



CHAPTER lxxxvi.

An Act to make further provision as to the fares chargeable in respect of certain tramways and light railways in the county borough of Swansea. A.D. 1935.
[2nd August 1935.]

WHEREAS the Swansea Improvements and Tramways Company (hereinafter referred to as "the Company") were incorporated by the Swansea Improvements and Tramways Act 1874 for the purposes of making new streets street improvements and tramways in and near Swansea and have constructed a system of tramways in the county borough of Swansea in pursuance of powers conferred by the Acts and Order mentioned in the First Schedule to this Act :

And whereas the mayor aldermen and burgesses of the borough of Swansea (hereinafter referred to as "the corporation") have constructed certain light railways in roads and tramways in the county borough of Swansea in pursuance of powers conferred by the Order and Acts mentioned in the Second Schedule to this Act most of which light railways and tramways are extensions of the tramways of the Company :

And whereas by an agreement made on the ninth day of November nineteen hundred and eleven between the Company and the corporation and confirmed by the Swansea Corporation Act 1912 and set out in the First Schedule to that Act it was provided (inter alia) that—

- (1) The corporation should be entitled to purchase the tramway undertaking of the Company in the

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county borough of Swansea on the thirty-first day of December in the year nineteen hundred and forty-two or any subsequent seventh year on the terms contained in section 43 of the Tramways Act 1870;

- (2) Certain former leases by the corporation to the Company of the tramways and light railways of the corporation should be surrendered; and
- (3) The corporation should lease their several tramways and light railways to the Company for terms of years commencing on the first day of January nineteen hundred and twelve and expiring on the date on which the corporation should purchase the tramway undertaking of the Company :

And whereas by a lease dated the sixteenth day of October nineteen hundred and eighteen the corporation demised to the Company all of the tramways and light railways of the corporation as then existing and the electrical equipment thereof and certain other property for the terms of years reserved by the lease and at the rents and subject to the conditions stated in the lease and by a supplemental lease dated the first day of September nineteen hundred and twenty-three the corporation demised to the Company an additional tramway constructed by the corporation and the electrical equipment thereof at the rent therein mentioned and for a term of years expiring on the date on which the term of years mentioned in the first mentioned lease with respect to the tramways and light railways demised by that lease will expire and subject to the same conditions as stated in that lease :

And whereas all of the tramways constructed by the Company and the tramways and light railways leased to them by the corporation are now being operated by the Company as one system :

And whereas the fares now leviable by the Company for passengers conveyed on the tramways and light railways so being operated by them are regulated by the Swansea Tramways (Temporary Increase of Charges) Order 1934 (S.R. & O. 1934 No. 1431) which has effect until the thirty-first day of December nineteen hundred and thirty-five :

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And whereas it is expedient that provision be made as in this Act contained with respect to the maximum fares to be leviable by the Company after the passing of this Act in respect of passengers conveyed on the said tramways and light railways :

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And whereas the purposes of this Act cannot be effected without the authority of Parliament :

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

1. This Act may be cited as the Swansea Tramways Act 1935. Short title.

2. In this Act unless the subject or context otherwise requires the following words and expressions have the respective meanings hereinafter mentioned :— Interpretation.

“ The Company ” means the Swansea Improvements and Tramways Company ;

“ The corporation ” means the mayor aldermen and burgesses of the borough of Swansea ;

“ The Company's tramways ” means the tramways constructed by the Company under the Acts and Order mentioned in the First Schedule to this Act and being worked by the Company at the passing of this Act ;

“ The corporation's tramways ” means the tramways and light railways constructed by the corporation under the Order and Acts mentioned in the Second Schedule to this Act and being worked by the Company at the passing of this Act ;

“ The tramways ” means the Company's tramways and the corporation's tramways ;

“ The Minister ” means the Minister of Transport.

3.—(1) Notwithstanding anything in the Acts and Orders mentioned in the First and Second Schedules to this Act the Company shall (subject to the provisions of the next succeeding section of this Act) be entitled to demand levy and recover in respect of passengers conveyed on the tramways fares not exceeding the fares in operation on the tramways on the fifth day of October nineteen hundred and thirty-four. Fares.

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(2) The Swansea Tramways (Temporary Increase of Charges) Order 1934 (S.R. & O. 1934 No. 1431) is hereby repealed.

(3) The Company shall keep open for public inspection at their local office or depot a list of the fares and stage points in operation on the said fifth day of October nineteen hundred and thirty-four.

Periodical
revision of
fares.

4.—(1) If at any time after the thirty-first day of December nineteen hundred and thirty-six or after twelve months from the date of any order made in pursuance of this section in respect of the tramways or any portion thereof it is represented in writing to the Minister by the corporation or by the Company that all or any of the fares demanded and taken in respect of passengers conveyed on the tramways or on such portion should be revised the Minister may (if he thinks fit) direct an inquiry and if the person holding the inquiry reports that it has been proved to his satisfaction that all or any of the fares should be revised the Minister may by order in writing alter modify reduce or increase all or any of such fares and thenceforth such order shall be observed until the same is revoked or modified by a further order of the Minister made in pursuance of this section.

(2) The corporation or the Company on making any representation under subsection (1) of this section shall send a copy of the representation to the other of them who shall be entitled within one month from the receipt of such copy to make objections or representations thereon in writing to the Minister and to be heard on such objections or representations at any inquiry directed by the Minister with respect to the first-mentioned representation.

(3) The Minister may hold such inquiries as he may consider necessary in regard to the exercise of any powers and duties conferred or imposed upon him under this section and subsections (2) to (5) of section 290 of the Local Government Act 1933 shall apply to such inquiries as if they were inquiries held under subsection (1) of that section and the Company were a local authority.

Costs of
Act.

5. All costs charges and expenses of and incidental to the preparing for obtaining and passing of this Act and otherwise in relation thereto shall be paid by the South Wales Transport Company Limited.

The SCHEDULES referred to in the foregoing Act.

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FIRST SCHEDULE.

ACTS AND ORDER RELATING TO TRAMWAYS OF SWANSEA IMPROVEMENTS AND TRAMWAYS COMPANY.

Session and chapter.	Short title.
37 & 38 Vict. c. cxxxviii	- Swansea Improvements and Tramways Act 1874.
41 & 42 Vict. c. cxlvii	- Swansea Improvements and Tramways Act 1878. Swansea Tramways (Extension) Order 1879.
45 & 46 Vict. c. cxxviii	- Swansea Tramways Act 1882.
60 & 61 Vict. c. ccxxvi	- Swansea Improvements and Tramways Act 1897.

SECOND SCHEDULE.

ACTS AND ORDER RELATING TO TRAMWAYS AND LIGHT RAILWAYS OF SWANSEA CORPORATION.

Session and chapter.	Short title.
	Swansea and District Light Railways Order 1902.
2 Edw. 7 c. ccxxxii	- Swansea Corporation Act 1902.
2 & 3 Geo. 5 c. xcix	- Swansea Corporation Act 1912.

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