



CHAPTER cxxix.

An Act to empower the London County Council to
rebuild Vauxhall Bridge and to execute other Works
in connexion therewith. A.D. 1895.
[6th July 1895.]

WHEREAS it is expedient to confer on the London County Council (herein-after called "the Council") powers to rebuild Vauxhall Bridge and to carry out the works in connexion therewith herein-after described :

And whereas it is also expedient to confer upon the Council in connexion with and for the purposes of the works by this Act authorised the powers herein-after set forth :

And whereas the Council have caused to be deposited with the clerk of the peace for the county of London plans and sections describing the line and levels of the works by this Act authorised and the lands which may be taken for the purposes thereof and a book of reference to such plans containing the names of the owners and lessees or reputed owners and lessees and of the occupiers of those lands and such plans sections and book of reference are respectively referred to in this Act as the deposited plans sections and book of reference :

And whereas an estimate has been prepared by the Council as to the amount which they will require to expend on capital account for the purposes of this Act and such estimate amounts to four hundred and eighty-four thousand pounds :

And whereas the objects aforesaid cannot be accomplished 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 as the London County Council Short title.
(Vauxhall Bridge) Act 1895.

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Interpreta-
tion of terms.

2. In this Act the following words and expressions have the several meanings hereby assigned to them unless there be something in the subject or context repugnant to such construction (that is to say) :—

“The Council” means the London County Council;

“The improvement” means the reconstruction of Vauxhall Bridge and the works connected therewith by this Act authorised;

“Street” has the meaning assigned to that term in the Metropolis Management Act 1855 and the Acts amending the same;

When any matter shall require to be done before justices the expression “two justices” shall be understood to mean two justices acting together in petty sessions or a metropolitan police magistrate sitting alone;

And the several words and expressions to which by the Acts wholly or partly incorporated herewith meanings are assigned have in this Act the same respective meanings unless there be in the subject or context something repugnant to or inconsistent with such construction :

Provided that for the purposes of this Act the expressions “the promoters of the undertaking” and “the company” in the Lands Clauses Acts shall be construed to mean the Council and that for the purposes of this Act the expression “superior courts” or “court of competent jurisdiction” or any other like expression in this Act or any Act wholly or partly incorporated herewith shall be read and have effect as if the debt or demand with respect to which the expression is used were a simple contract debt and not a debt or demand created by statute.

Incorporation of Lands Clauses Acts.

Power to Council to make works.

3. The Lands Clauses Acts are (except where expressly varied by this Act) incorporated with and form part of this Act.

4. Subject to the provisions of this Act in the line or situation and within the limits of deviation shown on the deposited plans and according to the levels shown on the deposited sections the Council may execute the works herein-after described :—

The Council may make and maintain a temporary bridge over the Thames at Millbank situate partly in the parish of Saint John the Evangelist Westminster and partly in the parish of Saint Mary Lambeth between the Albert Embankment roadway (about midway between Gloucester Street and Glasshouse Street) and the Grosvenor Road opposite the old entrance to the Millbank Penitentiary on the site of which the buildings of the Gallery of British Art are now in course of construction :

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When and so soon as the said temporary bridge is open for traffic the Council may take down and remove the existing bridge over the Thames at Vauxhall known as Vauxhall Bridge situate partly in the said parish of Saint John the Evangelist Westminster and partly in the said parish of Saint Mary Lambeth and may construct a new bridge across the River Thames at Vauxhall in the county of London in substitution for the existing Bridge:

Provided that in constructing the temporary bridge opposite the site of the old Millbank Prison nothing in this Act shall authorise the Council except with the consent of the Commissioners of Works to alter or interfere with any part of the said site except as herein-after mentioned:

The Council may construct over the new bridge and the approaches thereto such carriageways and footways and may construct under the said carriageways and footways such subways as they may think proper.

5. The Council may make and shall during the erection and until the removal of the temporary bridge maintain a temporary road partly on the prison site in the position shown on the deposited plans but no part of such road shall be nearer to the bottom step of the Gallery of British Art than twenty-five feet three inches nor further from the centre of the existing embankment wall than seventy-four feet.

Provisions as
to the Crown
property at
Millbank.

The Council shall construct and during the erection and until the removal of the temporary bridge maintain a retaining wall along the west side of the said temporary road which shall not exceed five feet in height from the level of the existing roadway opposite to the entrance of the Gallery of British Art and the Council shall erect and maintain on the said retaining wall a wooden or iron fence not exceeding four feet in height.

Nothing contained in this Act shall authorise the Council to enter upon take use or in any manner interfere with any other portion of the prison site than is required for the purpose of the temporary road as aforesaid without the consent in writing of the Commissioners of Works or the First Commissioner for the time being which consent the said Commissioners or First Commissioner are and is hereby authorised to give on such terms and subject to such conditions as they or he may prescribe.

