

Tramways Act, 1886

Section 23 - LEASE OF, OR WORKING OF, TRAMWAY BY LOCAL AUTHORITY

1) When a local authority has under the authority of an order completed a tramway, or has under the provisions of this Act or of an order acquired possession of a tramway, it may, by a lease to be approved by the33[Government], let to any person the right of user of the tramway and of demanding and taking the authorized tolls. (2) On the determination of a lease the local authority may from time to time let the right for such further term and on such conditions as the33[Government] may approve. (3) Every lease made under this section shall imply a condition of re- entry if at any time after the making thereof it is proved to the satisfaction of the 33[Government] that the lessee has practically discontinued the working of the tramway lease, or of any part thereof, for the space of one month with- out a reason sufficient, in the opinion of the33[Government], to warrant the discontinuance. (4) Notice of the intention of the local authority to make a lease shall be given in manner prescribed. (5) If the local authority cannot by means of a lease obtain what it deems to be a fair rent for the tramway, it may itself with the previous sanction of the33[Government] directs, place and run carriages upon the tramway, and demand and take the authorized tolls in respect of the use of the carriages.