



## CHAPTER ccix.

An Act for empowering the Tyne Improvement Commissioners to create and issue Stock and for the completion of Works and for amending certain of the provisions of the Tyne Improvement Acts 1850 to 1890 and for other purposes. A.D. 1897.  
[6th August 1897.]

**W**HEREAS by the Tyne Improvement Acts 1850 to 1890 the Tyne Improvement Commissioners (in this Act called "the Commissioners") were constituted and incorporated and were empowered to execute extensive works for the improvement of the River Tyne and to construct and maintain docks piers and other works and for those purposes to levy dues and to borrow money :

And whereas all dues rates tolls charges and moneys received by the Commissioners are now carried to one fund known as the Tyne Consolidated Fund and all expenditure of the Commissioners is defrayed out of that fund :

And whereas the Commissioners under the Tyne Improvement Acts 1850 to 1890 are authorised to borrow sums amounting in the aggregate to four million three hundred and twelve thousand pounds and of that amount they have raised up to the thirty-first October one thousand eight hundred and ninety-six by debenture stock one hundred and four thousand seven hundred and eighty pounds and by three mortgages two thousand three hundred and fifty pounds and by mortgages ranking *pari passu* with each other but after the said debenture stock and three mortgages four million one hundred and sixty-nine thousand eight hundred and twenty-seven pounds three shillings :

And whereas the Commissioners have no power to create or issue any further debenture stock :

And whereas it is expedient to empower the Commissioners to create and issue stock and to make provisions for the conversion of their existing debt or any part thereof into such stock :

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And whereas under section 20 of the Tyne Improvement Act 1872 section 19 of the Tyne Improvement Act 1877 and section 6 of the Tyne Improvement Act 1886 the Commissioners are under an obligation from time to time at yearly half-yearly or other intervals to appropriate out of the income of the Tyne Consolidated Fund such sums as (with any accumulation thereof) will be sufficient to pay off within sixty-one years from the passing of the Tyne Improvement Act 1886 (that is to say on or before the fourth day of June one thousand nine hundred and forty-seven) all money borrowed by them but the Commissioners are not obliged to make any such appropriations until after the fourth day of June one thousand eight hundred and ninety-seven :

And whereas the time limited for the completion of the works authorised by any of the Tyne Improvement Acts 1850 to 1890 except the works to which no limit of time is applicable will expire on the fourth day of June one thousand eight hundred and ninety-seven and it is expedient to extend that time :

And whereas the expenditure on those works has been largely defrayed out of the surplus revenue of the Tyne Consolidated Fund and it is proposed to similarly defray a large proportion of the remaining capital expenditure and storms have caused considerable damage to the north pier of the Commissioners which will render necessary large expenditure out of surplus revenue in repairing and reinstating and improving such pier and it is accordingly expedient to further extend the time for the repayment of the debt of the Commissioners :

And whereas it is desirable in other respects to enlarge the powers of the Commissioners and to amend the Tyne Improvement Acts 1850 to 1890 :

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

May it therefore please Your Majesty that it may be enacted and be it enacted by the 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) :—

#### I.—PRELIMINARY.

Short titles.

1. This Act may be cited as the Tyne Improvement Act 1897 and the Tyne Improvement Acts 1850 to 1890 together with this Act may be cited as the Tyne Improvement Acts 1850 to 1897.

Interpretation.

2. Expressions and words to which meanings are assigned by any of the Tyne Improvement Acts have in this Act (unless the context otherwise requires) the same respective meanings.

II.—TYNE IMPROVEMENT REDEEMABLE STOCK.

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(i) *Creation and Charge of Stock.*

3. Subject to the provisions of this Act the Commissioners may from time to time for the purposes of—

Power to create and issue stock.

(1) raising any money which they are for the time being authorised to raise under any of the Tyne Improvement Acts or any Act hereafter to be passed;

(2) paying off any money for the time being owing under any security granted under any of such Acts;

(3) converting any such security into redeemable stock;

create and issue by public tender or otherwise redeemable stock to the amount required for the aforesaid purposes or any of them at such prices not being lower than ninety-five per centum and at such times and on such terms and subject to such conditions and bearing such rates of interest as the Commissioners shall by resolution direct:

The stock created and issued under this Act shall be called 'Tyne Improvement Redeemable Stock and in this Act the word "stock" (unless the context otherwise requires) means stock so created and issued.

4. The stock created and issued under this Act and the interest thereon shall be a charge on the Tyne Consolidated Fund.

Charge of stock.

5.—(1) All stock at any time and from time to time created and issued shall rank equally and shall also rank equally with the mortgages on the Tyne Consolidated Fund granted after the passing of the Tyne Improvement Act 1881 without any priority or preference on any ground whatsoever.

Stock to rank equally.

(2) The interest for the time being payable on all stock shall rank equally and shall also rank equally with the interest on all such mortgages as aforesaid.

(ii) *Redemption of Mortgages and Stock.*

6. All stock shall be redeemable by the Commissioners at par that is to say at the rate of one hundred pounds sterling for every nominal amount of one hundred pounds stock at such time and in such manner as the Commissioners by the resolution for the creation of any portion of stock shall declare with reference to that portion:

Stock to be redeemable at par.

Provided that every portion of stock shall be redeemed by the Commissioners within fifty-five years from the passing of this Act:

Provided also that nothing in this Act shall be construed to prevent the Commissioners from redeeming any stock at a price below par by agreement with the holder of such stock.

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Order of  
repayment  
to be decided  
by lot.

7. Subject to any special conditions as to time of repayment upon which any mortgage or stock shall have been or shall be created and issued whenever the Commissioners shall be desirous to pay off one or more of the mortgages or part of the stock and shall not be able to pay off the whole of such mortgages or stock they shall decide the order in which any such mortgages or stock shall be paid off by lot and shall cause a notice signed by their secretary to be given to the persons entitled to the mortgage or stock to be paid off pursuant to such lot and such notice shall state the sum proposed to be paid off and that the same will be paid together with the interest due thereon at a place to be specified and at the expiration of six months from the date of giving such notice.

Extinction  
of stock  
redeemed.

