have authority to raise by borrowing under the powers conferred upon them by the [] Acts for the cost of construction of [quays or river walls]:
- (3.) The sum of [] pounds on account of the money which the Corporation have authority to raise by borrowing under the powers conferred upon them by the [] Acts for the purchase of land for the construction of [railways]:
- (4.) The sum of [] pounds on account of the money which the Corporation have authority to raise by borrowing under the powers conferred upon them by the [] Acts for the purposes of [sewering and paving within the borough].

B. For raising instead of reborrowing the sum of [] pounds required by the Corporation for the purpose of paying off when due sums amounting to [] pounds which will fall due before the 1st January 18 [] being a portion of their debts now subsisting on the

A.D. 1889.

security of outstanding securities granted by the Corporation for raising money for the purposes of the following Acts (that is to say):—

and which sums the Corporation are under those Acts authorised to reborrow.

- C. For raising the sum of _____ pounds for repaying the amount temporarily borrowed by the Corporation from [the _____ Bank] in order to enable the Corporation to meet sums which amount to _____ pounds being a portion of their debt secured on outstanding securities granted by the Corporation for raising money for the purposes of the following Acts (that is to say):—

and which sums the Corporation are under those Acts authorised to reborrow.

- D. For raising the sum of _____ pounds for paying off or redeeming statutory securities granted by the Corporation under the following Acts and now outstanding (that is to say):—

- E. For the purpose of issuing stock in substitution for statutory securities granted by the Corporation under the following Acts and now outstanding (that is to say):—

- F. For raising the sum of _____ for paying off sums bequeathed to the Corporation for schools and charities within the borough.

- G. For raising the sum of _____ for paying the costs charges and expenses preliminary to and of and incident to the preparing applying for obtaining and passing of the *Wisbech Corporation Act 1889* or otherwise in relation thereto as taxed and ascertained by the taxing officer of the House of Lords [or of the House of Commons].

Resolved secondly—

That such stock shall be issued at the price and shall bear the dividends and be transferable in the manner hereinafter specified (that is to say):—

- A. The minimum price of issue to be £ _____ per cent. the first dividend to be payable on the [1st January 18 ____].
- B. Tenders for stock to be made to the _____ Bank. A deposit of [five per cent.] on the amount of stock tendered for to be paid at [the Bank] at the time of the delivery of the tender.
- C. The dates for the further payments on account of the said tenders when accepted to be as follows:—On [Wednesday the 20th day of October 18 ____] so much of the amount tendered and accepted as when added to the deposit will leave 75% (sterling) to be paid for each 100% of stock On Friday the 26th day of November 18 ____ 25 per cent. On Tuesday the 11th day of January 18 ____ 25 per cent. On Tuesday the 1st day of March 18 ____ 25 per cent.] In case of default in the payment of any instalment at its proper date the deposit and instalments previously paid will be liable to forfeiture.

D. Dividends at £ per cent. per annum payable [quarterly or as the case may be].

E. Dividends on the total amount of stock (calculated from the [1st of October 18]) to be payable on the [1st January 18].

F. Scrip certificates to bearer with coupons attached for the dividends payable [1st January 18] and [1st April 18] to be issued in exchange for the provisional receipts.

G. In the event of the receipt of tenders for a larger amount of stock than that proposed to be issued at or above the minimum price the tenders at the lowest price accepted to be subject to proportionate diminution.

H. Stock to be issued in sums of not less than 10*l.*

J. Stock to be transferable in books and not by deed.

Resolved Thirdly—

That such stock shall be redeemable as follows: [State terms].

Resolved Fourthly—

That an agreement be entered into with the Commissioners of Inland Revenue for the payment to them of composition under the provisions of the Customs and Inland Revenue Act 1887 for the stamp duty on transfers of stock issued under the foregoing resolutions.

(B.)

STOCK RECEIPT.

WISBECH BOROUGH REDEEMABLE DEBENTURE STOCK.

(£ PER CENT.)

	RECEIVED this day of	The Proprietors to protect them- selves from fraud are recommended to accept by themselves or their attorneys all transfers made to them.
	18 of	
Transfer Days:	hereinafter called the said transferee	£ s. d.
Monday	the sum of	
Tuesday		
Wednesday	being the consideration for	
Thursday	interest or share in the Wisbech borough	
Friday	redeemable debenture stock (per	
	cent.) transferable at the Bank	
	and all my property and interest in and	
	right to the same and the dividends thereon	
Holidays	by this day transferred	
d.	unto the said transferee.	
	Witness hand	
	Witness	

A.D. 1889.

[Indorsement.]

NOTICE TO HOLDERS OF WISBECH BOROUGH REDEEMABLE
DEBENTURE STOCK.

