



CHAPTER ccxxiv.

An Act to authorise the construction of a Footbridge with removable Sluices and a Lock and Slipway on the River Thames in the parishes of Richmond and Isleworth and for other purposes.

A.D. 1890.

[14th August 1890.]

WHEREAS there is a great and increasing deficiency of water in the River Thames for navigation and other purposes between Teddington Lock and Isleworth at and for some time before and after low water :

And whereas the works by this Act authorised would increase the quantity of water in the river between the site of the said works and Teddington Lock at and for some time before and after low water and would greatly improve the condition of the river between those places for navigation and other purposes and the said works would also afford additional and improved means of communication for foot passengers between the Surrey and Middlesex sides of the river :

And whereas it is expedient that the said works should be constructed by the Conservators of the River Thames herein-after referred to as the Conservators or in their default by the sanitary authorities in this Act in that behalf specified and that the cost of constructing the said works should be borne partly by the riparian parishes herein-after in that behalf mentioned in the proportions and in manner in this Act specified and that the said works when completed should vest in and be maintained by the Conservators :

And whereas it is expedient that the bodies and companies in that behalf mentioned in this Act should be empowered to contribute towards the cost of carrying this Act into execution and to apply their respective funds for that purpose :

And whereas a majority of the whole number of the vestry of the parish of Richmond at a meeting held on the 14th day of January 1890 after ten clear days notice by public advertisement

A.D. 1890. — of such meeting and of the purpose thereof in the “Thames Valley Times” a local newspaper circulating in the said parish such notice being in addition to the ordinary notices required for summoning such meeting resolved that the expense in relation to promoting the Bill for this Act should be charged on the district fund and district rate :

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

And whereas the propriety of the promotion of the Bill for this Act was confirmed by a majority of the whole number of the said vestry at a further special meeting held in pursuance of a similar notice not less than fourteen days after the deposit of the Bill in Parliament :

And whereas the owners and ratepayers of the said parish 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 by virtue of a Royal Charter dated the sixteenth day of July 1890 the parish of Richmond was created a municipal borough but full effect will not be given to the incorporation intended by the said Royal Charter until the 10th day of November next being the day appointed for the first meeting of the council of the said municipal borough :

And whereas a majority of the whole number of the Twickenham Local Board at a meeting held on the 9th day of January 1890 after ten clear days notice by public advertisement of such meeting and of the purpose thereof in the “Richmond and Twickenham Times” a local newspaper circulating in the district of the said local board such notice being in addition to the ordinary notices required for summoning such meeting resolved that the expense in relation to promoting the Bill for this Act should be charged on the district fund and district rate :

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

And whereas the propriety of the promotion of the Bill for this Act was confirmed by a majority of the whole number of the said local board at a further special meeting held in pursuance of a similar notice not less than fourteen days after the deposit of the Bill in Parliament :

And whereas the owners and ratepayers of the district of the said local board by resolution in the manner provided in the Third

Schedule of the Public Health Act 1875 consented to the promotion A.D. 1890.
of the Bill for this Act:

And whereas estimates have been prepared for the purchase of land for and the execution of the works by this Act authorised and such estimate amounts to the sum of 40,000*l.*:

And whereas the works included in such estimate are permanent works within the meaning of section 234 of the Public Health Act 1875:

And whereas plans and sections of the works by this Act authorised showing the line and levels thereof the plans showing also the lands required for the purposes thereof with a book of reference to such plans containing the names of the owners or reputed owners lessees or reputed lessees and of the occupiers of such lands respectively were duly deposited with the clerks of the peace for the counties of Middlesex and Surrey and are in this Act referred to as the deposited plans sections and book of reference:

And whereas the objects 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 (that is to say):—

1. This Act may be cited for all purposes as the Richmond Foot- Short title.
bridge Sluices Lock and Slipway Act 1890.

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

Part I.—Introductory.

Part II.—With respect to execution of works.

Part III.—Vesting and maintenance of works.

Part IV.—With respect to tolls.

Part V.—With respect to byelaws.

Part VI.—Financial.

Part VII.—Miscellaneous.

Division of
Act into
parts.

PART I.—INTRODUCTORY.

3. The following enactments (as far as the same are applicable Incorporation of
general Acts.
for the purposes of and not varied by or inconsistent with this Act) are incorporated with and form part of this Act (that is to say):—

The Lands Clauses Acts; and

The provisions of the Harbours Docks and Piers Clauses Act 1847 (so far as the same are applicable to the purposes of this

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Act) with respect to the appointment of harbour-masters dock-masters and pier-masters and their duties and with respect to the collection and recovery of rates.

Interpreta-
tion of terms.

4. In this Act—

The word “vessel” includes ship boat barge lighter and craft of every kind and whether navigated by steam or otherwise.

The word “master” when used in relation to any vessel shall mean any person whether the owner master or other person having or taking the command charge or management of the vessel for the time being.

The expression “riparian parishes” means the parishes of Richmond Petersham and Ham in the county of Surrey and of Isleworth and Twickenham in the county of Middlesex.

The expression “the Richmond Urban Authority” means the vestry of the parish of Richmond until the first meeting of the council of the municipal borough under the Royal Charter aforesaid and afterwards the mayor aldermen and burgesses of that borough.

The expression “sanitary authorities” means and includes the sanitary authorities of the riparian parishes or as the case may be parts of riparian parishes.

Terms to which meanings are assigned in the enactments incorporated with this Act or which have therein special meanings have in this Act the same respective meanings and in this Act and for the purposes of this Act in any enactment incorporated with this Act the term “court of competent jurisdiction” shall have effect as if the debt or demand with respect to which it is used were a simple contract debt and not a debt or demand created by statute and the term “superior courts” shall include any court of competent jurisdiction.

PART II.—WITH RESPECT TO EXECUTION OF WORKS.

Execution of
this part of
this Act.