As soon as conveniently may be after the removal of the temporary bridge the Council shall clear away from that portion of the prison site which they may have been permitted to use all building and other materials and rubbish and shall restore the

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ground to its present level and make good the ground to the satisfaction of the Commissioners of Works and in default of their so doing the said Commissioners may clear away and remove the same and make good the ground and all costs incurred by the said Commissioners in relation thereto shall be repaid to the said Commissioners by the Council.

The Council shall if so required by the Commissioners of Works construct for the use of the said Commissioners and of persons authorised by them a landing-stage in lieu of the present landing-stage opposite the prison site of such size and in such position as the Commissioners may require and shall as soon as conveniently may be after the removal of the temporary bridge restore and make good the present landing-stage to the satisfaction of the Commissioners of Works and remove the landing-stage to be constructed as aforesaid in lieu thereof.

For the protection of
Messrs. H.
Castle and
Sons.

6. For the protection of Sidney Castle carrying on business under the firm of "Henry Castle and Sons" of Baltic Wharf Millbank and his assigns (in this section referred to as "the lessees") the following provisions shall apply and have effect:—

Unless the Council and the lessees agree as to whether any and if so what works or provisions are necessary for the protection of the premises and business of the lessees during the construction or in consequence of the works by this Act authorised or as to whether any and if so what amount of compensation shall be paid by the Council to the lessees in respect of injury or damage to their premises or business caused by the execution of the powers of this Act the lessees may (whether or not any of their lands are taken under the powers or for the purposes of this Act) make a claim for compensation in accordance with the provisions of the Lands Clauses Acts relating to compensation in respect of lands injuriously affected and the question of the amount of compensation (if any) to which they are entitled shall in that event be settled and determined and the amount of any such compensation shall be recoverable in accordance with the provisions of the said Acts relating to lands or any interest therein which shall have been injuriously affected by the execution of works.

For the protection of
Sir Robert
Burnett and
Company.

7. The following provisions shall apply and have effect for the protection of Messieurs George Richards Burnett Charles Douglas Burnett Fassett Charles Burnett George Arbouin Burnett and Douglas Burnett (trading as Sir Robert Burnett and Company) or other the owners for the time being of the property (now used as a bonded storehouse) numbered on the deposited plans 7 in the parish

of Saint Mary Lambeth and of the other property coloured on the signed plan herein-after mentioned all of whom are herein-after included in the expression "Burnett and Company" :— A.D. 1895.

(1) In and for the purposes of this section "the signed plan" means the copy of the deposited plan signed by the Right Honourable the Earl of Morley Chairman of Committees of the House of Lords and deposited in the Office of the Clerk of the Parliaments :

(2) The Council shall not take possession of the property numbered 7 on the signed plan and thereon coloured red until the expiration of two years from the date of a notice to treat served by the Council in accordance with the provisions of the Lands Clauses Acts and the Council shall purchase and take the whole of the said bonded storehouse as coloured red on the signed plan but shall not be compelled to purchase any other property forming part of Burnett and Company's distillery premises :

(3) Burnett and Company shall within the said period or the longer period herein-after provided remove all the stock from the bonded storehouse now standing upon the site numbered 7 on the signed plan and give to the Council clear possession of the same :

(4) If the new bonded storehouse to be erected as provided in this Act be not complete and ready for occupation at the expiration of the said period of two years then provided there shall have been reasonable despatch in the commencement and completion thereof the Council shall not otherwise than by agreement with Burnett and Company take possession of the said property numbered 7 until the expiration of two years and six months from the date of the said notice to treat or until the completion of the said new bonded storehouse whichever shall first happen :

(5) The purchase money to be paid by the Council for the said bonded storehouse coloured red shall be based on the value of the site irrespective of the buildings or any trade or goodwill or compensation for disturbance of trade :

(6) The Council shall pay to Burnett and Company in addition to the value of the said site such further sum of money (if any) as may be required for providing some other site approved by Her Majesty's Board of Inland Revenue in the event of Burnett and Company being unable to utilise the site coloured brown on the signed plan for the erection of a new bonded storehouse and also such a sum of money as may be required for the erection

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and fitting up on the said land coloured brown or other site approved as aforesaid of a bonded storehouse with fittings and appliances of equal capacity and convenience in all respects to that of the existing bonded storehouse fittings and appliances on the land so coloured red and shall also pay a fair and reasonable sum of money by way of compensation for the expense incurred in removing any stores from the site coloured red to the site coloured brown or other site approved as aforesaid and the sum or sums of money so paid shall be in full discharge of all claims on the part of Burnett and Company for purchase money and compensation over and above the value of the site coloured red as aforesaid. The sums of money to be paid as aforesaid for the erection of a new bonded storehouse shall be payable either upon the certificate of the architect to be employed by Burnett and Company in or about the erection thereof or at the same time as the purchase money of the site coloured red whichever shall be the shorter period.