8. The Commissioners on redeeming any stock by means of appropriations under section 20 of the Tyne Improvement Act 1872 shall obtain a receipt (either endorsed on the certificate or not) from the holder of such stock for the redemption money and such receipt shall operate to extinguish such stock and all interest thereon which has not already become payable and such extinction shall be recorded in the stock register herein-after mentioned. Such receipt may be in the form in the First Schedule to this Act or to the like effect:

The Commissioners shall not create and issue any stock for the purpose of re-borrowing any money paid off by means of such appropriations as aforesaid but subject thereto they may from time to time as occasion may require create and issue stock bearing such interest as they shall fix for the purpose of re-borrowing any other money or of paying off or redeeming any mortgage or stock for the time being bearing a higher rate of interest or any mortgage or stock of which notice of repayment or redemption has been previously given by them or of which the time fixed for repayment or redemption has arrived.

(iii) *Conversion of other Securities into Stock.*

Power to  
convert other  
securities  
into stock.

9.—(1) The Commissioners may enter into an arrangement with the holder of any debenture stock mortgage or other security created or granted by them under any of the Tyne Improvement Acts or under any Act hereafter passed for the conversion of such debenture stock mortgage or other security or any part thereof into an equal nominal amount of stock and the Commissioners may in every such case make such reasonable payment to such holder as they think fit for his consent to such arrangement and such payment shall be chargeable against revenue:

Provided always that the Commissioners may redeem any of the debenture stock on or at any time after the eighteenth day of July one thousand nine hundred and thirty-two at par. A.D. 1897.

(2) Any person who holds any such debenture stock mortgage or other security and who is one of the persons enabled by the Lands Clauses Consolidation Act 1845 to sell land under that Act may consent to any arrangement under this Act for the conversion of such debenture stock mortgage or other security into stock or to the payment of the moneys secured thereby before the time limited for the payment thereof as if such person were the absolute owner in his own right of such debenture stock mortgage or other security and such person is hereby indemnified for so doing.

(3) All stock and moneys issued or paid in substitution for or on account of any such debenture stock mortgage or other security or the moneys secured thereby shall be subject and liable to the same trusts powers provisions declarations agreements charges liens and encumbrances as immediately before the conversion or payment thereof affected such debenture stock mortgage or other security or the moneys secured thereby and every deed or other instrument and every testamentary or other disposition shall take effect with reference to the whole or a proportionate amount of the substituted stock or moneys as the case may be.

(iv) *Effect on Borrowing Powers.*

10. After any moneys have been raised by the Commissioners by the issue of stock or after the conversion of any debenture stock mortgage or other security into stock the Commissioners shall not issue any mortgage or other security for the amounts so raised or converted and the converted debenture stock mortgage or other security shall be cancelled. Restriction on exercise of borrowing powers after issue of stock.

(v) *Registration and Certificates.*

11.—(1) The secretary for the time being of the Commissioners or any banker appointed by them shall be the registrar of stock for the purposes of this Act (in this Act referred to as “the registrar”). Appointment of registrar.

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

12.—(1) The Commissioners or the registrar shall keep books in which shall be entered the names and addresses of holders from time to time of the stock (in this Act referred to as “stockholders”) and Register of stock.

A.D. 1897.     the amounts held by them (in this Act referred to as "the stock register").

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

Certificates  
of pro-  
prietorship  
of stock.

**13.**—(1) On demand of a stockholder the Commissioners shall give to him a certificate of the proprietorship thereof under their common seal specifying the amount of stock to which he is entitled (in this Act referred to as a "stock certificate").

(2) A stock certificate may be in the form in the First Schedule to this Act or to the like effect and shall be *prima facie* evidence of the title of the person therein named his executors administrators successors or assigns to the stock therein specified but the want of a stock certificate if such want be accounted for to the satisfaction of the Commissioners shall not prevent the stockholder from disposing of and transferring the same.

(3) If a stock certificate is worn out or damaged the Commissioners on production thereof may cancel it and give a similar certificate to the stockholder.

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

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

(vi) *Transfer.*

Power for  
stockholder  
to transfer.

**14.** The Commissioners shall on the first creation of any portion of stock decide by resolution whether the whole of the stock by this Act authorised shall be transferable in books or by deed and from and after such decision no other method of transfer than that so decided on shall be good in law :

Every stockholder may in accordance with such resolution transfer all or any part of his stock in books or by deed in manner herein-after prescribed for such respective methods of transfer of stock.

Transfer in  
books.

**15.**—(1) If the resolution of the Commissioners makes the stock transferable in books the provisions of this section shall apply and have effect but not otherwise.

(2) The registrar shall keep books wherein transfers of stock so transferable shall be entered (in this Act referred to as "the stock transfer books").

(3) The transfer in books may be in the form in the First Schedule to this Act or to the like effect.

(4) Every such entry shall be expressed in proper words for the purpose of transfer and shall be signed by the party making the transfer or if he is absent by his agent thereunto lawfully authorised in writing under his hand attested by a witness. A.D. 1897.

(5) The registrar may if he thinks fit require that the agent be so authorised by power of attorney under the hand and seal of the party making the transfer attested by two or more credible witnesses.

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

**16.**—(1) If the resolution of the Commissioners makes the stock transferable by deed the provisions of this section shall apply and have effect but not otherwise. Transfer by deed.

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

(3) Every deed of transfer of stock so transferable may be in the form in the First Schedule to this Act or to the like effect.

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

(5) The deed of transfer when duly executed shall be delivered to and kept by the registrar and the registrar shall enter a memorial thereof in a book to be called the register of transfers of Tyne Improvement Redeemable Stock and shall endorse on the deed of transfer a notice of that entry.

(6) The registrar shall on demand and on delivery of the old stock certificate or on such proof that it cannot be delivered as the registrar with the approval of the Commissioners may require deliver a new stock certificate to the transferee or shall at the option of the transferee make an endorsement of the transfer on the existing stock certificate which endorsement being signed by the registrar shall be equivalent to a new stock certificate.

(7) Until the deed of transfer has been so delivered to the registrar the Commissioners or the registrar shall not be affected thereby and the transferee of the stock shall not be entitled to receive any interest thereon.

**17.**—(1) The registrar before allowing any transfer of stock may if the circumstances of the case appear to him to make it expedient require evidence of the title of any person claiming a right to make the transfer. Evidence on transfer.

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

**18.**—(1) The registrar with the approval of the Commissioners may as regards any portion of stock close the stock transfer books Closing of transfer books.



A.D. 1897. — or the register of transfers of stock (as the case may be) on any day in the month next before that in which interest on that portion of stock is payable but so that the books be not at any time kept closed for more than fifteen days.

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

Stamp duty  
on transfers.

