CHAPTER cxxxi.

An Act for conferring further powers upon the Cheshire Lines Committee and upon the Three Companies represented upon that Committee. A.D. 1881.

[18th July 1881.]

WHEREAS it is expedient that further powers in various respects be conferred upon the Cheshire Lines Committee (herein-after called the Committee) incorporated by the Cheshire Lines Act 1867 and upon the three companies represented on that Committee viz. the Great Northern Railway Company the Manchester Sheffield and Lincolnshire Railway Company and the Midland Railway Company and that the Committee be authorised to enter upon use and hold the lands herein-after mentioned and shown on the deposited plans referred to in this Act for the general purposes of their undertaking: 30 & 31 Vict. c. ccvii.

And whereas it is expedient that the Committee be authorised to alter the levels of a portion of railway No. 1 authorised by the Manchester Sheffield and Lincolnshire Railway (Extension to Liverpool) Act 1865 herein-after referred to as the Act of 1865: 28 & 29 Vict. c. cccIxxviii.

And whereas it is expedient that the time limited by the Manchester Sheffield and Lincolnshire Railway Act 1878 for the construction of so much of railway No. 1 aforesaid as is herein-after in that behalf described should be extended: 41 & 42 Vict c. xxx.

And whereas it is expedient that further provision be made respecting the holding and disposal of lands belonging to the Committee:

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

And whereas plans and sections describing the lines and levels of works authorised by this Act and books of reference to those plans containing the names of the owners or reputed owners lessees or reputed lessees and of the occupiers of lands in the lines of the proposed works or within the limits of deviation as defined on the plans and describing those lands and plans of the other lands by this Act authorised to be taken compulsorily with like books of reference

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thereto have been deposited with the clerk of the peace for the counties of Chester and Lancaster and are in this Act respectively referred to as the deposited plans sections and books of reference:

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 authority of the same as follows (that is to say):—

Short title.

1. This Act may be cited as the Cheshire Lines Act 1881.

Incorporation of general Acts.

2. The following enactments (as far as the same respectively are applicable for the purposes of and not varied by or inconsistent with this Act) are hereby incorporated with this Act (namely):—

The Lands Clauses Consolidation Acts 1845 1860 and 1869:

8 & 9 Vict. c. 18. 23 & 24 Vict. c. 106. 32 & 33 Vict. c. 18. 8 & 9 Vict. c. 16.

The provisions of the Companies Clauses Consolidation Act 1845 with respect to the matters following (that is to say) the distribution of the capital of the Company into shares the transfer or transmission of shares the payment of subscriptions and the means of enforcing the payment of calls the forfeiture of shares for nonpayment of calls the remedies of creditors of the Company against the shareholders the borrowing of money of the Company on mortgage or bond the conversion of the borrowed money into capital the consolidation of the shares into stock the general meetings of the Company and the exercise of the right of voting by the shareholders the making of dividends the giving of notices and the affording access to the special Act by all parties interested:

26 & 27 Vict. c. 92.

Part II. of the Railways Clauses Act 1863 relating to extension of time:

26 & 27 Vict. c. 118.

Parts I. II. and III. of the Companies Clauses Act 1863 relating respectively to cancellation and surrender of shares additional capital and debenture stock.

Interpretation.

3. In this Act—

"The Great Northern Company" means the Great Northern Railway Company:

"The Sheffield Company" means the Manchester Sheffield and Lincolnshire Railway Company:

The Midland Company" means the Midland Railway Company:

"The Three Companies" means the Manchester Sheffield and Lincolnshire Railway Company the Great Northern Railway Company and the Midland Railway Company:

"The Committee" means the Cheshire Lines Committee.

Terms to which meanings are assigned in enactments incorporated with this Act or which have therein special meanings have in this Act the same respective meanings and in this Act and for the purposes of this Act in any enactments incorporated with this Act the term "court of competent jurisdiction" shall have effect as if the debt or demand with respect to which it is used was a common simple contract debt and not a debt or demand created by statute and the term "superior court" shall include any court of competent jurisdiction and the expression "the undertaking" shall mean the undertaking by this Act authorised "the promoters of the undertaking" and "the Company" shall mean and apply to the Committee.