(7) The bonded storehouse so erected on the site coloured brown or other site approved as aforesaid shall be in substitution for the existing bonded storehouse and may be used accordingly :

(8) Any difference arising under the provisions of this section between Burnett and Company and the Council shall be determined by arbitration in accordance with the provisions of the Lands Clauses Acts with respect to the settlement of questions of disputed compensation by arbitration.

For the protection of the South Metropolitan Gas Company.

8. During the construction of the improvement the Council shall not without the consent of the South Metropolitan Gas Company obstruct or interfere with the access and egress of vehicles and persons to and from the bridge foot entrance to the works of the said company except so far as may be reasonably necessary for the purpose of reconstructing and making up the road and footway in front of the same.

For the protection of the South London Tramways Company.

9. Nothing in this Act or the deposited plans or sections shall empower the Council otherwise than with the consent of the South London Tramways Company to alter or interfere with any tramway or works belonging to that company except that if any alteration be necessary in the level of the road the Council may execute any work requisite to provide for adjusting the level of the tramway to the altered level of the road. Provided that any such works shall be executed at such time and in such manner in all respects as may be reasonably approved by the company and that if it be necessary to take up or remove any portion of the tramway a temporary tramway shall first be constructed for use until the reconstruction

of the permanent tramway and all expenses which may be incurred thereby or in consequence of the works hereby authorised shall be paid by the Council. A.D. 1895.

10. Subject to the provisions of this Act the Council may enter upon take and use all or any of the lands shown on the deposited plans and described in the deposited book of reference which they may require for the purposes of the improvement and for providing space for the erection of houses and buildings adjoining or near to the improvement. Power to take lands.

11. Persons empowered by the Lands Clauses Acts to sell and convey or release lands may (if they think fit) subject to the provisions of the Lands Clauses Acts and of this Act grant to the Council any easement right or privilege (not being an easement right or privilege of water in which other than the parties to the agreement have an interest) required for the purposes of this Act in over or affecting any such lands. And for the purposes of this Act 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 easements rights and privileges as aforesaid and to any grant of the same respectively. Power to certain persons to grant easements &c. by agreement.

12. If any omission mis-statement or erroneous description shall have been made of any lands or of the owners lessees or occupiers of any lands shown on the deposited plans or described in the deposited book of reference the Council may after ten days notice to the owners lessees and occupiers of the lands affected by such proposed correction apply to a metropolitan police magistrate for the correction thereof and if it shall appear to such magistrate that such omission mis-statement or erroneous description arose from mistake he shall certify the same accordingly and he shall in such certificate state the particulars of any such omission and in what respect any such matter shall have been mis-stated or erroneously described and such certificate shall be deposited with the clerk of the peace for the county of London and shall be kept by such clerk of the peace along with the other documents to which it relates and thereupon such plans or book of reference shall be deemed to be corrected according to such certificate and the Council may take the lands in accordance with such certificate. Errors and omissions in plans &c. to be corrected by magistrate who shall certify the same.

13. The Council and their surveyors officers and workmen and any person duly authorised in writing under the hand of the clerk of the Council may from time to time at all reasonable times in the day upon giving in writing for the first time twenty-four hours and afterwards from time to time twelve hours previous notice enter Power to Council to enter upon property for survey and valuation.

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upon and into the lands and buildings by this Act authorised to be taken and used as aforesaid or any of them for the purpose of surveying and valuing the said lands and buildings without being deemed trespassers and without being subject or liable to any fine penalty or punishment on account of entering or continuing upon any part of the said lands and buildings.

Costs of
arbitration
&c. in certain
cases.

14. The court or person to whom any question of disputed purchase money or compensation under this Act is referred shall if so required by the Council award and declare whether a statement in writing of the amount of compensation claimed has been delivered to the Council by the claimant giving sufficient particulars and in sufficient time to enable the Council to make a proper offer and if they or he shall be of opinion that no such statement giving sufficient particulars shall have been delivered one half of the costs of the arbitration or as the case may be one half of the costs of the proceedings before the sheriff (including the costs of summoning empannelling and returning the jury and of taking the inquiry and in recording the verdict and judgment therein) shall be defrayed by the person with whom the Council shall have such question and the remaining half shall be defrayed by the Council anything in the Lands Clauses Consolidation Act 1845 to the contrary notwithstanding Provided that it shall be lawful for any judge of the High Court to permit any claimant after seven days notice to the Council to amend the statement in writing of the claim delivered by him to the Council in case of discovery of any error or mistake therein or for any other reasonable cause such error mistake or cause to be established to the satisfaction of the judge after hearing the Council if they object to the amendment and such amendment shall be subject to such terms enabling the Council to investigate the amended claim and to make an offer de novo and as to postponing the hearing of the claim and as to costs of the inquiry and otherwise as to such judge may seem just and proper under all the circumstances of the case Provided also that this section shall be applicable only in cases where the notice to treat under the Lands Clauses Consolidation Act 1845 either contained or was endorsed with a notice of the effect of this section.