5. This part of this Act shall be carried into execution by the Conservators Provided always that if at any time within six months after the passing of this Act the Conservators give notice in writing under their common seal to the Richmond Urban Authority and to the Twickenham Local Board (herein-after referred to as “the Local Board”) or to either of those bodies by delivering the same to the clerks or clerk of the respective bodies or body that they do not intend to carry or as the case may be to continue the carrying of this part of this Act into execution or if within one

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month after the expiration of the said period of six months after the passing of this Act the Board of Trade issue a certificate (which certificate they are hereby empowered to grant and issue upon the application of the Richmond Urban Authority and the Local Board or of either of them) that the Conservators have not proceeded in good faith and with reasonable diligence to carry into execution this part of this Act then upon the giving of any such notice by the Conservators or the issuing of such certificate as the case may be all the powers by this part of this Act conferred or such of them as remain to be exercised shall cease to be exercised or exerciseable by the Conservators and shall vest in and be exercised and this part of this Act shall thenceforth be carried into execution by the Richmond Urban Authority and the Local Board jointly and all the provisions of this part of this Act shall thenceforth be read and have effect as if the Richmond Urban Authority and the Local Board had been named therein instead of the Conservators and everything theretofore done and all notices given by or on behalf of the Conservators shall have effect as if done or given by or on behalf of the Richmond Urban Authority and the Local Board. The body or bodies by whom this part of this Act shall be carried into execution are herein-after in this part and the subsequent parts of this Act referred to as "the Undertakers."

6. For the purpose of carrying into execution any purposes of this part of this Act the Richmond Urban Authority and the Local Board may if they think fit and so agree delegate all or any of their respective powers under this part of this Act to a joint committee to be composed exclusively of members of the respective bodies in equal proportions or in such proportions as may be agreed and the rules as to meetings and proceedings contained in the second part of Schedule I. to the Public Health Act 1875 shall extend and apply to such joint committee.

Powers of Richmond Urban Authority and Twickenham Local Board may be delegated to a joint committee.

7. Subject to the provisions of this Act the Undertakers may make and maintain in the lines and according to the levels shown on the deposited plans and sections the works herein-after described and may enter upon take and use such of the lands delineated on the said plans and described in the deposited book of reference as may be required for that purpose. The works herein-before referred to and authorised by this Act are—

Power to make works.

- (1) A bridge with footway and removable sluices constructed so as to be capable of holding the water of the river up to a point 5 feet and 9 inches below Trinity high-water mark commencing in the parish of Richmond at or near the south-western side of

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the footpath on the north-east bank of the River Thames 400 yards or thereabouts from the bridge carrying the London and South-western Railway across the said river measuring down the stream from the centre line of the said bridge crossing the said river at right angles and terminating in the parish of Isleworth at or near the north-eastern side of Ranelagh Drive Provided that notwithstanding anything on the deposited plans or sections the said bridge shall be constructed and maintained with three centre arches of not less than 60 feet in width respectively.

(2) A lock in the parish of Richmond on the bed and shore and adjoining the Surrey bank of the River Thames intersected by the centre-line of the bridge above described and by this Act authorised and extending thence in each direction up and down the said river.

(3) A slipway for boats in the parish of Isleworth on the bed and shore and adjoining the Middlesex bank of the River Thames intersected by the centre-line of the said bridge and extending thence about 30 yards in each direction up and down the said river.

Works to be executed according to plans.

8. All works by this Act authorised if constructed by the Richmond Urban Authority and by the Local Board shall be constructed in accordance with plans and sections and as regards the lock of a length width and depth to be reasonably approved by the Conservators or in the event of their failing to approve the same or to signify their disapproval for one month after the receipt of such plans and sections then in accordance with such plans and sections as shall be approved by an engineer to be appointed on the application of either party by the Board of Trade and the decision of such engineer shall be final and the charges of such engineer shall be paid as he may direct Provided always that any additional cost occasioned by the increase of the length width or depth of the lock beyond those respectively shown on the deposited plans and sections (such additional cost to be determined by the said engineer) shall be borne and paid by the Conservators.

Power to make subsidiary works.

9. Subject to the provisions of this Act and in connexion with the works herein-before described and by this Act authorised the Undertakers shall from time to time make and maintain all necessary and convenient gates sluices channels mooring posts walls piers roads footways dolphins machinery toll-bars lock and toll-houses and other works buildings and conveniences.

10. In constructing the works by this Act authorised the Undertakers may subject to the provisions of this Act deviate from the lines thereof respectively delineated on the deposited plans Provided that no such deviation shall be made beyond the limits of deviation delineated upon the said plans and that no such deviation be made within those limits of deviation so as to diminish the navigable space of the River Thames without the previous consent of the Board of Trade or otherwise than in such manner as shall be expressly authorised by the Board of Trade.

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Limit of lateral deviation.

11. In constructing the works by this Act authorised the Undertakers may with the consent in writing of the Board of Trade under the hand of the secretary or an assistant secretary of that Board deviate from the levels of the works shown on the deposited sections to any extent not exceeding one foot upwards or downwards.

Limit of vertical deviation.

12. In the event of the works by this Act authorised injuring the river bank in front of any lands and property or causing the said bank to be washed away the Undertakers will immediately upon receipt of a notice from the owner of such lands or property in writing sent to them or delivered at the said works at their own expense in all things do and execute all necessary works for making good and preventing any such injury or washing away the nature and extent of such injury and washing away and the works so required being settled if not agreed upon by an independent engineer to be appointed (unless agreed upon between the parties) by the Board of Trade and the costs and expenses of the engineer (if any) so employed shall be paid as he may direct and in the event of the Undertakers refusing or neglecting for the space of one month to make good any such injury and washing away and to execute such works then the owner aforesaid or his agents may make good all such injury and washing away and execute all such works and upon the completion thereof the Undertakers will on demand pay to the said owner the cost of making good such injury and washing away and of executing such works and all expenses incidental thereto.

For protection of riparian owners.

13. The powers of the Undertakers for compulsory purchase of lands tenements and hereditaments under this Act shall cease after the expiration of three years from the passing of this Act.

Period for compulsory purchase of lands.

14. During the construction of the works by this Act authorised in or abutting on the River Thames the Undertakers shall hang out or exhibit thereat or near thereto and for ever after the completion of the works the Undertakers shall hang out or exhibit upon

Lights on works.

A.D. 1890. the works every night from sunset to sunrise lights to be kept burning by and at the expense of the Undertakers and proper and sufficient for the navigation and safe guidance of vessels and the lights shall be from time to time altered by the Undertakers in such manner and be of such kind and number and be so placed (if the Conservators be the Undertakers) as they think fit and (if the Conservators be not the Undertakers) as the Conservators by writing under the hand of their secretary approve and if the Undertakers fail to exhibit and keep the lights so burning they shall for every such offence forfeit not exceeding ten pounds.