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

(vii) *Transmission.*

Transmis-  
sion on  
death.

**20.—**(1) The property in stock of a deceased stockholder shall be transferable by his executors or administrators notwithstanding any specific bequest thereof.

(2) Where two or more persons are registered as owners of any stock such persons shall be deemed to be joint stockholders with right of survivorship between them.

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

Transmis-  
sion other-  
wise than by  
death of  
holder or  
transfer in  
books or by  
deed.

**21.—**(1) If the property in any stock has become transmitted by any lawful means other than a transfer in books or by deed or than the death of a stockholder satisfactory evidence of the transmission shall be furnished to the registrar by a statutory declaration of one or more competent persons or in such other manner as the registrar may with the approval of the Commissioners require.

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

(3) Until such evidence has been furnished the Commissioners or the registrar shall not be affected by the transmission and no person claiming by virtue thereof shall be entitled to receive any interest on the stock.

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



(viii) *Payment of Interest.*

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**22.** The Commissioners shall pay by the registrar the interest on stock. Payment of interest.

**23.** The Commissioners or the registrar shall not be required to pay to any executors or administrators any interest on stock held by their testator or intestate until the probate of the will or the letters of administration has or have been left with the registrar for registration. Interest to executors &c.

**24.** The registrar before paying any interest on any stock may if the circumstances of the case appear to him to make it expedient require evidence of the title of any person claiming a right to receive the interest and that evidence shall be a statutory declaration of competent persons or of such other nature as the registrar with the approval of the Commissioners may require. Evidence of title.

**25.**—(1) Where more persons than one are registered as joint stockholders any one of them may give an effectual receipt for any interest thereon unless notice to the contrary has been given to the registrar by any other of them. Interest to joint holders.

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

**26.**—(1) Where a stockholder desires to have his interest sent to him by post he may make a request for that purpose to the registrar in writing signed by him in a form approved by the Commissioners and shall give to the registrar an address to which the letters containing the warrants are from time to time to be sent. Interest warrants by post.

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

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

(4) This section shall not apply to cases to which the provisions of section 4 of the National Debt Act 1889 apply.

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(ix) *General Provisions as to Stock.*

Nature and incidents of stock.

**27.** The stock shall be personal estate :

The stock shall not be liable to foreign attachment by the custom of London or otherwise.

Notice of trusts not receivable.

**28.** No notice of any trust express implied or constructive in respect of any stock shall be entered in the stock register or in any other book kept by the Commissioners or the registrar or be receivable by the Commissioners or the registrar or affect the Commissioners through the registrar or otherwise.

Receiver.

**29.—**(1) If at any time any interest due on any stock remain unpaid for two months after demand in writing the person entitled thereto may apply to the High Court for a receiver and the court may if it thinks fit appoint a receiver on such terms as it thinks fit.

(2) The receiver shall have the like power of collecting receiving recovering and applying all dues rates tolls charges and moneys which ought to be carried under the Tyne Improvement Acts to the Tyne Consolidated Fund as the Commissioners or any of their officers would or might have and such other powers and such duties as the court thinks fit and shall apply all dues rates tolls charges and moneys so collected after payment of expenses and costs as the court directs for the purposes of the Tyne Improvement Acts.

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

Protection of stock-holders.

**30.** A person taking or holding stock shall not be concerned to inquire or to take notice whether the creation or issue thereof was or was not within the borrowing powers of the Commissioners or otherwise in accordance with this Act or whether or not the Commissioners or any meeting thereof were or was properly constituted or convened or whether or not the proceedings at any meeting of the Commissioners were legal or regular or to see to the application of any moneys raised by stock or be answerable for any loss or misapplication thereof.

Unclaimed interest.

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

(2) Where any interest remains unclaimed for five years from the time when it became payable the Commissioners shall cause

notice thereof to be sent by post in a registered letter to the stockholder named in their books by the description and at the address therein appearing and so at the expiration of three other successive periods of five years. A.D. 1897.

(3) At the end of every successive period of five years from the day when the first interest becomes payable on stock first issued the Commissioners shall publish an advertisement in a local newspaper circulating in Northumberland and Durham stating what if any interest on stock has then been unclaimed for more than four years and the names and addresses of the stockholders appearing in the stock register when the same became due.

(4) At the end of every successive period of ten years from the day when the first interest becomes payable on stock first issued the Commissioners shall cause all interest unclaimed during that period and then in their hands to be carried to and applied as part of the Tyne Consolidated Fund without prejudice nevertheless to the rights of any person to such interest.

**32.**—(1) If at the end of the period within which any stock is required to be redeemed the Commissioners by reason of the stockholder not being forthcoming or by reason of any doubt as to the ownership of any such stock shall not be able to redeem and extinguish such stock the Commissioners shall invest on securities in which trustees are for the time being empowered by law to invest trust moneys a sum equal to the nominal value of all such stock as cannot be redeemed as aforesaid such sum to be dealt with as herein-after prescribed and thereupon such stock shall be deemed to have been extinguished and such extinction shall be recorded in the stock register. Unclaimed stock.

(2) If before the end of the period within which any stock is required to be redeemed the Commissioners shall have redeemed and extinguished all the stock except such as cannot be redeemed as aforesaid the Commissioners may invest on such securities as aforesaid a sum equal to the nominal value of all such stock as cannot be redeemed as aforesaid such sum to be dealt with as herein-after prescribed and thereupon such stock shall be deemed to have been extinguished and such extinction shall be recorded in the stock register.

(3) Any interest which shall be received by the Commissioners from any investment made in pursuance of this section shall from time to time as and when such interest shall be received be invested by them on such securities as aforesaid.

(4) Any sums and interest invested by the Commissioners as aforesaid shall unless sold for the purpose of satisfying any claim in respect of the stock represented by the same be kept invested

A.D. 1897. as aforesaid for a period of ten years after which time the Commissioners may appropriate the said sums and any accumulations thereon for such purposes as they may see fit without prejudice nevertheless to the rights of any person to the said sums or any part thereof.

Saving of power to borrow otherwise.

**33.** Nothing in this Act shall affect any power of the Commissioners to raise in any other manner any money which they do not think fit to raise by the creation and issue of stock but whenever from time to time after the passing of this Act the Commissioners raise money otherwise than by stock they shall cause to be given to each lender of money so raised notice in writing signed by the secretary or other authorised officer of the Commissioners of the equality of charge which stock has by virtue of section 5 of this Act.