(£ PER CENT.)

PAYMENT OF DIVIDENDS.

Dividends are due on [the 1st January 1st April 1st July and 1st October] unless the [1st] of either of these months falls on a Sunday in which case the dividends will be payable on the following day.

Dividends will be paid in one of the following modes:—

I. To the stockholders personally or to their attornies at the bank or as the case may be.

N.B.—Stockholders may arrange for the receipt of their dividends free of charge at any of the country branches on application to the agent.

II. By transmission of dividend warrants by post at the risk of the stockholder under the following regulations:—

1. Any stockholder residing within the United Kingdom or in the Channel Islands or the Isle of Man who desires to have his dividend warrant sent to his address by post must fill up a form of application to be obtained at the bank or at any of its branches.
2. In the case of joint accounts the application must be signed by all the members of the account directing the warrant to be sent to one of them at a given address.
3. Post dividend warrants will be crossed & Co. and will only be payable through a banker. They will be drawn to the order of the stockholder and must be indorsed.

☞ Stockholders whose warrants are sent by post should give notice to the bank if they are not received on the day on which they ought to be delivered but need not acknowledge those that arrive in due course.

STOCK CERTIFICATES TO BEARER.

Stock certificates to bearer of the denominations of [£10 or any multiple of £10] with coupons for the quarterly dividends attached may be obtained in exchange for inscribed stock except in the case of stock held upon any trust.

(C.)

A.D. 1889.

DEBENTURE STOCK CERTIFICATE.

Borough of Wisbech.

Number

This is to certify that A.B. of [] is the proprietor of [] pounds of Wisbech Borough Redeemable Debenture Stock subject to the Acts of Parliament relating thereto.

Given under the common seal of the mayor aldermen and burgesses of the borough of Wisbech this [] day of [] 18 [] .

(D.)

TRANSFER IN BOOKS.

WISBECH BOROUGH REDEEMABLE DEBENTURE STOCK.

(£ PER CENT.)

No. Entered by this day of in the year of our Lord one thousand eight hundred and do assign and transfer

Witness to the identity of

interest or share in the Wisbech Borough Redeemable Debenture Stock (£ per cent.) transferable at the Bank and all my property and interest in and right to the same and the dividends thereon unto

£	s.	d.

executors administrators or assigns. Witness

hand

Witness

do freely and voluntarily accept the stock above referred to

Witness

A.D. 1889.

(E.)

APPLICATION FOR ISSUE OF POWER OF ATTORNEY.

Bank the _____ day of _____ 18
From A.B. and C.D. [the registered stockholders in the bank books]

£ _____ WISBECH BOROUGH REDEEMABLE DEBENTURE STOCK
(£ per cent.)

To G.H. [the intended attorney]

Examined by _____ Dr. fol. _____ Cr. fol. _____ Transfer book. _____
Posted by _____ Posted by _____

(F.)

POWER OF ATTORNEY FOR SALE AND TRANSFER AND FOR RECEIPT OF
DIVIDENDS.

Corporate }
Account }

WISBECH BOROUGH REDEEMABLE DEBENTURE STOCK.

Acceptance, Sale of £ _____ and dividends.

WE _____ appoint

our attorneys and attorney
for us and in our name and on our behalf—

First—to accept all transfers made or to be made to us of any sum of
Wisbech Borough Redeemable Debenture Stock :

Secondly—to sell and transfer all or any part of the sum of
said stock standing in our name in the books of the
Bank :

Thirdly—to receive and give receipts for all dividends or payments due or
to become due on any sum of the said stock from time to time standing
in our name in the books of the _____ Bank :

A.D. 1889.

(G.)

DEED OF TRANSFER.

Borough of Wisbech.

I A.B. of _____ in consideration of the sum of _____ pounds paid to me by C.D. of _____ (hereinafter called the said transferee) do hereby transfer to the said transferee the sum of _____ pounds Wisbech Borough Redeemable Debenture Stock standing [or part of the stock standing] in my name in the books of the mayor aldermen and burgesses of the borough of Wisbech to hold unto the said transferee his executors administrators and assigns [or successors and assigns] subject to the several conditions on which I hold the same at the time of the execution hereof and I the said transferee do hereby agree to take the said stock subject to the same conditions.

As witness our hands and seals the _____ day of _____

Signed sealed and delivered by the above-named _____

In the presence of _____

Signature of witness _____

Occupation _____

Place of abode _____

(H.)

DIVIDEND WARRANT.

WISBECH BOROUGH REDEEMABLE DEBENTURE STOCK.

(£ PER CENT.)