Board of
Trade may
survey at
expense of
Undertakers.

15. If at any time it is deemed expedient by the Board of Trade to order a survey and examination of any works of the Undertakers in over or affecting the Thames or of the intended site thereof the Undertakers shall defray the costs of every such survey and examination the amount whereof shall be a debt due from the Undertakers to the Crown and be recoverable accordingly with costs of suit or the same may be recovered with costs in any court of competent jurisdiction.

Works
affecting
Thames
abandoned
may be
removed by
Board of
Trade or
Conserva-
tors.

16. If any work constructed by the Undertakers in under over through across or affecting the Thames is abandoned or suffered to fall into disuse or decay the Board of Trade (if the Conservators be the Undertakers) or the Board of Trade or the Conservators (if the Conservators be not the Undertakers) may abate and remove the same or such part thereof as they deem fit and may restore the site thereof to its former condition at the costs of the Undertakers the amount whereof shall be a debt due from the Undertakers to the Crown or as the case may be to the Conservators and be recoverable accordingly with costs of suit in any court of competent jurisdiction.

Power to
cross roads.

17. The Undertakers may subject to the provisions of this Act and of the agreement set forth in the Second Schedule to this Act for the purpose of any of the works by this Act authorised cross open or break up divert alter or interfere with temporarily the towing-path on the Surrey side of the River Thames and the footpath adjoining thereto and the road known as Ranelagh Drive in the parish of Isleworth in the county of Middlesex and any pipes and sewers under the said towing-path footpath and road respectively.

Period for
completion
of works.

18. If the 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 part of this Act granted to the Undertakers for making and completing the same or otherwise

in relation thereto shall cease except as to so much thereof as is then completed. A.D. 1890.

19. The Undertakers may from time to time enter on and deepen dredge scour cleanse alter and improve the bed shores and channel of the River Thames at and near the sites of the works by this Act authorised. Power to dredge &c.

20. The Undertakers may from time to time purchase and acquire (by agreement only) and may hold in addition to any other lands which they are by this Act authorised to purchase or acquire any lands or any easements or rights in or over any lands within the parishes of Richmond and Isleworth aforesaid not exceeding in quantity two acres in the whole which they may require for the purpose of depositing thereon ballast gravel or other materials or for any other the purposes of this Act but they shall not create or permit any nuisance on any such lands and no buildings shall be erected on any such lands except buildings required in connexion with the undertaking. Power to acquire lands by agreement.

21. The Undertakers 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 taking houses of labouring class.

For the purpose of this section the expression "labouring class" means and 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.

PART III.—VESTING AND MAINTENANCE OF WORKS.

22. When and so soon as the works by this Act authorised are certified under the hand of the secretary or an assistant secretary of the Board of Trade to be completed and ready for opening for public traffic the same shall vest in the Conservators absolutely and shall be maintained by them and they shall thenceforth be the Works on completion to vest in and to be maintained by Conservators

A.D. 1890. Undertakers and shall and may exercise all the powers and carry into effect all the provisions of this Act remaining to be exercised or carried into execution.

Sluices to be worked so as to maintain water at a certain height between certain hours.

23. The sluices of the bridge by this Act authorised shall (subject as herein-after provided) be so worked as between the hours of eight in the morning and nine in the evening of every day to hold up the water of the river above the bridge at the site of the said sluices to as nearly as may be the height of five feet and nine inches below Trinity high-water mark.

Board of Trade may permit sluices to be kept up at other times.

24. Notwithstanding the last preceding section the Conservators with the consent of the Board of Trade under the hand of the secretary or an assistant secretary of that Board may from time to time keep up all or any of the said sluices for such period or periods as they may think necessary for the protection of the navigation of the river.

The Conservators shall from time to time pay to the Board of Trade any expenses incurred by that Board in relation to any inquiries which they may think it necessary to make under this section including the expenses of any witnesses summoned by the inspector holding the inquiry and a sum to be fixed by that Board not exceeding three guineas a day for the services of such inspector.

As to Rail-head Ferry.

25. If within five years from the opening for traffic of the bridge with footway comprised in the Work No. 1 by this Act authorised the owner for the time being of the ferry over the River Thames called Railhead Ferry shall by notice in writing to the Undertakers allege that the tolls received by him for the use of the said ferry have been injuriously affected by such opening the question shall failing agreement be referred to arbitration and the Undertakers shall make compensation to the said owner for the loss if any sustained and to be sustained by him by reason of such opening And such compensation shall be settled in such arbitration in the manner provided by the Lands Clauses Consolidation Act 1845 for settling cases of disputed compensation.

Power to appoint lock-masters &c.

26. The Undertakers may from time to time in connexion with the works by this Act authorised appoint and remove lock-masters and other officers and servants and any lock-masters so appointed shall be deemed to be a pier-master and the works by this Act authorised shall be deemed to be the pier for the purposes of the provisions incorporated herewith of the Harbours Docks and Piers Clauses Act 1847.

27. The limits within which the powers of any lock-master appointed under this Act may be exercised shall be the works by this Act authorised and every part thereof and the works and conveniences connected therewith respectively and a distance of one hundred yards in every direction from every or any part thereof respectively but the powers of the Conservators within those limits shall not be diminished or affected by anything in this Act.

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Limits of
powers of
lock-master.

PART IV.—WITH RESPECT TO TOLLS.

28. It shall be lawful for the Undertakers to demand and take upon or in respect of all vessels (other than trading barges and tugs towing such barges) using or resorting to the lock or the slipway and of foot passengers using the footbridge by this Act respectively authorised tolls not exceeding those specified in the First Schedule to this Act Such tolls shall be deemed to be rates within the meaning of the provisions herewith incorporated of the Harbours Docks and Piers Clauses Act 1847.

Tolls.

29. Provided always that no toll shall be demanded or taken in respect of the use of the footbridge for any soldiers upon their march or upon duty or for any volunteers upon their march or upon duty or in going to or returning from the place appointed for and on the days of exercise provided that such volunteers be dressed in the uniform of their respective corps and have their arms furniture and accoutrements according to the regulations provided for such corps respectively at the time of claiming such exemption as aforesaid and if any person shall claim and take the benefit of any of the exemptions by this Act granted not being entitled to the same every such person for every such offence shall forfeit and pay any sum not exceeding forty shillings.