Saving of power of revocation.

**34.** The Commissioners may by resolution revoke at any time in whole or in part any resolution for creation of stock theretofore passed by the Commissioners so far as any stock created by such resolution has not been issued.

Saving of power to sell lands &c.

**35.**—(1) Save as in this Act otherwise provided nothing in this Act shall affect any power or duty of the Commissioners to sell lease or otherwise dispose of any land or property of the Commissioners or to apply any purchase money or other money arising thereby in discharge of any charge on that land or property or the revenues thereof other than the charge of stock or affect any claim of any person under such first-mentioned charge.

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

Saving of existing securities.

**36.** Save as in this Act otherwise provided nothing in or done under this Act shall affect the security priority or rights of any holder of any debenture stock mortgage or other security created or granted by the Commissioners before the passing of this Act or before the first issue of stock under this Act.

Return to Board of Trade as to stock.

**37.** The return to be made under section 4 of the Tyne Improvement Act 1881 to the Board of Trade shall extend to and include all money appropriated in redeeming stock.

Forgery.

**38.** Stock shall be deemed capital stock of a body corporate within the Forgery Act 1861.

**39.** The forms given in the First Schedule to this Act may be used for the purposes therein indicated and the same or forms to the like effect with such variations or additions as circumstances require shall be effectual for those purposes. A.D. 1897.  
Forms.

**40.** Fees not exceeding those specified in the Second Schedule to this Act may be taken by or on behalf of the Commissioners in the cases therein mentioned. Fees.

**41.—(1)** The expenses incurred by the Commissioners in or about the creation and issue of any amount of stock including any sum paid by them for composition for stamp duty thereon and any other expenses shall be payable out of the Tyne Consolidated Fund. Expenses.

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

**42.** All moneys (other than premiums) received by the Commissioners on the issue of any mortgage or stock shall be applied to purposes of the Tyne Improvement Acts to which capital is applicable and not otherwise. Application of moneys raised by mortgage or stock.

**43.** Subject to the provisions of section 20 of the Tyne Improvement Act 1872 all premiums received by the Commissioners on the issue of any mortgage or stock may be applied by them either in meeting expenditure on works or to any other purpose to which the Tyne Consolidated Fund is applicable: Application of premiums.

No premium received by the Commissioners on the issue of any mortgage or stock now or hereafter issued shall be deemed to extinguish the total authorised borrowing powers of the Commissioners or any part thereof.

### III.—EXTENSION OF TIME FOR REPAYMENT OF DEBT AND COMPLETION OF WORKS.

**44.** Section 6 of the Tyne Improvement Act 1886 is hereby repealed and section 20 of the Tyne Improvement Act 1872 section 19 of the Tyne Improvement Act 1877 section 4 of the Tyne Improvement Act 1886 and section 6 of the Tyne Improvement Act 1890 shall be read and have effect as if the period of sixty years referred to in the said Act of 1872 were fifty-five years from the passing of this Act and it shall not be obligatory on the Commissioners to make appropriations under section 20 of the Tyne Improvement Act 1872 until after the expiration of five years from the passing of this Act. Extension of time for repayment of debt.

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Extension  
of time for  
completion  
of works.

45. Section 7 of the Tyne Improvement Act 1886 is hereby repealed and in lieu thereof it is hereby enacted that the time limited by any of the Tyne Improvement Acts 1850 to 1890 for the completion of any of the works authorised by any of such Acts save the dredging and deepening of the bed of the river to which no limit of time is applicable is hereby extended until the expiration of ten years from the passing of this Act and the Tyne Improvement Acts 1850 to 1897 shall be read and have effect accordingly :

Provided always that nothing in this Act contained shall be deemed to extend any power of the Commissioners for making Railways Nos. 1 and 2 described in the deposited plans and sections referred to in the Tyne Improvement Act 1872 over the lands of the Right Honourable Henry George Earl Percy and that any such power shall as from the passing of this Act cease.

#### IV.—ADMISSION TO PIERS.

Admission  
of public to  
piers.

46. The Commissioners may make such arrangements with any person for or with regard to the admission of or use by such person to or of any of their piers and landing places and may make such reasonable charges for such admission or use and may vary such charges as they may from time to time see fit Provided that the Commissioners shall exhibit on a placard at the entrance of every pier or landing stage the charges for admission as fixed or varied from time to time :

Provided that this section shall not apply to any person being a passenger to or from the landing stages at the north and south piers or either of them by any steamer or other boat belonging to the Tyne General Ferry Company so long as any agreement between the said company and the Commissioners in respect of the user of the said landing stages or either of them shall subsist.

Byelaws for  
management  
of piers &c.

47. The Commissioners may make byelaws for regulating the management and use of all or any of their piers and landing places and the admission and conduct of persons thereto and thereon and the exclusion or removal of persons therefrom.

Public right of  
user (if any)  
of pier &c. not  
affected.

48. Nothing in this part of this Act shall affect the right of user (if any) by the public of any pier or landing place of the Commissioners.

#### V.—ALLOWANCES TO OFFICERS AND OTHERS.

Power to  
grant allow-  
ances &c.  
in certain  
cases.

49. The Commissioners may pay or secure to any officer or servant who shall have held an appointment under them whether before or after the passing of this Act upon his retirement from



service such sum in gross or such periodic sum either during his life or any less period as they may think reasonable and any periodic sum may be secured to such officer or servant by bond under the common seal of the Commissioners and the Commissioners may contribute towards the relief of any officer or servant disabled or injured in the service of the Commissioners and the widow or wife and any member or members of the family of any officer or servant dying or disabled or injured in the service of the Commissioners :

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Provided always that any such periodic sum as aforesaid may be granted subject to a condition that the same shall be an inalienable personal provision for the officer or servant to whom it is granted and shall cease if and whenever such officer or servant shall assign charge or encumber or attempt to assign charge or encumber the same or any part thereof or if and whenever the same or any part thereof shall by operation of law or otherwise cease to belong or be payable to such officer or servant or become payable to any other person.

#### VI.—ELECTIONS OF COMMISSIONERS AND AUDITOR.

**50.** The word “co-ownership” used in the Tyne Improvement Act 1890 or this Act means any number of persons not exceeding five who are registered as joint owners of a vessel or of any share or shares therein :

Definition of expressions in Acts of 1875 and 1890.

