



CHAPTER cxxxii.

An Act to enable His Majesty's Postmaster-General to acquire lands in London Chester Bournemouth Eastbourne and Southgate for the Public Service and for other purposes. A.D. 1907.
[21st August 1907.]

WHEREAS further accommodation for the purposes of the public service is required by the Postmaster-General in the metropolitan borough of Wandsworth the city of Chester the county borough of Bournemouth the borough of Eastbourne and the urban district of Southgate and it is expedient that he be empowered to acquire certain lands and buildings in such metropolitan borough city county borough borough and district respectively for the purposes aforesaid and to erect buildings on any lands so acquired and on certain lands recently acquired by him in the parishes of Christ Church St. Sepulchre and St. Botolph Without Aldersgate in the city of London and in the parish and county borough of Bournemouth in the county of Southampton :

And whereas the objects aforesaid cannot be effected without the authority of Parliament :

And whereas plans showing the respective lands to be acquired by the Postmaster-General for the purposes of the public service under the authority of this Act with books of reference containing the names of the owners or reputed owners lessees or reputed lessees and of the occupiers of the lands which may be taken compulsorily under this Act have been deposited with the clerks of the peace for the several counties in which such lands are situated respectively which plans and

A.D. 1907. books of reference are in this Act respectively referred to as
 — “the deposited plans” and “the deposited books of reference”:

Be it therefore enacted by the King's most Excellent Majesty by and with the advice and consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled and by the authority of the same as follows:—

Incorporation of
 8 & 9 Vict.
 c. 18;
 23 & 24 Vict.
 c. 106; and
 32 & 33 Vict.
 c. 18 &c.

1. The Lands Clauses Acts are subject to the provisions of this Act incorporated with this Act with the following exceptions and modifications viz.:—

- (a) The provisions relating to the sale of superfluous land and access to the special Act and section one hundred and thirty-three of the Lands Clauses Consolidation Act 1845 (relating to land tax and poor rate) shall not be incorporated with this Act:
- (b) In the construction of this Act and the Lands Clauses Acts this Act shall be deemed to be the Special Act and the Postmaster-General shall be deemed to be the promoter of the undertaking:
- (c) The bond required by section eighty-five of the Lands Clauses Consolidation Act 1845 shall be under the corporate seal of the Postmaster-General and shall be sufficient without the addition of the sureties in the said section mentioned:
- (d) All claims for compensation made upon the Postmaster-General under this Act or any Act incorporated herewith shall if the person claiming has no greater interest in the land in respect of which compensation is claimed than as tenant from year to year or as a leaseholder for any term of which not more than eighteen months remain unexpired at the time at which the claim is made be determined in manner provided by section one hundred and twenty-one of the Lands Clauses Consolidation Act 1845.

Power to
 acquire
 lands.

2.—(1) Subject to the provisions of this Act it shall be lawful for the Postmaster-General to purchase and acquire for the purposes of this Act all or any of the lands shown on the deposited plans and described in the deposited books of reference:

Provided that the purchase of the lands shown on the deposited plan relating to lands in the parish and county borough

of Bournemouth shall be carried out in accordance with the provisions of an agreement dated the twenty-sixth day of April one thousand nine hundred and seven and made between the Reverend John Clayton the Reverend George Sidgreaves and the Reverend Arthur George Knight of the one part and the Right Honourable Sydney Charles Buxton M.P. His Majesty's Postmaster-General on behalf of his Majesty of the other part (which agreement is identified by the signature of Sydney C. Buxton the Chairman of the Committee of the House of Commons to which the Bill for this Act was referred) and the purchase money and compensation payable by the Postmaster-General for the acquisition of such lands shall be the sum specified in the said agreement. Provided also that the Postmaster-General shall not purchase or acquire under this Act the lands shown on the deposited Plan No. 1 relating to lands in the parish and urban district of Southgate.

(2) Any lands acquired by the Postmaster-General for the purposes of the public service under the authority of this Act shall be vested in and be held by him in his corporate capacity on behalf of His Majesty His heirs and successors for the service of the Post Office.

3. If any omission mis-statement or erroneous description is found to have been made of any lands or of any owners lessees or occupiers of any lands shown or intended to be shown on the deposited plans or described in the deposited books of reference the Postmaster-General may apply to two justices for the correction thereof after giving ten days notice to the owners lessees or occupiers of the lands affected by the proposed correction and if it appears to the justices that such omission mis-statement or erroneous description arose from mistake they shall so certify stating the particulars thereof and their certificate shall be deposited as if the same had originally formed part of the deposited plans or deposited books of reference (as the case may be) and shall be kept therewith and shall be deemed to be part thereof and thereupon the deposited plans or deposited books of reference (as the case requires) shall be deemed to be corrected according to the certificate and the Postmaster-General may enter on purchase take hold and use the lands to which the certificate relates accordingly.

Correction of errors &c.