Exemptions
from tolls on
footbridge.

30. Nothing in this Act shall be deemed to authorise any toll to be demanded or taken in respect of the use of the footbridge by any person employed in conveying or guarding postal packets under the authority of Her Majesty's Postmaster-General either when employed in conveying fetching or guarding such postal packets or in returning from conveying or guarding the same The term "postal packet" in this section has the same meaning as in the Post Office (Protection) Act 1884.

For protec-
tion of
Postmaster-
General.

31. The Undertakers may from time to time set up toll-gates at or upon the footbridge or the approaches thereto and remove the toll-gates and set up others in lieu thereof as they think fit and may from time to time provide and maintain such toll-houses and other conveniences near to the toll-gates as they think fit.

Power to
provide toll-
gates and
toll-houses.

- A.D. 1890. **32.** The tolls granted by this Act shall be paid before any person or vessel liable to toll is entitled to pass or re-pass through any toll-gate erected in pursuance of this Act or through the lock or slipway by this Act authorised.
- Tolls to be taken before passing.
- Power to vary tolls. **33.** The Undertakers from time to time may reduce all or any of the tolls for such time as they think proper and again raise all or any of the tolls so that the tolls never exceed the amount limited by this Act.
- Tolls to be charged equally. **34.** The tolls shall at all times be charged equally and after the same respective rate upon all persons and in respect of all vessels and no reduction or advance of the tolls shall either directly or indirectly be made partially or in favour of any particular person or vessel but every such reduction or advance shall take effect with respect to all persons and to all vessels of the same respective sort.
- Tolls to be taken by toll collectors. **35.** The tolls may be demanded and taken at the lock slipway and toll-gates from time to time provided under this Act by such persons as the Undertakers from time to time appoint to be the toll collectors.
- Table of tolls to be put up. **36.** The Undertakers shall from time to time affix and afterwards continue at or near the lock and the slipway and as regards the footbridge at every toll-gate a table painted or printed in distinct and legible characters containing a list distinguishing the several tolls to be from time to time taken or paid by virtue of this Act for passing and re-passing or for the use of the lock the slipway or the footbridge as the case may be and shall renew the tables whenever the same are worn out defaced or obliterated and the Undertakers shall not demand at or for the use of the lock or the slipway or the footbridge as the case may be any toll except while the table relating to the respective work remains affixed as by this section required.
- Power to stop persons failing to pay toll and to seize and detain vessels. **37.** If any person subject under this Act to the payment of any toll after demand made thereof by any collector or person for the time being appointed to receive the same fails to pay the toll the collector by himself or taking such assistance as he thinks necessary may stop and prevent the passage or the person so failing and may seize and detain the vessel in respect of which the toll is payable.
- Power to sell distress. **38.** If the toll and reasonable charges of such seizure and distress be not paid within three days after the seizure and distress the person so seizing and distraining may sell the vessel so seized

and distrained returning the overplus if any of the proceeds of the sale after deducting the toll and the reasonable charges of the seizure and distress and sale upon demand to the owner thereof. A.D. 1890.

39. If any person fraudulently or forcibly pass through or over the lock the slipway or the footbridge as the case may be or through any toll-gate without having paid the tolls or assault obstruct or interrupt any person employed in the collection of the tolls every person so offending shall for every such offence incur a penalty not exceeding forty shillings. Penalty for fraudulently passing lock &c.

40. Every toll collector shall place his Christian name and surname painted on a board in legible characters in the front or some other conspicuous part of the toll-house or toll-gate immediately on his coming on duty each of the letters of the name or names to be at least two inches in length and of a breadth in proportion and painted on a board in black letters with a white ground or in white letters with a black ground and shall continue the same so placed during the whole time he is upon duty. Toll collector to place his name on toll-house.

41. If any toll collector commit any of the following offences:— Penalty for offences by toll collector.
 Firstly. Do not place such board and continue the same so placed during the whole time he is on duty;

Secondly. Demand or take from any person a greater or less toll than he is for the time being authorised to demand or take;

Thirdly. Demand and take a toll from any person exempted from the payment thereof and claiming such exemption;

Fourthly. Refuse to permit any person to read or in anywise hinder any person from reading the inscriptions on the board or on the table of tolls put up at the toll-gate;

Fifthly. Refuse to tell his Christian name and surname to any person who having paid any tolls demands the same;

Sixthly. In answer to any such demand gives a false name;

Seventhly. On the legal toll being paid or tendered unnecessarily detain or wilfully hinder or prevent any passenger from passing through the toll-gate;

he shall for each such offence incur a penalty not exceeding forty shillings.

PART V.—WITH RESPECT TO BYELAWS.

42. The Undertakers may from time to time make vary modify or rescind byelaws for the management use safety control and Power to make bye-laws.

A.D. 1890. regulation of the persons and vessels (including barges) using or passing through or frequenting or resorting to the lock and the slipway by this Act authorised and the works and conveniences connected therewith or any of them or any part or parts thereof respectively or any lands for the time being of the Undertakers and of foot passengers using the footbridge by this Act authorised Provided always that no such byelaw be contrary to the laws of England or to the provisions of this Act and every such byelaw shall be reduced into writing and shall be under the common seal or seals of the Undertakers Provided further that no such byelaw shall come into operation until it has been sanctioned by the Board of Trade under the hand of one of the secretaries of that Board.

Proof of byelaws.

43. A copy of byelaws purporting to be made by the Undertakers and sanctioned as aforesaid and to be authenticated by the common seal or seals of the Undertakers shall be conclusive evidence of the existence and contents of such byelaws and of the due making and sanctioning thereof without proof of such seal or seals or of any other thing.

Penalties may be imposed by byelaws.

44. The Undertakers may by any such byelaws impose and inflict such reasonable fines or penalties not exceeding in any case five pounds for the breach or non-observance of such byelaws or any of them as they shall think fit Provided always that such byelaws shall be so framed as to allow the justices before whom any fine or penalty imposed thereby may be sought to be recovered to order either the whole or a part only of such fine or penalty to be paid.

PART VI.—FINANCIAL.

Contributions towards costs and purposes of Act.