The word “secretary” used in the Tyne Improvement Commission Act 1875 the Tyne Improvement Act 1890 or this Act shall for the purposes of each of such Acts include the town clerk of any city or borough and the clerk of any county council urban district council or rural district council :

The word “company” used in the Tyne Improvement Commission Act 1875 the Tyne Improvement Act 1890 or this Act shall for the purposes of each of such Acts include any corporation.

**51.** Sub-section (3) of section 7 of the Tyne Improvement Act 1890 is hereby repealed and in lieu thereof it is enacted that—

Qualification of Commissioners.

Any one member but not more than one member of any partnership or co-ownership being on the list of any class of electors may by writing under his hand and expressed to be for and on behalf of such partnership or co-ownership and any company being on any such list may by writing under the hand of the secretary or manager or of any member of such company duly authorised in that behalf and expressed to be for and on behalf of such company nominate any person or any member of any partnership co-ownership or company being on the list of the



A.D. 1897.

same class of electors who shall thereupon be eligible for election as a commissioner by the class of electors to which such partnership co-ownership or company belongs although not otherwise an elector. Provided that any partnership co-ownership or company whose name appears in more than one class shall not exercise the right of nomination in more than one class and the Tyne Improvement Acts 1850 to 1897 shall be read and have effect accordingly.

Person trading under partnership name.

**52.** Any person trading under a partnership name or under any individual name other than his own shall be eligible for nomination by any other elector in his class and for election as a commissioner or an auditor :

Provided always that such person shall previously to the date fixed for the nomination of candidates for election have produced or given to the Commissioners such satisfactory evidence of his so trading as the Commissioners shall reasonably require :

And the Tyne Improvement Acts 1850 to 1897 shall be read and have effect accordingly.

Nomination and voting by executors &c.

**53.** The executor or administrator or any one but not more than one of the executors or administrators of any person on the list of electors who shall have died while such list is in force and the committee (if only one) or any one but not more than one of the committee (if more than one) of any person on the list of electors who shall have become of unsound mind (whether found so by inquisition or not) while such list is in force shall have the same or the like powers of nominating and voting for any candidate for the office of a commissioner or an auditor as such person could have exercised under any of the Tyne Improvement Acts 1850 to 1897 had he been living or of sound mind but nothing herein contained shall confer upon any executor administrator or committee as such any right to become a candidate for the office of a commissioner or an auditor :

Provided always that any executor administrator or committee desirous of nominating or voting as aforesaid shall previously have produced or given to the Commissioners such satisfactory evidence of his being such executor administrator or committee and of his being authorised by the other executors administrators or committee (if any) to exercise such powers of nominating and voting as the Commissioners shall reasonably require.

Qualification of auditor.

**54.** Section 8 of the Tyne Improvement Act 1890 is hereby repealed and in lieu thereof it is enacted that any person not being a commissioner but being on the list of any class of electors and any person not being a commissioner but nominated as provided

by section 51 of this Act and no other person shall be eligible for election as auditor. A.D. 1897.

**55.** Section 11 of the Tyne Improvement Act 1890 is hereby repealed and in lieu thereof it is enacted that any nomination paper voting paper or proxy paper tendered in connexion with any election on behalf of any partnership co-ownership or company shall be signed by a member of the partnership or co-ownership or by the secretary or manager or a member of the company duly authorised in that behalf as the case may be "for and on behalf of" such partnership co-ownership or company :

Nomination  
voting and  
proxy  
papers.

The nomination paper of any person nominated for the office of commissioner or auditor by a partnership co-ownership or company shall contain a statement under the hand of a member of such partnership or co-ownership or of the secretary or manager or a member of such company duly authorised in that behalf that the person so nominated is a member of a specified partnership co-ownership or company if the case so be.

**56.** Section 17 of the Tyne Improvement Commission Act 1875 is hereby repealed and in lieu thereof it is enacted that for the purposes of sections 14 15 and 16 of the Tyne Improvement Commission Act 1875 and of section 51 section 55 and section 64 of this Act a partnership or co-ownership may act by any partner or co-owner in the partnership name or for and on behalf of the co-ownership and a company may act by the secretary or manager or a member appointed for the purpose under the common seal of the company and the Tyne Improvement Acts 1850 to 1897 shall be read and have effect accordingly.

Partnerships  
co-owner-  
ships and  
companies.

**57.** Section 21 of the Tyne Improvement Commission Act 1875 is hereby repealed from the words "A limited company" to the end of the section.

Repeal of  
part of sec-  
tion 21 of  
Act of 1875.

**58.** The words "shipowners" and "shipowner" used in the Tyne Improvement Commission Act 1875 and the Tyne Improvement Act 1890 or this Act shall include any person partnership co-ownership or company who shall have acquired between the thirty-first day of December next preceding the triennial revision of the list of electors and such revision any vessel or any share or shares in a vessel belonging to any other shipowner (herein-after called "the retiring shipowner") if the registered tonnage of the same shall have been included in the statement to be made and delivered to the clerk of the Commissioners in accordance with section 9 of the Tyne Improvement Act 1890 and the number of votes to which the shipowner who shall have acquired such vessel or such share or shares in a vessel and shall be the owner thereof

Change of  
ownership  
of vessels or  
shares before  
triennial  
revision.

A.D. 1897. at the date of such triennial revision (herein-after called "the acquiring shipowner") shall be entitled shall be calculated upon the registered tonnage of the vessel or share or shares of the vessel so acquired added to the registered tonnage (if any) of any vessel or share or shares in any vessel registered in the name of the acquiring shipowner on such thirty-first day of December and the number of votes to which the retiring shipowner shall be entitled shall be calculated upon the registered tonnage of any vessel or share or shares in any vessel registered in the name of the retiring shipowner on such thirty-first day of December after subtracting therefrom the registered tonnage of any vessel or share or shares in any vessel so acquired by the acquiring shipowner :

Provided always that such acquiring shipowner shall previously to such triennial revision of the list of electors have produced or given to the Commissioners such satisfactory evidence of his having acquired such vessel or share or shares of a vessel as the Commissioners shall reasonably require and that such acquiring shipowner shall not be entitled under any circumstances to more than eighteen votes :

And the Tyne Improvement Acts 1850 to 1897 shall be read and have effect accordingly.

Change of ownership of colliery before triennial revision.