Power for Committee to take lands referenced.

4. Subject to the provisions of this Act the Committee may enter on take and use for the general purposes of their undertaking all or any of the following lands and buildings delineated on the deposited plans and described in the deposited books of reference (that is to say):—

Certain lands and buildings situate in the township of Brinnington in the parish of Stockport in the county of Chester and abutting upon the northerly and southerly sides of the Stockport and Woodley branch of the railway of the Committee.

Certain other lands and buildings situate in the township of Etchells in the parish of Northenden in the county of Chester lying and abutting upon the north and south sides of the Stockport and Timperley branch of the railway of the Committee at and adjoining the Northenden station on that railway.

Certain other lands and buildings situate in the township of Marton in the parish of Delamere in the county of Chester lying and abutting upon the south side of the Winsford branch of the railway of the Committee at the Whitegate station on that railway.

Certain other lands and buildings situate in the township of Eddisbury in the parish of Delamere in the county of Chester abutting upon the south side of the West Cheshire branch of the railway of the Committee adjoining the Delamere station on that railway.

Certain other lands and buildings situate in the township of Knutsford Inferior and Bexton both in the parish of Knutsford in the county of Chester adjoining the westerly side of the railway of the Committee and near to the Knutsford station on that railway.

Certain other lands and buildings situate in the township of Heaton Norris in the parish of Manchester in the county of Lancaster abutting on the south side of the Stockport and

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Timperley branch of the railway of the Committee and adjoining the bridge carrying the highway from Stockport to Didsbury over that railway.

Certain other lands and buildings situate in the township of Stretford in the parish of Manchester and adjoining and abutting on the northerly side thereof on other lands of the Committee and adjoining the easterly end of the bridge or tunnel which carries the road between Manchester and Altrincham over the Manchester South Junction and Altrincham Railway.

Certain other lands and buildings in the township of Kirkdale in the parish of Walton-on-the-Hill in the county of Lancaster lying on and adjoining the north-westerly side of the Lancashire and Yorkshire Railway and the westerly side of the Leeds and Liverpool Canal.

Certain other lands and buildings in the township or extra-parochial place of Toxteth otherwise Toxteth Park in the county of Lancaster adjoining and on each side of the railway of the Committee between the St. Michael's and Otterspool stations on that railway.

Certain other lands and buildings situate in the townships of Glazebrook and Rixton-cum-Glazebrook both in the parish of Warrington in the county of Lancaster lying and abutting upon the north and south sides of the Manchester and Liverpool branch of the railway of the Committee and at or near the junction of the Wigan Junctions Railway with that branch railway.

Certain other lands and buildings situate in the township and parish of Warrington in the county of Lancaster abutting upon the south side of the Manchester and Liverpool branch of the railway of the Committee and lying between Brick Street or Battersby Lane and Gorsey Lane.

Protection of the Manchester South Junction and Altrincham Railway Company.

5. The following provisions shall be binding on the Committee and full effect shall be given thereto (namely) :—

(1.) The Committee shall not by acquiring the said lands and buildings in the said township of Stretford in the said parish of Manchester or any part or parts thereof or in effecting the construction of any roadway or other works in or over the same or otherwise howsoever do permit or suffer any act matter or thing which may in any way interfere with or affect the stability of the tunnel of the Manchester South Junction and Altrincham Railway Company (in this section referred to as the Company) passing under the said lands and buildings or any

of the works of the Company belonging thereto or connected therewith.

(2.) In the event of any injury happening to the said tunnel or other works of the Company or any impediment or delay arising to the traffic passing through the said tunnel from or in any way owing to the construction or maintenance of the said roadway or of any other work or carrying out any other object or the execution of or the failure of any works for effecting such construction and maintenance or the carrying out of any other object the Committee shall make full compensation to the Company for any such injury as also to the Company or other the party or parties affected for any such impediment or delay the amount of such compensation to be recoverable from the Committee by all and the same means as a simple contract debt may be recovered together with full costs.