45. The following bodies corporations and companies or any of them may from time to time contribute and pay to the Undertakers any sum which they think fit towards the costs charges and expenses of and incidental to the preparing for obtaining and passing of this Act and carrying the same into execution and for that purpose may apply their respective funds and revenues (that is to say):—

- (a.) Urban and rural sanitary authorities within the riparian parishes :
- (b.) The water companies supplying London with water and empowered to take water from the River Thames :
- (c.) The county councils of London and Surrey :
- (d.) The commissioners of Richmond Bridge :
- (e.) The London and South-western Railway Company :

Provided always that in the case of any company such contribution shall be made only with the sanction of the votes of three

fourths of the shareholders of the respective company present and voting at a meeting duly convened with notice of this object. A.D. 1890.

46. All or any moneys received by the Undertakers by way of contribution as aforesaid shall be applied by them in or towards the payment of the costs charges and expenses of and incidental to the preparing for obtaining and passing of this Act or in or towards the execution of the works by this Act authorised and for no other purpose. Application of contributions.

47. If the powers of Part II. of this Act be in accordance with the provisions of this Act carried into execution by the Conservators the Conservators may apply for all or any of the purposes of this Act their corporate funds and revenues and any moneys which under any Act or Acts they are empowered to raise by borrowing and which may not be required for the special purposes if any for which the same are authorised to be borrowed provided that moneys in the nature of capital shall be applied only to purposes to which capital is properly applicable. Power to Conservators to apply funds for construction of works &c.

48. The Undertakers (whether the Conservators or the Richmond Urban Authority and the Local Board) shall from time to time certify in writing under their common seal or seals the amount for the time being required or estimated to be required to be expended for purposes to which capital is properly applicable during the twelve months next after the date of the certificate for the purpose of carrying into execution the powers of this Act and shall from time to time deliver to each of the sanitary authorities a copy of every such certificate by leaving the same or sending the same by registered letter addressed to the respective sanitary authority at their office and the amount specified in any such certificate shall be paid to the Undertakers by the sanitary authorities in the proportions following (that is to say) In respect of every one hundred pounds specified in any such certificate the Richmond Urban Sanitary Authority shall pay the sum of fifty-seven pounds seven shillings and threepence the Twickenham Urban Sanitary Authority shall pay the sum of thirty-five pounds eight shillings the Isleworth Urban Sanitary Authority shall pay the sum of two pounds thirteen shillings and fivepence the Ham Common Urban Sanitary Authority shall pay the sum of one pound fourteen shillings and the Richmond Rural Sanitary Authority shall pay the sum of two pounds seventeen shillings and fourpence and so in proportion for any greater or smaller amount than one hundred pounds Provided always that if the Conservators be under the provisions and for the purposes of Part II. of this Act the Undertakers the total amount to be paid Undertakers to certify from time to time amounts required to be expended; and deliver to sanitary authorities statements of amounts required from time to time to be paid by sanitary authorities.

A.D. 1890. — to the Conservators by the sanitary authorities collectively under this section shall not exceed forty thousand pounds.

As to raising
of moneys by
sanitary
authorities.

49. Any moneys payable to the Undertakers by any sanitary authority under the last preceding section or payable by such authority as interest or principal of moneys borrowed under the powers of this Act may be raised by such authority in their district in the case of the Richmond Urban Sanitary Authority the Twickenham Urban Sanitary Authority and the Ham Common Urban Sanitary Authority by including the same in and levying the same as part of the general district rate or rate levied in the nature and in lieu of a general district rate or by means of a special rate in the nature and with the incidents of a general district rate and in the case of the Isleworth Urban Sanitary Authority by a special rate in the nature and with the incidents of a general district rate assessed upon and leviable in the part of their district following that is to say so much of the parish of Isleworth as lies between the River Thames on the east and the centre of the main road from Coles Bridge Twickenham through Isleworth Town to Brentford on the west and to the south of an imaginary line drawn due west from a point on the Middlesex shore of the River Thames 100 yards north-west from the centre of the footbridge by this Act authorised at its south-western end as shown on the deposited plans until it would intersect the said main road and in the case of the Richmond Rural Sanitary Authority as special expenses incurred in respect of the parish of Petersham and such special expenses shall be deemed to be special expenses within the meaning of sections 229 230 and 231 of the Public Health Act 1875 Provided always that for the purposes of any such rate levied by an urban sanitary authority and for the purposes of any rate made by the overseers in a rural sanitary district for raising any contribution towards such special expenses as aforesaid the rateable value of any land house tenement or hereditaments which or any part of which is within one hundred yards of any part of the River Thames at high water of ordinary spring tides shall be deemed to be twice the amount of the rateable value thereof mentioned in the valuation list in which it is included and shall be rated at that increased value accordingly Provided also that no rate to be made as aforesaid shall be at a higher rate in any one year than twopence in the pound on the rateable value (increased as aforesaid in the case of particular lands houses tenements and hereditaments) of the property rated and provided further that where the amount payable by any sanitary authority in respect of any such certificate as aforesaid is more than could be raised by one such rate of twopence in the pound the amount may be raised

by such sanitary authority by means of rates (not exceeding two-pence in the pound in any one year) levied annually for any period not exceeding 40 years. A.D. 1890. —

50. The Local Government Board may from time to time prescribe the form of rate books to be used by any sanitary authority or any overseers of the poor for the purposes of any rate under the last preceding section of this Act either as a separate book or as an alteration of the rate book for the time being used by such authority or overseers for the general district rate or (as the case may be) for special expenses rate. Local Government Board may prescribe form of rate books to be used.

51. All moneys paid or to be paid to the Undertakers by any sanitary authority as aforesaid shall be deemed to be costs charges and expenses incurred or to be incurred by the respective authority as a local authority within the meaning and for the purposes of the Public Health Act 1875 and any sanitary authority may borrow any sums of money payable by them to the Undertakers as aforesaid and the provisions of sections 233 234 (except sub-sections 2 and 3 thereof) and 236 to 239 (both inclusive) of the last-mentioned Act shall apply and have effect accordingly and for the purposes of these sections the works and purposes by this Act authorised shall be deemed permanent works Provided always that the sanction of the Local Government Board shall not be necessary for the borrowing of money by any sanitary authority under these sections except for any sums in excess in the case of any sanitary authority of those next herein-after mentioned (that is to say) In the case of the Richmond Urban Sanitary Authority the sum of twenty-five thousand eight hundred and twelve pounds in the case of the Twickenham Urban Sanitary Authority the sum of fifteen thousand nine hundred and thirty pounds in the case of the Isleworth Urban Sanitary Authority the sum of one thousand two hundred and two pounds in the case of the Richmond Rural Sanitary Authority the sum of one thousand two hundred and ninety-one pounds and in the case of the Ham Common Urban Sanitary Authority the sum of seven hundred and sixty-five pounds Provided further that the time for which any sum may be borrowed as aforesaid by any sanitary authority shall not exceed if borrowed under the powers of this Act forty years or if borrowed with the sanction of the Local Government Board such period as shall be allowed by that Board. Applying sections of Public Health Act 1875.