**59.** The words "coalowners" and "coalowner" used in the Tyne Improvement Commission Act 1875 the Tyne Improvement Act 1890 and this Act shall include any person partnership or company who shall have acquired at any time before any triennial revision of the list of electors any colliery of or belonging to any other coalowner and where any shipments of coal coke culm or cinders have been made by any coalowner from such colliery within the twelve months ending on the thirty-first day of December next preceding such triennial revision of the list of electors the coalowner who shall have acquired such colliery and shall be the owner thereof at the date of such triennial revision of the list of electors (herein-after called "the acquiring coalowner") but not the coalowner who made the shipments before the colliery was so acquired (herein-after called "the retiring coalowner") shall be entitled to the benefit of such shipments if the same shall have been included in the return to be made and delivered to the clerk of the Commissioners in accordance with section 6 of the Tyne Improvement Commission Act 1875 and sub-section 2 of section 14 of the Tyne Improvement Act 1890 (which return may be made by the acquiring coalowner) so that the number of votes to which the acquiring coalowner shall be entitled shall be calculated upon such shipments added to the shipments (if any) made by him during such twelve months :

Provided always that such acquiring coalowner shall previously to such triennial revision of the list of electors have produced or given to the Commissioners such satisfactory evidence of his having acquired such colliery as the Commissioners shall reasonably require and that such acquiring coalowner shall not under any circumstances be entitled to more than eighteen votes : A.D. 1897.

And the Tyne Improvement Acts 1850 to 1897 shall be read and have effect accordingly.

**60.** The words "traders" and "trader" used in the Tyne Improvement Commission Act 1875 the Tyne Improvement Act 1890 or this Act shall include any person partnership or company who shall have acquired at any time before any triennial revision of the list of electors any business within the Tyne district as defined in the Tyne Improvement Commission Act 1875 of or belonging to any other trader and all payments of any of the Tyne dues mentioned in section 13 of the Tyne Improvement Act 1890 made by any trader in respect of any such business within the twelve months ending on the thirty-first day of December next preceding the triennial revision of the list of electors shall be deemed to have been payments made by the trader who shall have acquired such business and shall be the owner thereof at the date of such triennial revision of the list of electors (herein-after called "the acquiring trader") but not by the trader who shall have made such payments before such business was so acquired (herein-after called "the retiring trader") and the number of votes to which the acquiring trader shall be entitled shall be calculated upon such payments added to the payments (if any) made by him during such twelve months : Change of ownership of business of traders before triennial revision.

Provided always that such acquiring trader shall previously to such triennial revision of the list of electors have produced or given to the Commissioners such satisfactory evidence of his having acquired such business as the Commissioners shall reasonably require and that such acquiring trader shall not be entitled under any circumstances to more than eighteen votes :

And the Tyne Improvement Acts 1850 to 1897 shall be read and have effect accordingly.

**61.** In case any vessel or share or shares in any vessel belonging to any shipowner on the list of electors (herein-after called "the retiring shipowner") shall be acquired by any other person (herein-after called "the acquiring shipowner") at any time while such list shall be in force the acquiring shipowner shall thereupon become entitled to the benefit of the registered tonnage of any such vessel or share or shares in any vessel so acquired on producing or giving to the Commissioners such satisfactory evidence of the acquiring shipowner having acquired any such vessel or such share or shares Change of ownership of vessels or shares during continuance of list.

A.D. 1897. — in any vessel as the Commissioners shall reasonably require and thereupon such list shall be amended by the Commissioners by substituting therein the name of the acquiring shipowner for the name of the retiring shipowner in respect of any such vessel or share or shares in any vessel and on such substitution the acquiring shipowner shall (if the tonnage registered in his name is sufficient) become an elector and the retiring shipowner shall cease to be an elector in respect of any such vessel or share or shares in any vessel :

Provided always that such acquiring shipowner shall not under any circumstances be entitled to more than eighteen votes :

And the Tyne Improvement Acts 1850 to 1897 shall be read and have effect accordingly.

Change of ownership of colliery during continuance of list.

**62.** In case any colliery of any coalowner on the list of electors (herein-after called "the retiring coalowner") shall be acquired by any other person (herein-after called "the acquiring coalowner") at any time while such list shall be in force the acquiring coalowner shall become entitled to the benefit of the shipments of coal coke culm or cinders made from such colliery and included in the return last previously made and delivered to the clerk of the Commissioners in accordance with section 6 of the Tyne Improvement Commission Act 1875 on producing or giving to the Commissioners such satisfactory evidence of the acquiring coalowner having acquired such colliery as the Commissioners shall reasonably require and thereupon such list shall be amended by the Commissioners by substituting therein (if the tonnage shipped in the port and in respect of which Tyne dues have been paid from such colliery added to the tonnage shipped in the port and in respect of which Tyne dues have been paid by the acquiring coalowner be sufficient) the name of the acquiring coalowner for the name of the retiring coalowner in respect of such colliery and on such substitution the acquiring coalowner (if the said tonnage be sufficient) shall become an elector and the retiring coalowner shall cease to be an elector in respect of such colliery :

Provided always that such acquiring coalowner shall not under any circumstances be entitled to more than eighteen votes :

And the Tyne Improvement Acts 1850 to 1897 shall be read and have effect accordingly.

Change of ownership of business of traders during continuance of list.

**63.** In case any business within the Tyne district as defined in the Tyne Improvement Commission Act 1875 of or belonging to any trader on the list of electors (herein-after called "the retiring trader") shall be acquired by any person (herein-after called "the acquiring trader") at any time while such list shall be in force the acquiring trader shall acquire the benefit of all payments of any of

the Tyne dues mentioned in section 13 of the Tyne Improvement Act 1890 made by the retiring trader in respect of any such business on producing or giving to the Commissioners such satisfactory evidence of the acquiring trader having acquired such business as the Commissioners shall reasonably require and thereupon such list shall be amended by the Commissioners by substituting therein (if the payments of the said Tyne dues in respect of such business added to the payment (if any) of Tyne dues made by the acquiring trader are sufficient) the name of the acquiring trader for the name of the retiring trader. On such substitution the acquiring trader (if the said payments are sufficient) shall become an elector and the retiring trader shall cease to be an elector in respect of such business :

Provided always that such acquiring trader shall not under any circumstances be entitled to more than eighteen votes :

And the Tyne Improvement Acts 1850 to 1897 shall be read and have effect accordingly.