4. It shall be lawful for the Postmaster-General and for his surveyors officers and workmen at all reasonable times in the daytime to enter into and upon any of the lands shown on the

Power to Postmaster-General to enter lands

A.D. 1907.
 —
 for purpose
 of surveying.

deposited plans and described in the deposited books of reference for the purpose of surveying or valuing such lands on giving for the first time twenty-four hours and afterwards from time to time twelve hours previous notice in writing to the owners or occupiers thereof.

Power to
 erect build-
 ings and
 form roads.

5.—(1) It shall be lawful for the Postmaster-General to pull down and remove all or any buildings erected on any lands which are shown on the deposited plans and which are purchased by him and on the lands so purchased and on certain other lands already acquired by the Postmaster-General and situate in the Parishes of Christ Church St. Sepulchre and St. Botolph Without Aldersgate in the City of London and formerly part of the site of Christ's Hospital and on certain other lands already acquired by him and situate in Beckford Road and Albert Road in the parish and county borough of Bournemouth in the county of Southampton and adjoining the lands in the said parish and county borough intended to be acquired under the authority of this Act to construct buildings and works for the service of the post office and to make such approaches widenings and alterations of thoroughfares and do all such other things as in his opinion are necessary or expedient for the execution of any of the purposes of this Act.

(2) The Postmaster-General (with the consent of the Treasury) may enter into contracts and agreements with any local authority within the boroughs and places to which this Act relates with reference to the formation diversion or alteration of streets and highways and with reference to a sale lease or exchange of land for the purposes aforesaid and may make money payments in respect thereof.

Extinction
 of rights of
 laying pipes
 and other
 easements.

6.—(1) The Postmaster-General may divert alter and stop up any street roadway or passage within the limits of any of the lands shown on the deposited plans so soon as such lands are acquired by him.

(2) All rights of way rights of laying down or continuing pipes sewers or drains on through over or under any of the lands shown on the deposited plans or on through over or under the lands already acquired by the Postmaster-General in the City of London and the parish and county borough of Bournemouth as in this Act mentioned and all other public or private rights or easements in over or relating to such lands or any part thereof shall as from the date of the acquisition by the Postmaster-

General of such lands respectively be extinguished and all the soil of those ways and the property in such pipes sewers or drains shall be vested in the Postmaster-General in such capacity and for such purpose as aforesaid.

(3) Where any cellar or vault forming part of any of the lands shown on the deposited plans extends under any public thoroughfare the acquisition by the Postmaster-General under this Act of such vault or cellar shall not be deemed to authorise the Postmaster-General to stop up or except as may be agreed with the local authority to divert or alter such public thoroughfare.

(4) Any person may recover from the Postmaster-General such compensation (if any) as he may be entitled to under the provisions of the Lands Clauses Acts for any private rights or private property of which he may be deprived in pursuance of this section the amount of such compensation to be determined in manner provided by the Lands Clauses Acts or the Postmaster-General may at his discretion grant rights and easements in lieu of any rights or easements extinguished under this Act and in substitution for money payments or other considerations and if any person is dissatisfied with the exercise of such power he may proceed in the manner prescribed by the Lands Clauses Acts in relation to the injurious affecting of lands.

8 & 9 Vict.
c. 18.
23 & 24 Vict.
c. 106; and
32 & 33 Vict.
c. 18 &c.

7. Nothing in this Act shall affect any rights or jurisdiction of the London County Council or of the mayor and commonalty and citizens of the city of London or of the council of any metropolitan or other borough or of any urban district in relation to any sewers drains or watercourses.

Saving for
local author-
ities.

8. The limit of time for the compulsory purchase of lands under this Act shall be three years.

Time for
compulsory
purchase.

9.—(1) Any land tax assessed on the first day of January one thousand nine hundred and seven on any part of any of the lands shown on the deposited plans and described in the deposited books of reference or on any part of any of the lands already acquired by the Postmaster-General as in this Act mentioned shall as from the date of the purchase or acquisition by the Postmaster-General of the lands on which it is assessed be deemed to have been redeemed at the price and in accordance with the conditions provided by the Finance Act 1896 and the Land Tax Acts therein defined and from and after such date no sum shall be assessed or charged in respect of land tax on any part of such lands.

Land tax.

59 & 60 Vict.
c. 28.

A.D. 1907.

(2) The Commissioners of Inland Revenue shall grant a certificate of exoneration from assessment to land tax of any lands purchased or acquired by the Postmaster-General under this Act or already acquired by him as in this Act mentioned and that certificate shall be registered by the officer appointed for the registry of contracts for the redemption of land tax.

Sanction of
Treasury
required to
purchase
under this
Act.

10.—(1) No purchase shall be made by the Postmaster-General under the authority of this Act without the sanction of the Treasury.

(2) Any such sanction may be given either generally or in respect of any particular purchase contract or agreement and a vendor to or purchaser from or person contracting with the Postmaster-General shall not be bound or entitled to inquire whether such sanction has been given.

Short title.

11. This Act may be cited as the Post Office (Sites) Act 1907.

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