(3.) The Committee shall not erect nor permit or suffer to be erected any buildings on the said lands over the said tunnel.

(4.) The Committee shall acquire only an easement in so much of the property No. 1 on the deposited plans as to the said township of Stretford as belongs to or in or over which the Company have any right of easement the amount to be paid for the acquisition of such easement to be ascertained in case of difference in the manner prescribed by the Lands Clauses Consolidation Act 1845 or any Act amending that Act for the purchase of lands otherwise than by agreement.

(5.) In case and so often as the Company shall at any time require to widen or improve the said tunnel the acquisition by the Committee of or of any such easement in the said lands belonging to the Company or in or over which they have any right of easement or any part or parts thereof shall in no way prevent the Company from effecting such widening or improvement and the Committee shall afford to the Company all reasonable facilities for such purposes.

Limiting use of certain lands in Toxteth Park.

6. No part of the lands numbered 1 2 3 4 5 6 7 and 19 on the deposited plans in the extra-parochial place of Toxteth Park except such parts of the lands No. 6 7 and 19 as lie within a distance of two chains measured in a north-easterly direction from the north-easterly boundary fence of the railway of the Committee where it adjoins those lands shall be used by the Committee for the purpose of a goods station or siding or a depôt for coal coke or merchandise or for locomotive works.

Saving rights.

7. Nothing in this Act contained shall in any way prejudice or affect the rights and interests (if any) of any person or persons under

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the provision of section fifty-two of the Garston and Liverpool Railway Act 1861.

24 & 25 Vict. c. xxxv.

Protection of the corporation of Liverpool.

8. Nothing in this Act contained shall extend to or be deemed construed or taken as in anywise extending to alter extinguish prejudice diminish affect or disturb or as authorising anything to be done or omitted to be done so as to alter extinguish prejudice diminish affect or disturb the rights and interests of the corporation of Liverpool their successors or assigns under and by virtue of an indenture made the twenty-third day of September one thousand eight hundred and sixty-eight between the Right Honourable William Philip Earl of Sefton of the one part and the corporation of the other part with respect to the formation and repair of a main sewer running through the lands in the township or extra-parochial place of Toxteth Park which the Committee are by this Act empowered to take and use but all the said powers and rights of the said corporation created and reserved by the said indenture of the twenty-third day of September one thousand eight hundred and sixty-eight shall be enjoyed by the said corporation as fully and effectually as if this Act had not been passed and the Committee shall at all times give all reasonable facilities for the same enjoyment.

Certain lands belonging to the Lancashire and Yorkshire Railway Company not to be taken.

9. Notwithstanding anything in this Act contained it shall not be lawful for the Committee to enter upon purchase take or use any of the lands and buildings belonging to the Lancashire and Yorkshire Railway Company except so much thereof as are coloured yellow on a plan signed by William George Scott on behalf of the Committee and William Hunt on behalf of the Lancashire and Yorkshire Railway Company and which said lands so coloured on the said plan are part of certain lands shown on the deposited plans referred to in this Act and therein numbered 1 in the township of Kirkdale in the parish of Walton-on-the-Hill.

Protection of John Ireland Blackburne.

10. Notwithstanding anything in this Act contained it shall not be lawful for the Committee without the consent in writing of John Ireland Blackburne first had and obtained to take enter upon or use under the powers of this Act any of the lands belonging to him in the township and parish of Warrington which are at a greater distance than one chain measured from and at a right angle with any part of the south-east boundary fence of the railway of the Committee.

Power to stop up portion of intended

11. Subject to the provisions of this Act the Committee may in and according to the lines and levels shown on the deposited plans and sections stop up and discontinue as a street so much of an

intended street or road proposed to be called Studholme Street in the township of Kirkdale and parish of Walton-on-the-Hill as lies between the termination of that street where it adjoins the westerly side of the Leeds and Liverpool Canal and a point on that street distant seven and a half chains or thereabouts measured along the line of that street from the same termination.

new street in Kirkdale.