**64.** Section 16 of the Tyne Improvement Act 1890 is hereby repealed and in lieu thereof it is enacted that—

- (1) In the case of a partnership or company the votes of such partnership or company shall stand on the revised list of electors in the name of such partnership or company and shall be given as if they were the votes of one individual in the case of a partnership by any partner and in the case of a company by the secretary or manager or any member of such company :
- (2) In the case of a co-ownership the votes of such co-ownership shall stand on such revised list in the names of such co-ownership and any person or company whose name shall appear in the statement made and delivered under section 9 of the Tyne Improvement Act 1890 as a member of such co-ownership shall be entitled to exercise all powers and rights of voting of such co-ownership as an elector under the Tyne Improvement Commission Act 1875 and the Tyne Improvement Act 1890 or this Act :
- (3) In the case of a person trading either in a partnership name or in any name other than his own the votes of such person shall stand on the revised list in the name under which such person is trading and shall be given by such person in such name.

Voting of partnerships co-ownerships and companies and persons trading in partnership name &c.

**65.** Section 17 of the Tyne Improvement Act 1890 shall be read and have effect as if the words “or by the Tyne Improvement Act 1897” were inserted in sub-sections 1.3 and 5 thereof after the words “by this Act” in these subsections.

Amendment of section 17 of Act of 1890 as to voting.



A.D. 1897.

Withdrawal  
from candi-  
dature.

**66.** Any person who has been nominated for election as a commissioner or auditor may by writing under his hand addressed and delivered or sent to the clerk of the Commissioners before the twenty-sixth day of September in the case of a triennial election and within five days after the last day for nomination in the case of an extraordinary vacancy withdraw from his candidature and a person who has so withdrawn shall for the purposes of sections 12 and 20 of the Tyne Improvement Act 1890 and for all other purposes be deemed not to have been nominated at all and the First Schedule to the Tyne Improvement Act 1890 shall be read and have effect accordingly.

Closing of  
poll in  
certain cases.

**67.** If at any meeting held for the election of a commissioner or commissioners or an auditor all the electors on the list have voted or if one hour elapses during which no vote is tendered the chairman of the meeting may thereupon declare the election to be closed and any vote which may be subsequently tendered shall not be receivable and the First Schedule to the Tyne Improvement Act 1890 shall be read and have effect accordingly.

#### VII.—MISCELLANEOUS ENACTMENTS.

Vessels with  
ballast &c.  
to be cast  
into sea not  
to leave port  
in fog or  
snowstorm.

**68.** During any fog or snowstorm any vessel containing ballast ashes refuse rubbish or other substances intended to be discharged or cast into the sea shall not leave the port without an official on board appointed by the Commissioners and paid by the owner of such vessel. Any master or person in charge of any vessel offending against this section shall be liable to a penalty not exceeding the sum of ten pounds for each offence but no such penalty shall be recoverable if such official shall not be appointed or if he shall fail to attend on board if required by the owner or master or person in charge of such vessel.

Amendment  
of section 5  
of Act of  
1877.

**69.** Section 5 of the Tyne Improvement Act 1877 shall be read and have effect as if after the word "port" there had been inserted the words "and in respect of ships or vessels and of steam vessels built and launched in the Tyne and of propelling machinery put on board any vessel":

Provided that vessels built and launched on the Tyne and on which the dues of fourpence per ton register and fourpence per ton weight of machinery named in Schedule B of the Act of 1877 as amended by this Act are leviable shall not either as incompleated hulls leaving the Tyne for another port for machinery and returning to the Tyne for completion or as vessels leaving the Tyne for trial trips and returning to the Tyne immediately after such trial trips be liable for the due of twopence halfpenny per



register ton leviable under clause 8 of the Act of 1877 on vessels "entering or leaving the port without receiving delivering or discharging cargo." A.D. 1897.

**70.** The Tyne Improvement Acts 1850 to 1890 shall be read and have effect as if each of them had contained a declaration that the Harbours Docks and Piers Clauses Act 1847 was incorporated therewith except the words "authorising the construction or improving of an harbour dock or pier" in clause 2 of that Act and the Harbours Docks and Piers Clauses Act 1847 is incorporated with this Act except the same words. Provided that the Commissioners need not unless required by the Board of Trade provide life boats mortars rockets tackle crews and persons as prescribed by section 16 or a tide or weather gauge and barometer as prescribed by section 18 of the Harbours Docks and Piers Clauses Act 1847 and shall not be liable to the penalties for not providing the same prescribed by section 17 or section 19 respectively of the same Act.

Incorporation of part of Harbours Docks and Piers Clauses Act 1847 with Acts 1850 to 1890 and with this Act.

**71.** The expression "the special Act" used in the Harbours Docks and Piers Clauses Act 1847 shall be construed to mean and include each and every of the Tyne Improvement Acts 1850 to 1890 and this Act. Section 2 of the Harbours Docks and Piers Clauses Act 1847 as affecting the Tyne Improvement Acts 1850 to 1890 and this Act shall be read and have effect as if in the definition of the "special Act" the words "or any part thereof" had been inserted after the words "which this Act."

Tyne Improvement Acts 1850 to 1897 to be special Acts within the meaning of Harbours Docks and Piers Clauses Act 1847.

**72.** The Commissioners may provide and maintain tugs fire engines and pumps and dock police and may make in respect of the use or employment thereof such reasonable charges as they may see fit.

Powers as to tugs fire engines pumps and dock police.

**73.** Notwithstanding anything in the Tyne Improvement Acts 1850 to 1897 or in any Act incorporated with any of such Acts contained the Commissioners may by resolution declare that any land acquired by them and not appropriated to any of the purposes of such Acts is superfluous land and in the meantime the Commissioners may let or utilise for any purpose any such land:

Powers as to lands.