Power to
stop up ways
temporarily
for the pur-
poses of the
improve-
ment.

15. The Council for the purposes and during the making of the improvement may in or upon the lands shown in connexion therewith upon the deposited plans stop up or cause to be stopped up temporarily all or any part of any carriageway or footway which they shall think necessary for such purposes to be stopped up and may from time to time put or cause to be put up sufficient palisades

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hoardings bars posts and other erections and may construct temporary works for keeping any such carriageway and footway open for traffic and may make from time to time such orders for regulating the traffic as to them shall seem proper :

But nothing herein contained shall authorise the Council to stop up the roads and footways proposed to be made from the Grosvenor Road across the prison site on the north and south sides of the Gallery of British Art without the consent in writing of the Commissioners of Works or the First Commissioner for the time being.

16. Subject to the provisions of this Act the Council may for the purposes of and in connexion with the improvement alter the line or level of any of the streets and places described on the deposited plans or sections as intended to be diverted raised or lowered in the manner shown on such plans or sections.

Streets may be raised or lowered.

17. In making any of the works for or connected with the improvement the Council may subject to the provisions of this Act deviate to any extent from the line thereof within the limits of deviation defined on the deposited plans and the Council may subject to the provisions of this Act deviate to any extent from the levels thereof defined on the deposited sections not exceeding three feet from the levels thereof as defined on the said sections.

Power to deviate from levels &c.

18. Subject to the provisions of this Act and within the limits of deviation defined on the deposited plans the Council in connexion with and for the purposes of the works by this Act authorised and as part of the works to be executed under the powers of this Act may make junctions and communications with any streets interfered with by or contiguous to the works and may divert widen or alter the line or level of any street for the purpose of connecting the same with the said works And the Council may alter and interfere with any drain or sewer providing a proper substitute before interrupting the flow of sewage in any such drain or sewer and they may execute any works for the protection of any adjoining land or buildings Any lamp-posts paving metalling or materials in on or under any street so altered or diverted and any materials of any drain or sewer so altered shall vest in the Council and all substituted drains and sewers shall be under the same jurisdiction care management and direction as the existing drains and sewers for which they may be so substituted.

Power to make subsidiary works.

19. The Council may for any purpose in connexion with the improvement upon the lands acquired by them under the powers of

Alteration of position of water gas

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and other
pipes.

this Act and also in any street within the limits of deviation defined on the deposited plans raise sink or otherwise alter the position of any watercourse waterpipe or gaspipe belonging to or connected with any house or building and also any main or other pipe laid down or used by any company or person for carrying a supply of water or gas and also any pipe tube wire or apparatus laid down or placed for telegraphic or other purposes and any pipe tube wire or apparatus laid down or placed for supplying electricity and may remove any other obstruction making proper substituted works during any alteration and causing as little detriment and inconvenience as circumstances admit to any company or person and making reasonable compensation to any company or person who suffers damage by any such alteration. Provided always that before the Council alter the position of any main or other pipe laid down or used by any such company or person they shall (except in cases of emergency) give to the company or person to whom the same belongs notice of their intention to do so specifying the time at which they will begin to do so such notice to be given seven days at least before the commencement of the work for effecting such alteration and such work shall be done under the superintendence (at the expense of the Council) of the company or person to whom such pipe belongs unless such company or person refuses or neglects to give such superintendence at the time specified in the notice for the commencement of such work or discontinues the same during the execution of such work and the Council shall execute such work to the reasonable satisfaction of the engineer of such company or person. Provided also that the Council shall not cause any street to be lowered or raised nor the position of any water or gas main or other pipe to be altered so as to leave over such main or other pipe in any part a covering of less than two feet where the covering now existing is not less than two feet unless the Council shall in such case protect the same pipes from frost or injury by artificial covering to the satisfaction of the engineer of such company or person or more than six feet where the covering now existing does not exceed six feet or more than such existing covering where the same exceeds six feet unless the Council in such case provide special means of access to the same to the satisfaction of the engineer of such company or person.