12. On the Committee stopping up in pursuance of this Act the said portion of the intended new street or road all rights of way and other rights and easements over the portion of road or street so stopped up shall be by virtue of this Act extinguished and the site thereof shall vest absolutely in the Committee so far as the same is bounded on both sides by lands of the Committee.

Vesting of portion of road stopped up in Committee.

13. Subject to the provisions of this Act the Committee may construct and maintain so much of railway No. 1 authorised by the Act of 1865 as lies or is shown upon the plans and sections referred to in that Act to be between twelve miles three furlongs and six and a half chains and thirteen miles five furlongs and eight chains from the commencement of that railway in the lines and in accordance with the levels shown on the plans and sections having reference to that railway deposited in respect to this Act instead of in the lines and in accordance with the levels shown on the plans and sections referred to in the Act of 1865 anything in that Act contained to the contrary notwithstanding.

Alteration of levels of portion of railway No. 1 authorised by Act of 1865.

14. The power of the Committee for the compulsory purchase of lands for the purposes of this Act shall not be exercised after the expiration of three years from the passing of this Act.

Period for compulsory purchase of lands.

15. Persons empowered by the Lands Clauses Consolidation Act 1845 to sell and convey or release lands may if they think fit subject to the provisions of that Act and of the Lands Clauses Consolidation Acts Amendment Act 1860 and of this Act grant to the Committee any easement right or privilege not being an easement of water required for the purposes of this Act in over or affecting any such lands and 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 grants and to such easements rights and privileges as aforesaid respectively.

Power to take easements &c. by agreement.

16. The Committee may apply for the purposes of this Act any moneys under their control or at their disposal and which are not required by them for the purposes for which the same were authorised to be raised.

Application of capital by Committee.

17. The Great Northern Company may apply towards the execution of the purposes of this Act any money which they are already

Great Northern Company

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authorised to raise and which is not required by them for the purposes for which the same was authorised to be raised and may for the purposes of this Act and for the general purposes of the undertaking of the Committee from time to time raise in addition to the sums of money which they are already authorised to raise any further sums not exceeding in the whole two hundred thousand pounds by the creation of new shares or stock in their undertaking which shares or stock shall form part of the general capital of that company.

may apply funds and raise additional capital.

Votes of proprietors of such shares.

18. The proprietors of any shares or stock to be issued by the Great Northern Company under the authority of this Act shall be entitled to such number of votes in respect thereof as the nominal amount represented by such shares or stock would have entitled them to if the same had been original shares or stock of that company.

Power to Great Northern Company to borrow.

19. The Great Northern Company may from time to time under the powers of this Act borrow any additional sum of money not exceeding sixty-six thousand pounds either by mortgage of their undertaking or by the issue of debenture stock in pursuance of the powers and subject to the limitations and restrictions contained in the Great Northern Railway Company's Increase of Capital Act 1853 and in this Act.

16 & 17 Vict. c. lx.

Power for Sheffield Company to apply authorised capital.

20. The Sheffield Company may from time to time apply towards the execution of the purposes of this Act and for the general purposes of the undertaking of the Committee any money which they are for the time being independently of this Act authorised to raise and which is not required for the purposes for which it was authorised to be raised.

Power for Sheffield Company to raise additional share capital.

21. In addition to such share capital as the Sheffield Company are for the time being independently of this Act authorised to raise they may from time to time by virtue and for the purposes of this Act and for the general purposes of the undertaking of the Committee raise such sums as they think requisite not exceeding in the whole the sum of two hundred thousand pounds.

Mode of raising additional share capital.

22. The additional share capital by this Act authorised to be raised by the Sheffield Company shall be raised by the creation and issue of new shares or new stock ordinary or preference or partly ordinary and partly preference as that company from time to time think fit.

New shares to be subject

23. Except as by this Act is otherwise provided the additional share capital to be created by the Sheffield Company under this Act

and the shares therein and the holders of those shares respectively shall be entitled and subject to the same powers rights privileges and liabilities in all respects as if that new capital were part of the ordinary share capital of that company existing at the passing of this Act and those shares were shares in that ordinary capital.