To the cashiers of the _____ Bank
Pay to bearer the sum of _____

For one quarter of a year's
dividend on the sum of
_____ Wisbech Borough
Redeemable Debenture Stock
(£ per cent.) due 18 .
Less property-tax at d. per £

--	--	--	--	--	--

I do hereby acknowledge to have received of the _____ Bank the above-mentioned sum in full payment for one quarter of a year's dividend due as abovesaid.

Witness my hand this _____, 18 .
Witness _____

(I.)

A.D. 1889.

DIVIDEND WARRANT BY POST.

(1.)

WISBECH BOROUGH REDEEMABLE DEBENTURE STOCK.

(£ PER CENT.)

REQUEST FOR TRANSMISSION OF DIVIDEND WARRANTS BY POST.

To the Bank

Amount. A sum of £ Wisbech Borough Redeemable Debenture
"my" or "our." Stock (£ per cent.) is now standing in name as
follows:—

Names, addresses,
and descriptions
as recorded in the
bank books.

"I" or "we." amount of stock hereby authorise the registrar of
Wisbech Borough Redeemable Debenture Stock in the name of
"Myself" or "our
nominee." to draw upon the Bank
for the amount of the quarterly dividends due and to become due
on the said amount of stock or on the amount for the time being
"My" or "our." standing in name:

"I" or "we." And hereby request the said [registrar or as the
"My" or "our." case may be] to send through the Post at risk and
until further notice the warrants so drawn to—

If the account is
a sole one, insert
here the name and
address of the
stockholder:
If the account is
a joint one, insert
here the name and
address of one of
the stockholders
as nominee.

Name _____
Present address _____

SIGN HERE. {
In the case of
joint stockholders,
or of co-executors,
all must sign. {

Date _____ 18 _____

A.D. 1889.

[On second half-sheet of same Form.]

This half sheet is to be retained by the Stockholder. Reference to it will often save unnecessary correspondence.

NOTICE TO HOLDERS OF WISBECH BOROUGH REDEEMABLE
DEBENTURE STOCK.

(£ PER CENT.)

TRANSMISSION OF DIVIDEND WARRANTS BY POST.

Dividends upon the above-named stock may be transmitted through the post to the stockholders in sole accounts and to any one of the stockholders in joint accounts at their risk upon a form of request being duly filled up and forwarded to the registrar of Wisbech Borough Redeemable Debenture Stock. (Forms are obtainable at the Bank and at any of its branches.)

N.B.—This arrangement does not apply to stockholders whose addresses are beyond the United Kingdom the Channel Islands and the Isle of Man.

Persons receiving dividends under letter of attorney cannot have the warrants for such dividends sent to them by post.

A separate form must be used for each separate holding of stock.

When forwarding a form of request care should be taken to state the number of overdue dividends if any.

Dividends are payable on 1st January 1st April 1st July and 1st October.

When the [1st] happens on a Sunday the dividends are not payable until the [2nd].

Forms of request may be delivered at the bank at any date either by hand or through the post but when received between the day on which the balance for a dividend is struck and the day on which the dividend is payable the warrants for such next dividend will be forwarded as soon as possible but the bank will not guarantee their being posted on the day before the dividend is payable.

For the dividend payable [1st January] the balance is struck on or about the [1st December].

For the dividend payable [1st April] the balance is struck on or about the [1st March].

For the dividend payable [1st July] the balance is struck on or about the [1st June].

For the dividend payable [1st October] the balance is struck on or about the [1st September].

Warrants for overdue dividends will be forwarded as promptly as possible but not necessarily by return of post.

Any change of address of the stockholder in sole accounts or of the nominee in joint accounts should be notified at once to the registrar. When any such notification reaches the bank less than a fortnight before the next dividend is due there may be a delay of a few days in the delivery of the warrant for such next dividend.

In the absence of any notification to the contrary it will be taken for granted that dividend warrants have duly reached their destinations. When they are not received on the correct day notice should be given to the registrar without delay.

As postal dividend warrants are made payable to order they must be indorsed they are crossed in blank and consequently are only payable on presentation by a banker (The bank will not undertake to cross postal dividend warrants with the names of particular bankers.)

Instructions to transmit warrants by post remain in force although the stock may have been added to or a part sold.

Stockholders selling stock by attorney if they wish to continue to receive their dividends through the post should instruct their bankers or brokers to obtain letters of attorney for sale only.

All communications with reference to postal dividend warrants should be addressed to the registrar of Wisbech Borough Redeemable Debenture Stock and the postage should be prepaid.

(2.)

POST DIVIDEND WARRANT.

WISBECH BOROUGH REDEEMABLE DEBENTURE STOCK.

(£ PER CENT.)