If any difference arise between the Council or their engineer and any such company or person or their or his engineer touching the amount of any costs expenses or charges under the provisions of this Act to be paid by the Council to any such company or person or touching any work matter or thing with reference to such mains

or other pipes under such provisions to be done or executed by the Council or the mode of doing or executing the same such difference shall be settled by an engineer to be agreed upon by the engineer of the Council and of any such company or person respectively or failing agreement by such engineer as shall on the application of the engineer either of the Council or of any such company or person be named by the President for the time being of the Institute of Civil Engineers whose decision shall be final and binding and the expenses of the reference shall be borne as the referee may direct :

Provided also that the Council shall not raise sink or otherwise alter the position of any pipe tube wire or apparatus laid down for telegraphic or other purposes and belonging to the Postmaster-General except in accordance with and subject to the provisions of the Telegraph Act 1878 :

Provided always that nothing in this section shall extend to prejudice or affect any of the provisions for the protection of any undertakers authorised to supply electrical energy contained in any special Act or any provisional order confirmed by Act of Parliament.

20.—(1.) Before the Council interfere with any existing main of the Gas Light and Coke Company by which gas is passed across the existing Vauxhall Bridge the Council shall provide a sufficient substituted main upon under or in connexion with the temporary bridge and shall cause the existing main of the Company so interfered with to be connected on either side with such substituted main so as to provide for the continuance of the passage of gas through the same and shall maintain such substituted main until the main or mains next herein-after provided for are complete and ready for use.

As to mains of Gas Light and Coke Company in Vauxhall Bridge.

(2.) The Council shall in constructing the new Vauxhall Bridge provide under or in the same such main or mains as may be sufficient to provide for the continuance of the passage of the said company's gas through the same.

(3.) Such mains shall be removed or laid by the servants of the said company in such position and in such manner as may be agreed between the Council and the said company or as in default of agreement shall be fixed by arbitration in accordance with the provisions of the preceding section of this Act but always under the superintendence and control of the Council.

(4.) After the completion of the main or mains to be laid in the new Vauxhall Bridge so as to be ready for use the Council may remove the temporary substituted main laid under or in connexion with the temporary bridge.

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No main or
pipe to be
laid on new
bridge except
with consent
of Council.

21. Notwithstanding anything in any Act to the contrary it shall not except as by this Act expressly provided be lawful for any person to enter upon break up or interfere with the New Vauxhall Bridge or the roads and footways over the same respectively for the purpose of laying down any main or pipe or executing any work therein thereon or thereunder except with the consent of the Council in writing and in accordance with such terms and conditions not being the exaction of any rent or other valuable consideration as the Council may reasonably determine. Provided that nothing in this section contained shall alter or affect any of the provisions of the Telegraph Act 1878.

Council
empowered
to lay out
carriage-
ways.

22. Subject to the provisions of this Act the Council may cause such parts of the improvement to be laid out for carriageway and such parts thereof for footway as they may think proper and may upon the lands acquired by or vested in them under the powers of this Act and within the limits of deviation defined on the deposited plans construct erect and provide such vaults cellars arches sewers drains subways and other works and conveniences as they may think proper for the purposes of the improvement and in laying out or forming such carriageway and footway and works the Council may in addition to the powers by this Act conferred exercise the same powers and authorities as are vested in and shall be subject to the same liabilities only in respect thereof as are imposed upon any vestry or district board of works in the county of London when they stop up temporarily any thoroughfare or any part thereof in the repairing or repaving of any street.

Directing
how the
pavement
shall be laid
and made.

23. The Council shall for the purposes of and in connexion with the improvement in a substantial and workmanlike manner fill or cause to be filled in all and every the vaults cellars and open places over which it may be necessary to new pave (except such as are capable of being used as cellars vaults or areas) with good sound hard brick or other rubbish to be well rammed down to prevent the ground from giving way and shall well and effectually pave over all the said ground with a sufficient quantity of materials of proper quality and dimensions and shall in like manner erect and build any underground arches which they may think necessary and also relay and repair the streets which they may disturb or alter in carrying the purposes of this Act into execution. Provided always that nothing herein contained shall extend or be construed to extend to charge the Council with the liability or expense of repairing or making good such pavement or arches in future but when the same shall have been in the first instance so paved relaid erected built and repaired as aforesaid the same shall for ever

thereafter be kept in repair by the authority in whom the management and repair of the street are vested or by any other parties or persons liable to repair the same.

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24. The Council may cause to be removed arched over or filled up all such sewers or drains or parts thereof which shall be in or near the streets to be interfered with for the purposes of the improvement as shall appear necessary for executing the purposes of this Act so as that no public sewer or drain (unless the same become unnecessary by reason of the purchase of the property entitled to the use thereof) shall be in any wise disturbed injured or prejudiced without another sewer or drain being made in lieu thereof equally serviceable and convenient. Provided always that before removing or filling up any sewer or drain or part thereof as aforesaid the Council shall where necessary cause to be made and built other good and sufficient sewers and drains in substitution for the sewers or drains which shall be filled up and when made and completed the said sewers and drains shall be under the same jurisdiction care management and direction as the existing sewers or drains.