Subject to same provision as existing shares.

24. In addition to any sum which the Sheffield Company are for the time being independently of this Act authorised to raise by mortgage they may from time to time borrow on mortgage any sums not exceeding in the whole the sum of sixty-six thousand pounds.

Power to Sheffield Company to borrow.

25. The Midland Company may raise for the purposes of this Act and for the general purposes of the undertaking of the Committee by the creation and issue of new shares such amount of capital as they think fit not exceeding two hundred thousand pounds and such new shares may be either ordinary or preferential or part ordinary and part preferential as that company may from time to time determine.

Power to Midland Company to create new capital.

26. If at any time of the creation of new shares under this Act the then existing ordinary consolidated stock in the Midland Company be at a premium or of greater actual value (according to the market price thereof in the city of London) than the nominal value thereof such new shares shall be of such amounts (not other than an integral number of pounds sterling) per share as will allow the same to be conveniently apportioned amongst the then holders of all shares or stock in that company (other than and except shares or stock to which any guaranteed or preferential dividend of a fixed amount without further participation in the profits of that company shall have been assigned) in proportion to the number of shares or amount of stock held by them respectively and such new shares may be either of one class or of different classes and the directors of that company may from time to time (but subject to the provisions of this Act) fix the amounts and terms of payment of the calls on the new shares created under the powers of this Act and every holder of shares or stock in that company at the time of such creation as aforesaid other than and except as aforesaid shall in such proportion as aforesaid be entitled to an allotment of the new shares according to the provisions of this Act and no holder of any shares or stock entitled to a fixed amount of dividend without further participation in the profits of that company shall be entitled to any apportionment of any such new shares.

Amount and issue of new shares.

27. The Midland Company may from time to time if they think fit attach to all or any new shares or any class of new shares created under the powers of this Act any total or partial permanent or

Votes in respect of new shares.

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temporary restriction of the rights of voting and other qualifications of the holders thereof.

Shares of same class to have like privileges.

28. All shares of the same class created by the Midland Company under this Act shall confer like privileges and shall bear like dividends or interest and be subject to like restrictions (if any).

Vesting or other disposition of new shares.

29. All new shares created by the Midland Company under this Act shall vest in and belong to the then shareholders who shall accept the same and pay the first instalment thereon to the amount and at the time which shall be fixed by the directors and specified in the letter offering the new shares.

Shares not accepted may be disposed of by the Midland Company.

30. If any shareholder of the Midland Company for one month after such offer of new shares fail to accept the same and pay the first instalment called for in respect thereof then that company may authorise the directors to dispose of the same in such manner as they may deem most for the advantage of that company.

Qualification of new shares.

31. Except as by or under the powers of this Act otherwise provided all new shares issued by the Midland Company under the powers of this Act shall in proportion to the aggregate amount from time to time paid up on the new shares held by the same person at the same time entitle the respective owners thereof to the same dividends and profits and confer on them the like qualifications and the like rights of voting as the like amount paid up on existing shares or stock of that company (other than and except as aforesaid): Provided always that unless otherwise determined by the meeting sanctioning the new shares no person shall be entitled to vote in respect of any of the new shares to which a fixed or preferential dividend or other special advantages shall be assigned.

Power to Midland Company to raise capital under any other Act and this Act by new shares of one class.

32. If by any other Act passed in the present session of Parliament whether before or after the passing of this Act the Midland Company be authorised to raise any capital by new shares then subject to the provisions of the other Act and this Act respectively that company if they think fit may raise by the creation and issue of new shares of one and the same class all or any part of the aggregate capital which they are by the other Act and this Act respectively authorised to raise by the creation and issue of new shares.

Saving rights of existing preference shareholders.

33. This Act or anything therein contained shall not prejudice or affect any preference or priority in the payment of interest or dividend on any other shares or stock which shall have been granted by the Midland Company in pursuance of or which may have been confirmed by any previous Act of Parliament or which may otherwise be lawfully subsisting or any dividend on any Midland Railway debenture stock.

Midland Company may *create* and issue stock in lieu of shares.