52. The clerk of every sanitary authority who may borrow money under this Act shall within twenty-one days after the Annual return to Local

A.D. 1890.
Government
Board.

expiration of each year during which any instalment is required to be paid or any sum is required to be set apart for a sinking fund in respect of moneys borrowed by the sanitary authority 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 next preceding the making of such return and the description of the securities on which the same has been invested and also showing the purposes to which any portion of the moneys invested for the sinking fund and the interest thereof have been applied during the same period and the total amount (if any) remaining invested at the end of the year and in the event of any wilful default in making such return the said clerk shall be liable to a penalty 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 If it appear to the Local Government Board by such return or otherwise that the sanitary authority have failed to pay any instalment or to set apart any sum required by this Act for the sinking fund or have applied any portion of the money 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 any such order shall be enforceable by writ of Mandamus to be obtained by the Local Government Board out of Her Majesty's High Court of Justice and the provisions of this section shall mutatis mutandis apply to appropriations and annual repayments.

Balance of
expenses to
be paid by
Conservators
if they
become
Undertakers
for the
purposes of
Part II. of
Act.

53. Provided always that if the Conservators be the Undertakers within the meaning and for the purposes of Part II. of this Act the balance of the costs charges and expenses of carrying this Act into execution beyond the amounts of any voluntary contributions as aforesaid and the maximum sum of forty thousand pounds to be in that case paid by the sanitary authorities collectively as aforesaid shall be borne and paid by the Conservators but the costs charges and expenses of this Act shall not be borne and paid by the Conservators.

Power for
Conservators
to borrow.

54. The Conservators may from time to time for the purposes of this Act borrow at interest any sum or sums certified by the Board

of Trade to be required for those purposes and such sum or sums shall be borrowed in manner and subject to the conditions and regulations provided by sections 16 to 20 (both numbers inclusive) of the Thames Conservancy Act 1878 the sum or sums to be so borrowed being in addition to the sum of fifty thousand pounds mentioned in those sections. A.D. 1890.

PART VII.—MISCELLANEOUS.

55. The Undertakers and all works lands and property from time to time of the Undertakers shall be exempt from the operation of any provisions in the Thames Acts 1857 to 1883 which would prevent interfere with or restrict in any way the execution of this Act. Undertakers and their works &c. exempted from certain provisions of Thames Conservancy Acts.

56. Except as by this Act is otherwise expressly provided nothing in this Act contained shall extend to or be construed to extend to prejudice or derogate from the estates rights interests liberties privileges or franchises of the Conservators or to prohibit defeat alter or diminish any power authority or jurisdiction which at the time of the passing of this Act the Conservators did or might lawfully claim use or exercise. Saving rights of Conservators.

57. The articles of agreement relating to the works by this Act authorised made the 25th day of July one thousand eight hundred and ninety between Sir Robert Nigel Fitzhardinge Kingscote K.C.B. the Commissioner of Woods in charge of the land revenues of the Crown in the counties of Middlesex and Surrey of the second part and the vestry of the parish of Richmond and the Twickenham Local Board of the third part and contained in the Second Schedule to this Act are confirmed and shall be binding upon the Undertakers and valid as between the Commissioners of Woods and the Undertakers and except as provided by such articles of agreement nothing contained in this Act shall authorise the Undertakers to take use or in any manner interfere with any land or hereditaments or any rights of whatsoever description belonging to the Queen's most Excellent Majesty in right of Her Crown and under the management of the Commissioners of Woods without the consent in writing of the Commissioners of Woods on behalf of Her Majesty first had and obtained for that purpose (which consent such Commissioners are hereby authorised to 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 exercisable by the Queen's Majesty Her heirs or successors. Confirming agreement and saving rights of Crown.

A.D. 1890.

Costs of Act.

58. All costs charges and expenses of and incidental to the applying for obtaining and passing of this Act as taxed and allowed by the taxing officer of one of the Houses of Parliament shall be paid by the sanitary authorities in the proportions specified and in manner provided in sections 48 and 49 of this Act and if any sanitary authority shall have paid or shall pay more than their proportion under this section of such costs charges and expenses they shall be recouped the excess by the other sanitary authorities And if the Conservators be not the Undertakers for the purposes of Part II. of this Act such costs charges and expenses or any part thereof may be included in any certificate of the Undertakers under section 48 of this Act.

The SCHEDULES referred to in the foregoing Act.A.D. 1890.

FIRST SCHEDULE.

For vessels passing or using the lock or slipway :—

For every steam pleasure-boat and passenger steamer one shilling and sixpence.

Class 1. For every sculling-boat pair-oared row-boat skiff gondola randan canoe punt and dingey threepence.

Class 2. For every four-oared row-boat (other than the boats enumerated in Class 1) and sailing boat sixpence.

Class 3. For every row-boat or shallop over four oars (other than the boats enumerated in Classes 1 and 2) one shilling.

For every house-boat under 50 feet in length one shilling and sixpence.

For every house-boat over 50 feet in length two shillings and sixpence.

The above charges to be for passing once through the lock or over the slipway and returning on the same day.

In lieu of the above tolls pleasure steamboats yachts or row-boats may be registered on the payment to the Undertakers of the under-mentioned sums and shall in consideration of such payment pass the locks and slipway free of any other charge from the 1st day of January to the 31st December in each year:—

For every steam pleasure-boat and steam passenger boat not exceeding 35 feet in length one hundred shillings per annum.

For every steam pleasure-boat and steam passenger boat above 35 feet in length two hundred shillings.

For every row-boat of Class 1 forty shillings.

For every row-boat or sailing-boat of Class 2 fifty shillings.

For every row-boat of Class 3 sixty shillings.