Sewers or drains to be removed arched over or filled up.

25. The Council within the limits of deviation defined on the deposited plans may for the purposes of and in connexion with the improvement raise sink or otherwise alter or cause to be altered the position of any of the steps areas cellars cellar-flaps gratings fencings windows and watercourses pipes or spouts belonging to any house or building and may remove all other obstructions so as the same be done with as little delay and inconvenience to the inhabitants as the circumstances of the case will admit and the Council shall make reasonable compensation to any company society or person who suffers damage by any such alteration.

Power to alter steps areas pipes &c.

26. The powers of the Council for the compulsory purchase or taking of lands for the purposes of the improvement shall cease after the expiration of three years from the passing of this Act.

Limitation of time for purchase of lands.

27. If the improvement be not completed within seven years from the passing of this Act then on the expiration of that period the powers of the Council under this Act for the execution of the improvement shall cease (except so far as the same shall have been then completed).

Period for completion of improvement.

28. When the improvement is completed a certificate thereof shall be issued under the seal of the Council and any copy of such certificate certified under the hand of the clerk of the Council shall in all proceedings and for all purposes be admissible and received as evidence that such certificate has been duly made and from the date

Improvement to form public street Repair &c.

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Power to
sell materials.

29. The Council may sell or dispose of all building and other materials of any houses and buildings acquired by them under the powers of this Act and all lamp-posts paving metalling and materials in under or upon any road street or other place altered by them for the purposes of this Act and any materials obtained in the alteration of or interference with any drain or sewer which are vested in the Council under the powers of this Act.

Power to
lease surplus
lands.

30. The Council may when and as they shall think fit so to do demise and lease any lands acquired by them under this Act and not required for the improvement or such parts thereof as the Council shall think it expedient to let on building leases either altogether or in parcels to any person or persons who shall erect and build or covenant and agree to erect and build thereon or on any part thereof houses erections or buildings of such size or class of building and upon such plan and elevation and of such height and with such storeys as the Council shall think proper for such term or number of years as they may think fit so as there be reserved in every such demise or lease such peppercorn or other yearly rent to be incident to the immediate reversion of the premises therein comprised as to the Council shall seem reasonable and so that in every such demise or lease there be contained a covenant for the payment of the rent thereby to be reserved and such other covenants on the part of the tenant or lessee to be therein named as the Council shall reasonably be advised or require and also a clause in the nature of a condition of re-entry on non-payment of the rent thereby to be reserved or on non-observance or non-performance of the covenants therein to be contained on the part of the tenant or lessee to be observed and performed and every such tenant or lessee shall give such good and sufficient security for the erecting finishing and completing of every such house erection and building which he shall covenant or agree to erect within the time in which he shall have contracted to finish the same as the Council shall order and direct and the Council may if they think fit accept and take any fine for the granting of any lease and may enter into any agreement for the granting of any lease of such lands or such parts thereof and may in any such lease or agreement for a lease give to the

lessee or intended lessee an option or right to purchase the fee simple in reversion in the premises leased or agreed to be leased together with all houses erections or buildings thereon at the time of the exercise of such option at such time and on such terms and conditions as they may think fit and on granting leases in pursuance of such agreements may alter the amount of the rents agreed to be reserved in such leases and may apportion the same and grant separate leases of any part of the hereditaments by any such agreement agreed to be leased as the Council think fit and may also alter or rescind any agreement as aforesaid and may accept any surrender of any lease in all respects as the Council shall think fit and any part of the said lands may be appropriated for and left as yards or courts to be attached to any houses agreed to be leased as the Council shall think fit.

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31. Subject to the provisions of this Act the Council may sell and dispose of or cause to be sold and disposed of the ground rents to be reserved by the leases or demises or agreed to be reserved by any agreements for leases of any lands made under the authority of this Act and also the fee simple in reversion in such lands and in the houses erections or buildings thereon either altogether or in parcels by public auction or by private contract for such price or prices or sum or sums of money as the Council shall think reasonable and subject to such stipulations and provisions for the enjoyment thereof and as to the nature of the buildings which are to be at all times erected and built thereon and also subject to such stipulations as to the title to be produced to the hereditaments to be sold as the Council shall think fit and as regards any stipulations or provisions which may be contained in any conveyance under this enactment the same may at all times thereafter be enforced by the Council by re-entry on such lands on breach of any such stipulation or provision or otherwise in such manner in all respects as the Council shall think fit.