34. The Midland Company may raise by the creation of stock the money which they are by this Act or by any other Act passed in the present session of Parliament whether before or after the passing of this Act authorised to raise by the creation of shares or any part thereof. The Midland Company may create and issue such stock either wholly or partially as ordinary or wholly or partially as preferential stock as they may think fit.

New shares or stock of Midland Company raised under this Act and any other Acts of past or present sessions may be of same class.

35. Subject to the provisions of any Act already passed by which the Midland Company are authorised to raise capital by new shares or stock and to the provisions of this Act and any other Act passed in the present session whether before or after the passing of this Act by which that company may be authorised to raise capital by new shares or stock that company may if they think fit raise by the creation and issue of new shares or stock of one and the same class all or any part of the aggregate capital which they are by such other Acts and this Act respectively authorised to raise by means of new shares or stock.

Power to Midland Company to borrow.

36. The Midland Company may in respect of the additional capital of two hundred thousand pounds which they are by this Act authorised to raise from time to time borrow on mortgage for the purposes of this Act and for the general purposes of the undertaking of the Committee any sum not exceeding in the whole sixty-six thousand pounds.

Shares not to vest until one fifth part paid up.

37. The Three Companies respectively shall not issue any share created under the authority of this Act nor shall any such share vest in the person accepting the same unless and until a sum not being less than one fifth part of the amount of such share shall have been paid up in respect thereof.

Restriction on borrowing powers.

38. The Three Companies respectively shall not borrow any money under this Act until shares for so much of their respective additional capital as is to be raised by means of shares are issued and accepted and one half of such capital is paid up and they respectively have proved to the justice who is to certify under the fortieth section of the Companies Clauses Consolidation Act 1845 before he so certifies that shares for so much of such capital as is to be raised by means of shares have been issued and accepted and that one half thereof has been paid up and that not less than one fifth part of the amount of each separate share in such capital has been paid on account thereof before or at the time of the issue or acceptance thereof and until stock for one half of so much of the said additional capital as is to be raised by means of stock is fully paid up and the Three Companies respectively have proved to such justice as aforesaid before he so certifies that such shares or stock

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as the case may be were issued and accepted and are held by the persons or corporations to whom the same were issued or their executors administrators successors or assigns and also if the said capital is raised by means of shares that such persons or corporations or their executors administrators successors or assigns are legally liable for the same. Upon production to such justice of the books of the Three Companies respectively and of such other evidence as he shall think sufficient he shall grant a certificate that the proof aforesaid in reference to such capital has been given which certificate shall be sufficient evidence thereof.

Existing mortgages to have priority.

39. All mortgages granted by the Three Companies respectively before the passing of this Act shall during their continuance but subject to the provisions of the Acts under which such mortgages were respectively granted have priority over any mortgage granted by them respectively by virtue of this Act and nothing in this section contained shall affect any priority of the interest of any debenture stock at any time created and issued by the Three Companies respectively.

Repealing provisions of former Acts with respect to appointment of a receiver.

40. Every provision in any Act passed before the present session of Parliament whereby the Three Companies respectively are authorised to raise by borrowing money for the purposes of their respective undertakings with respect to the appointment of a receiver for enforcing payment by the Three Companies respectively of arrears of interest or principal or principal and interest shall be and the same is hereby repealed but without prejudice to any appointment which may have been made or to the continuance of any proceedings which may have been commenced prior to the passing of this Act under any such provision.

Appointment of a receiver.

41. The mortgagees of each of the Three Companies may enforce payment of arrears of interest or principal or principal and interest due on their mortgages by the appointment of a receiver. In order to authorise the appointment of a receiver in respect of arrears of principal the amount owing to the mortgagees by whom the application for a receiver is made shall not be less than ten thousand pounds in the whole.

Power to create and issue debenture stock.

42. The Three Companies respectively may create and issue debenture stock subject to the provisions of Part III. of the Companies Clauses Act 1863 but notwithstanding anything herein contained the interest of all debenture stock at any time after the passing of this Act created by the Three Companies respectively shall rank pari passu with the interest of all mortgages at any time after the passing of this Act granted by the Three Companies respec-

tively and shall have priority over all principal moneys secured by such mortgages.