At the termination of the tenancies of the lands coloured red on the plan signed by Colonel Robert Gunter the chairman of the committee of the House of Commons to whom the Bill for this Act was referred in existence at the date of the passing of this Act the corporation of South Shields (herein-after called "the corporation") shall become the tenants of such lands and shall pay to the Commissioners in respect of such lands the same rentals as are paid under the existing tenancies:

A.D. 1897. — The whole of the lands comprised in the areas coloured blue on the said plan shall be let to the corporation by the Commissioners at a rental to be agreed upon between the corporation and the Commissioners and in case the corporation and the Commissioners are unable to agree on such rental at a rental to be fixed by an arbitrator to be appointed under the Arbitration Act 1889 The tenancy of all lands let to the corporation by the Commissioners shall be subject to be terminated by three months notice in writing and such tenancy shall not be terminated by the Commissioners unless the lands included therein are required by the Commissioners for any of the purposes of their Acts Provided that in the event of the Commissioners receiving an offer for a tenancy subject to a three months notice to quit of any such lands at a higher rental than the rent for the time being paid by the corporation the corporation shall be entitled to continue their tenancy of such lands upon payment of such higher rental subject to its being shown to the satisfaction of an arbitrator to be appointed under the Arbitration Act 1889 that such offer as aforesaid is a bonâ fide one :

The Commissioners shall not permit or so far as in their power assent to the permitting the use of the railway for any purposes other than the purposes of their Acts :

Provided always that nothing contained in this section shall apply to any land acquired by the Commissioners under the Tyne Improvement Act 1867 or the Tyne Improvement Act 1872 either compulsorily or by agreement either from the Most Noble George Duke of Northumberland or the Most Noble Algernon George Duke of Northumberland or the heirs successors in estate or assigns of them or either of them unless the Commissioners shall have obtained his or their previous written consent thereto.

Works  
below high-  
water mark  
not to be  
commenced  
without con-  
sent of  
Board of  
Trade.

74. The Commissioners shall not under the powers of this Act construct on the shore of the sea or of any creek bay arm of the sea or navigable river communicating therewith where and so far up the same as the tide flows and reflows any work without the previous consent of the Board of Trade to be signified in writing under the hand of one of the secretaries or assistant secretaries of the Board of Trade and then only according to such plan and under such restrictions and regulations as the Board of Trade may approve of such approval being signified as last aforesaid and where any such work may have been constructed the Commissioners shall not at any time alter or extend the same without obtaining previously to making any such alteration or extension the like consents or approvals If any such works be commenced or completed contrary to the provisions of this Act the Board of Trade may abate and

remove the same and restore the site thereof to its former condition at the costs and charges of the Commissioners and the amount of such costs and charges shall be a debt due from the Commissioners to the Crown and shall be recoverable accordingly with costs. A.D. 1897.  
—

75. Nothing contained in this Act shall authorise the Commissioners to take use or in any manner interfere with any portion of the shore or bed of the sea or of any river channel creek bay or estuary or any right in respect thereof belonging to the Queen's most Excellent Majesty in right of Her Crown and under the management of the Board of Trade without the previous consent in writing of the Board of Trade on behalf of Her Majesty (which consent the Board of Trade may give). Saving right of the Crown in the foreshore.

76. Nothing contained in this Act shall authorise the Commissioners 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 exerciseable by the Queen's Majesty. Saving rights of the Crown.

77. The provisions of section 43 of the Tyne Improvement Act 1890 are hereby extended to this Act and any Act incorporated with this Act. Prosecution of offences and recovery and application of penalties.

78. 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 out of the revenues of the Commissioners. Costs of Act.

A.D. 1897.      The SCHEDULES referred to in the foregoing Act.

FIRST SCHEDULE.

FORM OF STOCK CERTIFICATE.

TYNE IMPROVEMENT REDEEMABLE STOCK.

Created on the                      day of  
Issued on the                      day of

To be redeemed on the                      day of                      1952.

At the option of the Tyne Improvement Commissioners this stock may be redeemed on or at any time after the                      day of                      on six months previous written notice given by them.

Certificate No.

This is to certify that A.B. of                      is the proprietor of                      pounds of TYNE IMPROVEMENT REDEEMABLE STOCK bearing interest at the rate of £                      per cent. per annum payable half-yearly subject to the enactments relating thereto and to the condition that no interest thereon will be payable by the Tyne Improvement Commissioners for any period beyond the date of redemption.

Given under the common seal of the Tyne Improvement Commissioners this                      day of                      18                      .

(L.S.)  
Chairman.  
Secretary.

N.B.—This certificate must be surrendered before any transfer whether for the whole or any portion of the stock can be registered or a new certificate issued in exchange.

FORM OF TRANSFER IN BOOKS.

TYNE IMPROVEMENT COMMISSION.

TYNE IMPROVEMENT REDEEMABLE STOCK (£                      PER CENT.).

<sup>I</sup><sub>we</sub> A.B. of                      in consideration of the sum of                      pounds paid to <sup>me</sup><sub>us</sub> by C.D. of                      (herein-after called the said transferee...) do hereby transfer to the said transferee... the sum of                      pounds TYNE IMPROVEMENT REDEEMABLE STOCK standing

A.D. 1897.

As witness our hands the                      day of

Witness to the signature of the said A.B. A.B.

Witness to the signature of the said C.D. C.D.

FORM OF DEED OF TRANSFER.

I  
we A.B. of in consideration of the sum of  
pounds paid to <sup>me</sup><sub>us</sub> by C.D. of (herein-after called the  
said transferee...) do hereby transfer to the said transferee... the sum of  
pounds TYNE IMPROVEMENT REDEEMABLE STOCK standing  
[or part of the stock standing] in <sup>my</sup><sub>our</sub> name... in the books of the Tyne  
Improvement Commissioners To hold unto the said transferee... <sup>his</sup><sub>their</sub>  
executors administrators and assigns [or successors and assigns] subject to  
the several conditions on which I  
we hold the same at the time of the execution  
hereof and I  
we the said transferee... do hereby accept the said stock subject to  
the same conditions.

As witness our hands and seals the                      day of                      .

Signed sealed and delivered by the  
said A.B. in the presence of                      A.B.                      (L.S.)

Signed sealed and delivered by the  
said C.D. in the presence of C.D. (L.S.)

**FORM OF SEPARATE RECEIPT.**

I hereby acknowledge that I have received from the Tyne Improvement Commissioners the sum of in full discharge of all claims upon them in respect of the sum of £  
TYNE IMPROVEMENT REDEEMABLE STOCK registered in my name in their register and all interest thereon.

As witness my hand this                      day of                      18 .

**Witness**

FORM OF RECEIPT FOR ENDORSEMENT OR SUBSCRIPTION.

I hereby acknowledge that I have received from the [within above] named Tyne Improvement Commissioners the sum of £ in full discharge of all claims upon them in respect of the [within above] mentioned stock and the interest thereon.

As witness my hand this                      day of                      18 .

**Witness**

A.D. 1897.

## SECOND SCHEDULE.

## FEES.

	£	s.	d.
On original issue of stock receipt or stock certificate	-	0	2 6
On any new stock certificate	-	0	2 6
On transfer in books	-	0	2 6
On registering transfer by deed	-	0	2 6

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