For every house-boat under 50 feet in length one hundred shillings.

For every house-boat above 50 feet in length one hundred and fifty shillings.

The plate with the registered number thereon is to be fastened on to the boat for which it is issued and is not transferable from one boat to another.

For passengers using the footbridge :—

For every passenger on each time of passing one penny.

A.D. 1890.

SECOND SCHEDULE.

ARTICLES OF AGREEMENT made the 25th day of July one thousand eight hundred and ninety between the QUEEN'S MOST EXCELLENT MAJESTY of the first part SIR ROBERT NIGEL FITZHARDINGE KINGSCOTE K.C.B. the Commissioner of Woods in charge of the Land Revenues of the Crown in the counties of Middlesex and Surrey of the second part and the VESTRY OF THE PARISH OF RICHMOND and the TWICKENHAM LOCAL BOARD herein-after called the sanitary authorities of the third part.

WHEREAS an Act of Parliament has been applied for under the title of the Richmond Footbridge Sluices Lock and Slipway Act 1890 for authorising the Conservators of the River Thames or other the persons or bodies therein named (the said Conservators or such other persons or bodies who shall carry the Act into operation being therein and herein-after called "the Undertakers" which term shall have the meaning and apply to the body or bodies as prescribed in the 5th clause of the said Act) to make and maintain in the lines and according to the levels shown on the plans and sections deposited with the clerks of the peace for the counties of Middlesex and Surrey (therein-after and herein-after referred to as "the deposited plans") the works therein-after described which said works being a bridge sluices lock and slipway are more particularly described in the 6th clause of the said Act and to enter upon take and use such of the lands delineated on the said plans and described in the deposited book of reference as may be required for that purpose :

And whereas for and in connexion with the said bridge sluices lock and slipway (herein-after referred to as "the said works") the Undertakers may require to enter upon take and use some portion of such parts of the towing-path foreshore and bed of the River Thames in the parish of Richmond aforesaid as are within the limits of deviation shown on the deposited plans to which towing-path foreshore and bed of the said river Her Majesty is entitled in right of Her Crown subject to such rights if any as may legally exist over the said towing-path :

Now these presents witness that the said Robert Nigel Fitzhardinge Kingscote as such Commissioner as aforesaid doth hereby on behalf of Her Majesty covenant with the Promoters and the Promoters do hereby jointly and severally covenant with Her Majesty Her heirs and successors in manner following (that is to say):—

1. This agreement (except the tenth clause hereof) shall not have any force or validity unless the said Bill with such alterations as may be sanctioned by Parliament become an Act of Parliament in the present session and the Undertakers be thereby empowered to construct the said works.

2. So much of the said works as shall be constructed upon or shall affect any land or premises belonging to Her Majesty shall be constructed upon the levels and in the manner shown on the deposited plans except so far as the same may be varied with the previous consent in writing of the Commissioner.

3. The Undertakers shall not without first obtaining the consent in writing for that purpose of the Commissioner enter on or interfere with any land or premises belonging to Her Majesty. A.D. 1890.

4. The Undertakers shall before entering upon or taking possession of any portion of the said towing-path foreshore and bed of the River Thames belonging to Her Majesty and lying within the limits of deviation aforesaid pay to the Commissioner the sum of 50% for the interest of Her Majesty in all lands so taken for the purposes of the said works or any of them.

5. The Undertakers shall not damage take or interfere with or have the temporary use of any lands or property of Her Majesty other than the lands required by them for the said works and in the event of their doing or causing any injury or damage to any adjoining or neighbouring lands and property of Her Majesty they shall pay on demand to the Commissioner compensation for such injury or damage the amount of such compensation to be ascertained and determined by an independent surveyor to be appointed for that purpose by the Commissioner and his decision shall be final and binding upon all parties.

6. The Undertakers shall not have any access to the site of their works over any lands or property of Her Majesty except so far as they may be authorised in writing by the Commissioners for that purpose.

7. In the event of the said works injuring the river bank in front of any lands and property of Her Majesty or causing the said bank to be washed away the Undertakers will immediately upon receipt of a notice from the Commissioner in writing sent to them or delivered at the said works at their own expense in all things do and execute all necessary works for making good and preventing any such injury or washing away the nature and extent of such injury and washing away and the works so required being settled if not agreed upon by an independent engineer to be appointed in writing by the Commissioner and the costs and expenses of the engineer (if any) so employed shall be paid by the Undertakers and in the event of the Undertakers refusing or neglecting for the space of one month to make good any such injury and washing away and to execute such works then the Commissioner or his agents may make good all such injury and washing away and execute all such works and upon the completion thereof the Undertakers will on demand pay to the Commissioner the cost of making good such injury and washing away and of executing such works and all expenses incidental thereto.

8. Upon completion in accordance with this agreement of the said works and upon payment of all moneys payable under these presents by the Undertakers a conveyance shall be made by the Commissioner to the Undertakers or their nominees of the interest of Her Majesty in so much of the said towing-path foreshore and bed of the River Thames lying within the limits aforesaid as shall be taken by the Undertakers for the construction of the said works. The conveyance shall be prepared in duplicate in the office of the Commissioners of Woods and shall contain such clauses and covenants as are usually inserted in conveyances of a similar nature made by the Crown.

9. The Undertakers shall not require any title or evidence of title to be shown to the interest in the said premises to be conveyed to them as aforesaid.

10. All costs charges and expenses which have been or which may prior to the passing of the said Act be incurred by Her Majesty Her heirs or successors or by the Commissioner (including the charges of any engineer or surveyor employed by Her or him) in relation to any of the matters herein-before mentioned

A.D. 1890. — or consequent upon the application for and the passing of the said Act also the official charges for this agreement and of such conveyance as shall be prepared shall be paid by the sanitary authorities in the manner and proportions provided by the said Act and any other costs charges and expenses and official charges which may be so incurred subsequent to the passing of the said Act in any manner relating to or in connexion with the said works shall be paid by the Undertakers.