As to sale of
ground rents.

32. Subject to the provisions of this Act the Council may if they think it expedient so to do sell and dispose of in the manner hereinbefore directed all or any lands acquired under the powers of this Act and not required for the improvement without having previously granted or agreed to grant any lease thereof for such price or prices or sum or sums of money as the Council shall think reasonable and subject to such stipulations and provisions for the enjoyment thereof and as to the nature of the buildings which are to be at all times erected and built thereon and also subject to such stipulations as to the title to be produced to the hereditaments to be sold as the Council shall think fit.

Council may
sell land in
the first
instance with-
out having
previously
granted a
lease thereof.

A.D. 1895.

Council may
let or
exchange
lands.

33. The Council may from time to time let either from year to year or for a less period or for a term at rack rent or exchange or otherwise dispose of any building or lands or any part thereof acquired by them under the powers of this Act for the improvement and not required for the improvement and may execute and do any deed act or thing proper for effectuating any such lease exchange or other disposition.

Council to
dispose of
lands not
wanted.

34. Subject to the provisions of this Act the Council shall on or before the first day of September in the year one thousand nine hundred and forty-nine which period shall be the prescribed period for the purposes of section 127 of the Lands Clauses Consolidation Act 1845 sell and dispose of all lands acquired by them under the powers of this Act for the improvement and which shall not be required for any of the purposes thereof.

Receipts of
Council to be
effectual dis-
charges.

35. The receipt of the Council or of any person duly authorised by the Council for any purchase money rent or money payable to the Council by virtue of this Act shall be a sufficient and effectual discharge for the money in such receipt expressed or acknowledged to be received and the person to whom the receipt shall be given shall not afterwards be answerable or accountable for the misapplication or non-application of the money in such receipt expressed or acknowledged to be received.

Power to
Council to
make agree-
ments with
owners of
property &c.

36. The Council may subject to the provisions of this Act from time to time enter into and carry into effect agreements with any person being the owner of or interested in any lands houses or property abutting on any portion of the improvement with respect to the sale by the Council to such person of any lands or property (including any street or thoroughfare or any part of a street or thoroughfare appropriated by the Council under the powers of this Act and not required for the improvement) for such consideration as may be agreed upon between the Council and such person and the Council may accept as satisfaction of the whole or any part of such consideration the grant by such person of any lands or other property required by the Council for the purposes of this Act.

Special pro-
visions as to
construction
of bridges.

37.—(1.) Unless otherwise agreed in writing between the Conservators of the River Thames (herein-after called "the Conservators") and the Council the temporary bridge at Millbank and the new bridge at Vauxhall by this Act authorised shall be constructed with the number of openings and (as to the centre openings respectively)

of such height above Trinity high-water mark and of such span as A.D. 1895.
next herein-after mentioned (that is to say) :—

Bridge.	Number of Openings.	Height of Headway of Centre Opening at Crown.	Span of Centre Opening.
Temporary Bridge	Eleven	20 feet above Trinity high water.	70 feet.
New Vauxhall Bridge	Five	20 feet above Trinity high water.	155 feet.

and shall be constructed by the Council according to the plans and elevations signed by the Right Honourable John William Mellor the Chairman of the Committee of the House of Commons to whom the Bill for this Act was referred of which plans one copy is deposited at the Private Bill Office of the House of Commons one copy at the office of the Conservators and one copy at the office of the Council.

(2.) The temporary works in the river in connexion with the said bridges and the taking down and removal of the existing Vauxhall Bridge and the temporary bridge aforesaid shall be executed and performed to the reasonable satisfaction of the engineer for the time being of the Conservators so that the traffic of the river shall not be interfered with more than may be absolutely necessary :

Provided that there shall at all times during the construction of the new Vauxhall Bridge be at the site thereof at least three openings each having a clear waterway of seventy feet in width and one of such openings having a clear headway of eighteen feet and the others of such openings having respectively clear headways of fifteen feet above Trinity high-water mark.

(3.) The Council shall as soon as conveniently may be after the new bridge has been opened for traffic remove the temporary bridge and all materials for temporary works which may have been placed in the river by the Council and shall also as soon as conveniently may be after the completion of the works remove from the bed and banks of the river such parts and materials of the existing Vauxhall Bridge as are not used in connexion with the new bridge If the Council fail to comply with the provisions of this section the Conservators may remove the said temporary bridge and materials charging the Council with the expense of so doing and the Council shall forthwith repay to the Conservators all expenses so incurred.

A.D. 1895.