Application of money.

43. All money raised by the Three Companies respectively under this Act by shares or stock or by borrowing or by debenture stock shall be applied to the purposes of this Act and not otherwise.

Extension of time for completion of part of railway No. 1 authorised by the Act of 1865.

44. The time limited by the Manchester Sheffield and Lincolnshire Railway Act 1878 for the construction of so much of railway No. 1 authorised by the Act of 1865 as lies between the points shown on the deposited plans of that railway as twelve miles three furlongs and fourteen miles five furlongs and six chains is hereby extended for a period of three years from the twenty-ninth day of June one thousand eight hundred and eighty-one and that period shall for all purposes be deemed to be the period originally limited by the Act of 1865 for the completion of that railway.

Extending period for sale of superfluous lands of Committee.

45. The Committee may notwithstanding anything in the Lands Clauses Consolidation Act 1845 or in any Act relating to the Committee with which that Act is incorporated retain and hold any lands belonging to them in the parishes mentioned in the schedule to this Act which have not yet been applied or are not yet required for the purposes of the Committee for the periods following (that is to say): As regards such of the lands as are situate near to or adjoining any station of the Committee or may in the opinion of the Committee be required by them for the purposes of stations sidings or other conveniences for the period of ten years from the passing of this Act and as regards the residue of the said lands for the period of three years from the passing of this Act but the Committee shall at the expiration of such respective period sell and absolutely dispose of as superfluous lands all such parts of those lands as shall not then have been applied to or are not then required for the purposes of their undertaking.

Saving rights of the Crown.

46. Nothing contained in this Act shall authorise the Committee 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 Her Majesty's Woods Forests and Land Revenues or either of them without the consent in writing of the same Commissioners or one of them on behalf of Her Majesty first had and obtained for that purpose (which consent such Commissioners are hereby respectively authorised to give) neither shall anything in the said 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.

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Saving rights of Toxteth Park Local Board under Public Health Act, 38 & 39 Vict. c. 55.

47. Nothing in this Act contained shall take away or affect the rights powers and privileges of the Toxteth Park Local Board in the county of Lancaster under the Public Health Act 1875.

Interest not to be paid on calls paid up.

48. The Three Companies respectively shall not out of any money by this Act authorised to be raised pay interest or dividend to any shareholder on the amount of the calls made in respect of the shares held by him but this Act shall not prevent either company from paying to any shareholder such interest on money advanced by him beyond the amount of the calls actually made as is in conformity with the Companies Clauses Consolidation Act 1845.

Deposits for future Bills not to be paid out of capital.

49. The Three Companies respectively shall not out of money by this Act authorised to be raised pay or deposit any sum which by any standing order of either House of Parliament now or hereafter in force may be required to be deposited in respect of any application to Parliament for the purpose of obtaining an Act authorising either company to construct any other railway or to execute any other work or undertaking.

Provision as to general railway Acts.

50. Nothing in this Act shall exempt the Three Companies from the provisions of any general Act relating to railways or the better and more impartial audit of the accounts of railway companies now in force or which may hereafter pass during this or any future session of Parliament or from any future revision or alteration under the authority of Parliament of the maximum rates of fares and charges or of rates for small parcels.

Expenses of Act.

51. The costs charges and expenses preliminary to and of and incidental to the preparing of applying for and obtaining and passing of this Act shall be paid by the Committee.

SCHEDULE.

Lancashire.	Cheshire.	
Manchester	Mottram-in-Longdendale	Frodsham
Eccles	Stockport	Thornton-in-the-Moors
Flixton	Cheadle	Barrow
Warrington	Bowdon	Plemstall
Prescot	Mobberley	St. Oswald
Childwall	Knutsford	
Toxteth Park (extra-parochial)	Great Budworth	County of the City of Chester.
Liverpool	Weaverham	
Walton-on-the-Hill	Delamere	
Sefton	Tarvin	St. Oswald

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