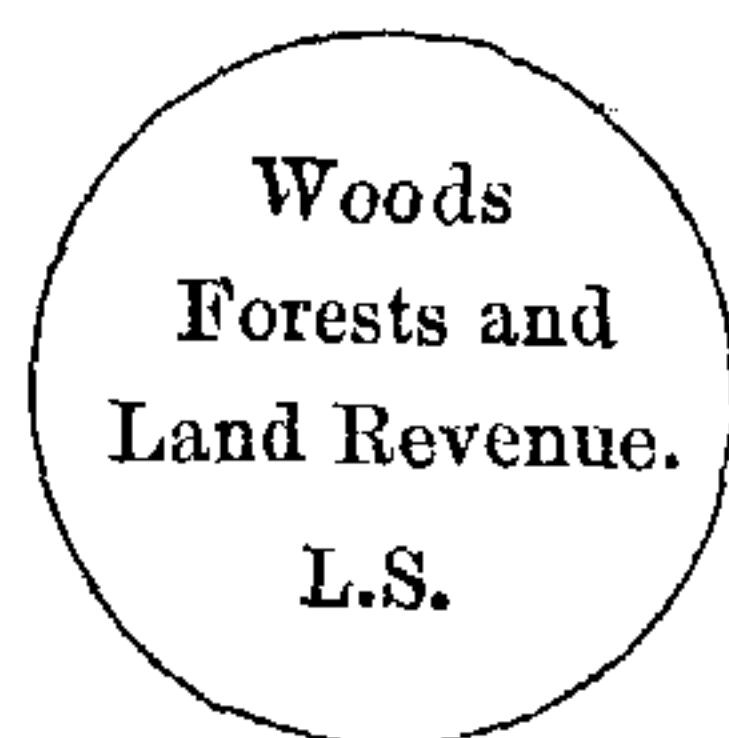
11. The Undertakers shall complete and finish all the said works within five years after the passing of the said Act and they shall have no power after the expiration of three years from the passing of the said Act to take any part or parts of the said towing-path foreshore and bed of the River Thames.

12. This agreement shall be subject so far as regards the engagements entered into by the Commissioners to the approval of the Lords Commissioners of Her Majesty's Treasury.

In witness whereof the Commissioner has hereunto set his hand and seal and the parties hereto of the third part have caused their respective common seals to be hereunto affixed the day and year first above written.

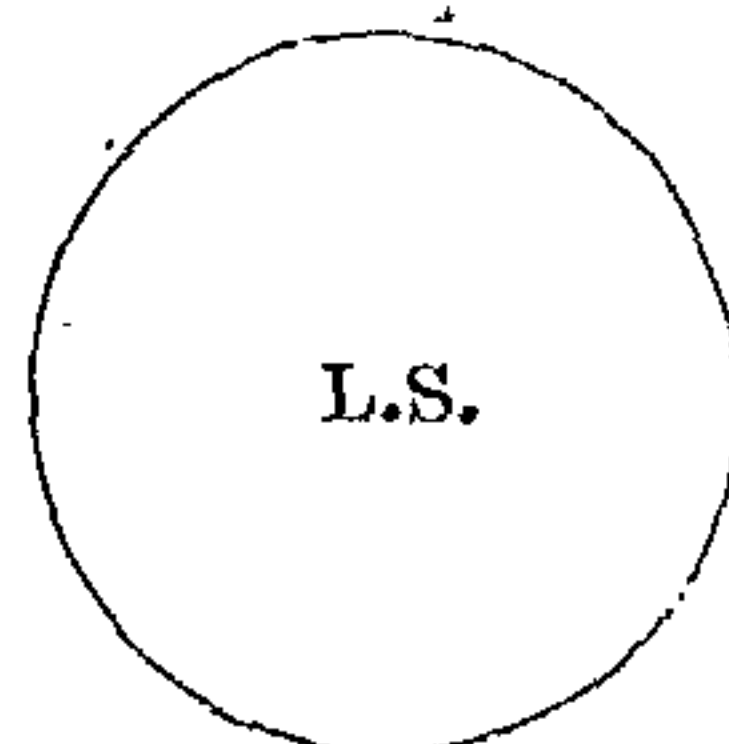
Signed sealed and delivered by the said Sir
Robert Nigel Fitzhardinge Kingscote
in the presence of
FREDK. HELLARD
Office of Woods
1 Whitehall Place.

R. NIGEL F. KINGSCOTE.



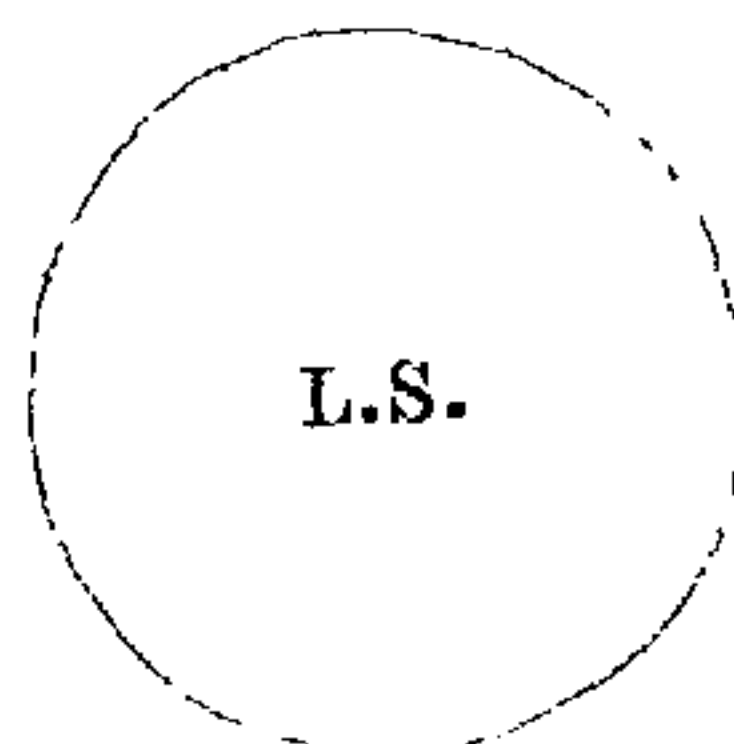
The seal of the vestry of the parish of
Richmond Surrey the urban authority
of the said parish was hereunto affixed
at a meeting of the said vestry by me
CHARLES BURT
Chairman of the Richmond Vestry.

RICHMOND VESTRY.



The seal of the Twickenham Local Board
was hereunto affixed at a meeting of
the said board by me
CHARLES J. THRUPP
Chairman of the Twickenham
Local Board.

TWICKENHAM LOCAL BOARD.



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