(4.) During the construction of the said bridges and the taking down and removing of the temporary bridge and the existing Vauxhall Bridge and of the works connected therewith the Council shall hang out and exhibit thereat or near thereto and after the completion of the new bridge the Council shall hang out or exhibit upon such bridge every night from sunset to sunrise lights to be kept burning by and at the expense of the Council and proper and sufficient for the navigation and safe guidance of vessels and the lights shall be from time to time altered by the Council in such manner and be of such kind and number and be so placed as the Conservators shall by writing under the hand of their secretary direct.

(5.) The foundations of the piers and abutments of the said bridges shall be constructed and maintained at such a level as to allow the Conservators to dredge the bed of the river around and near such piers and abutments to a depth of thirty-five feet at the least below the level of Trinity high-water mark.

(6.) The Council shall not (except so far as shall be necessary in the construction of the said bridges and the works connected therewith) take any gravel soil or other material from the bed of the river without the previous consent of the Conservators signified in writing under the hand of their secretary.

(7.) Subject to the provisions of this Act the Council may for the purposes of or in connexion with the construction of the temporary Bridge at Millbank and the new Vauxhall Bridge by this Act authorised dredge or deepen the bed of the river where necessary and make such embankments walls stairs drains buildings and other works and conveniences and make such dams and drive such piles and erect such staging and other works as may be necessary but except for the purposes of the construction of the works by this Act authorised nothing in this Act contained shall authorise or empower the Council except with the consent in writing of the Conservators permanently to embank encroach upon or interfere with any part of the soil or bed of the River Thames or the shores thereof.

(8.) The Council shall from time to time during the construction of the said bridges provide and maintain around the piers thereof such fenders ropes chains and other things as may in the opinion of the Conservators be necessary or expedient for the protection and assistance of vessels barges and other craft navigating at or near the bridges but such ropes chains and other things shall not (otherwise than in accordance with the regulations and directions of the Conservators) be used by persons navigating such vessels and barges for purposes of mooring

A.D. 1895.

Any person using any of such ropes chains or other things (otherwise than in accordance with the regulations and directions of the Conservators) shall be liable to a penalty of not exceeding forty shillings which may be recovered in a summary way either by the Conservators or the Council.

38.—(1.) The Council shall not under the powers of this Act purchase twenty or more houses in any parish which on the fifteenth day of December last were occupied either wholly or partially by persons belonging to the labouring class as tenants or lodgers or have been or shall be subsequently so occupied. Restriction on taking houses of labouring class.

(2.) For the purpose 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 of such persons who may be residing with them.

39. Nothing contained in this Act shall authorise the Council 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 the 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 exerciseable by the Queen's Majesty Her heirs or successors. Saving rights of the Crown.

40. Nothing contained in this Act shall extend to authorise the Council to take use enter upon or interfere with any land soil or water or any rights in respect thereof belonging to Her Majesty Her heirs or successors in right of the Duchy of Cornwall without the consent in writing of some two or more of such of the regular officers of the said Duchy or of such other persons as may be duly authorised under the provisions of the Duchy of Cornwall Management Act 1863 section 39 to exercise all or any of the rights powers privileges and authorities by the said Act made exerciseable or otherwise for the time being exerciseable in relation to the said Duchy or belonging to the Duke of Cornwall for the time being without the consent of such Duke testified in writing under the seal of the Saving rights of the Duchy of Cornwall.

A.D. 1895. Duchy of Cornwall first had and obtained for that purpose or to take away diminish alter prejudice or affect any property rights profits privileges powers or authorities vested in or enjoyed by Her Majesty Her heirs or successors in right of the Duchy of Cornwall or in or by the Duke of Cornwall for the time being.

Money to be raised on capital.

41.—(1.) The Council may expend on capital account for the purposes of carrying out the improvement such money as they may from time to time think fit not exceeding four hundred and eighty-four thousand pounds and in order to raise or provide the money required for those purposes the Council may from time to time create and issue Consolidated stock or resort to the Consolidated Loans Fund or otherwise raise money in accordance in each case with the provisions of the Acts for the time in force regulating the raising of money for capital purposes by the Council:

Provided that nothing in this Act shall authorise the borrowing and expenditure of any money on capital account after the thirtieth day of September one thousand eight hundred and ninety-six.

(2.) The Council shall make provision for the redemption of such stock or the repayment of any money borrowed or expended on capital account for the purposes of this Act within a period of not exceeding sixty years from the date of the expenditure of such money in accordance with the provisions in relation to redemption and repayment of the Acts relating to the raising and expenditure of money by the Council on capital account.

As to payments under this Act.

42. All costs and expenses of the Council in the execution of this Act (except so far as they may be otherwise provided for by this or any other Act) shall be defrayed as payments for general county purposes within the meaning of the Local Government Act 1888 and the costs charges and expenses preliminary to and of and incidental to the preparing applying for obtaining and passing of this Act shall be paid by the Council in like manner.

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