To the Bank
Pay to me or my order on demand the sum of

Being one quarter of a year's dividend at £ per cent. per annum due on the 1st day of 18 on the sum of £
 { Wisbech Borough Redeemable Debenture Stock (£ per cent.).

--	--	--	--	--	--	--	--

Less property tax at per £

Accepted for the Bank
Per pro
Cashier

The person to whom this warrant is payable must sign his or her name on the back of it.

A.D. 1889.

(K.)

STOCK CERTIFICATE WITH COUPONS TO BEARER.
WISBECH BOROUGH REDEEMABLE DEBENTURE STOCK
CERTIFICATE TO BEARER.

DIVIDEND AT £ per CENT. per ANNUM.

£50

A00000

This is to certify that the bearer of this certificate is entitled to fifty pounds Wisbech Borough Redeemable Debenture Stock with dividend thereon at the rate of £ per cent. per annum transferable at the Bank pursuant to the Wisbech Corporation Act 1889.

Dated 18
For [] Bank]

Countersigned
[]
Chief Accountant

A00000

[]
Bank]
£50

The coupons attached to this certificate are payable at the chief establishment of the Bank or at any of the [country] branches.

When the coupons are exhausted this certificate will be exchanged on presentation at the office of Wisbech Borough Redeemable Debenture Stock at for a new certificate with fresh coupons attached.

[COUPONS.]

<p>5 Div. WISBECH BOROUGH REDEEMABLE DEBENTURE STOCK.</p> <p>Coupon for Shillings and Pence (Less Income Tax) Being Three Months' Dividend at £ Per Cent. per Annum. A 00000 Due [1st January 1891] On Certificate for FIFTY POUNDS WISBECH BOROUGH REDEEMABLE DEBENTURE STOCK. £0 0 0. Payable at the Bank.</p>	<p>5 Div. WISBECH BOROUGH REDEEMABLE DEBENTURE STOCK.</p> <p>Due [1st Jan. 1891.] A 00000 £0 0 0.</p>	<p>4 Div. WISBECH BOROUGH REDEEMABLE DEBENTURE STOCK.</p> <p>Coupon for Shillings and Pence (Less Income Tax) Being Three Months' Dividend at £ Per Cent. per Annum. A 00000 Due [1st October 1890] On Certificate for FIFTY POUNDS WISBECH BOROUGH REDEEMABLE DEBENTURE STOCK. £0 0 0. Payable at the Bank.</p>	<p>4 Div. WISBECH BOROUGH REDEEMABLE DEBENTURE STOCK.</p> <p>Due [1st Oct. 1890.] A 00000 £0 0 0.</p>
<p>3 Div. WISBECH BOROUGH REDEEMABLE DEBENTURE STOCK.</p> <p>Coupon for Shillings and Pence (Less Income Tax) Being Three Months' Dividend at £ Per Cent. per Annum. A 00000 Due [1st July 1890] On Certificate for FIFTY POUNDS WISBECH BOROUGH REDEEMABLE DEBENTURE STOCK. £0 0 0. Payable at the Bank.</p>	<p>3 Div. WISBECH BOROUGH REDEEMABLE DEBENTURE STOCK.</p> <p>Due [1st July 1890.] A 00000 £0 0 0.</p>	<p>2 Div. WISBECH BOROUGH REDEEMABLE DEBENTURE STOCK.</p> <p>Coupon for Shillings and Pence (Less Income Tax) Being Three Months' Dividend at £ Per Cent. per Annum. A 00000 Due [1st April 1890] On Certificate for FIFTY POUNDS WISBECH BOROUGH REDEEMABLE DEBENTURE STOCK. £0 0 0. Payable at the Bank.</p>	<p>2 Div. WISBECH BOROUGH REDEEMABLE DEBENTURE STOCK.</p> <p>Due [1st April 1890.] A 00000 £0 0 0.</p>

FEES.	£	s.	d.	A.D. 1889.
On original issue of stock receipt or stock certificate	0	2	6	—
On any new stock certificate	0	2	6	
On transfer including certificate	0	5	0	
On any issue of stock certificate to bearer in respect of every ten pounds of stock specified therein	0	0	6	
On re-entry in debenture stock register of stock specified in stock certificate to bearer	0	5	0	

Printed by EYRE and SPOTTISWOODE,
FOR
T. DIGBY PIGOTT, Esq., the Queen's Printer of Acts of Parliament.

And to be purchased, either directly or through any Bookseller, from
EYRE AND SPOTTISWOODE, EAST HARDING STREET, FLEET STREET, E.C.; or
ADAM AND CHARLES BLACK, 6, NORTH BRIDGE, EDINBURGH; or
HODGES, FIGGIS, & Co., 104, GRAFTON STREET, DUBLIN.

