unless the Value declared and extra Payment made.

say,) for any Horse Fifty Pounds; for any Neat Cattle, *per* Head, Fifteen Pounds; for any Sheep or Pigs, *per* Head, Two Pounds; unless the Person sending or delivering the same to such Company shall, at the Time of such Delivery, have declared them to be respectively of higher Value than as above mentioned; in which Case it shall be lawful for such Company to demand and receive by way of Compensation for the increased Risk and Care thereby occasioned a reasonable Per-centage upon the Excess of the Value so declared above the respective Sums so limited as aforesaid, and which shall be paid in addition to the ordinary Rate of Charge; and such Per-centage or increased Rate of Charge shall be notified in the Manner prescribed in the Statute Eleventh *George* Fourth and First *William* Fourth, Chapter Sixty-eight, and shall be binding upon such Company in the Manner therein mentioned: Provided also, that the Proof of the Value of such Animals, Articles, Goods, and Things, and the Amount of the Injury done thereto, shall in all Cases lie upon the Person claiming Compensation for such Loss or Injury: Provided also, that no special Contract, between such Company and any other Parties respecting the receiving, forwarding, or delivering of any Animals, Articles, Goods, or Things as aforesaid shall be binding upon or affect any such Party unless the same be signed by him or by the Person delivering such Animals, Articles, Goods, or Things respectively for Carriage: Provided also, that nothing herein contained shall alter or affect the Rights, Privileges, or Liabilities of any such Company under the said Act of the Eleventh *George* Fourth and First *William* Fourth, Chapter Sixty-eight, with respect to Articles of the Descriptions mentioned in the said Act.

Proof of Value to be on the Person claiming Compensation.

No special Contract to be binding unless signed.

Saving of Carriers Act 11 G. 4. & 1 W. 4. c. 68.

Short Title.

VIII. This Act may be cited for all Purposes as "The Railway and Canal Traffic Act, 1854."

CAP. XXXII.

An Act to facilitate the Apportionment of the Rent when Parts of Lands in Lease are taken for the Purposes of the Church Building Acts.

[10th *July* 1854.]

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:

Rents and Fines may be apportioned.

I. If any Hereditaments to be acquired for any of the Purposes of any of the Church Building Acts are included in a Lease or Underlease with any other Hereditaments, the Rent reserved by such Lease or Underlease, and any Fine certain to be paid on any Renewals thereof, may be apportioned between the Hereditaments so to be acquired and the Remainder of the Hereditaments, or may be wholly charged on such Remainder, in exoneration of the Hereditaments so to be acquired.

Parties to the Apportionment.

II. Such Apportionment or Exoneration may be effected by the Parties respectively having Power to assign or convey the Leasehold Interest, and to assign or convey the Reversion expectant on such Leasehold Interest, in the Hereditaments so to be acquired.

Jury may apportion.

III. In Cases where the Value of the Hereditaments to be acquired is to be ascertained by a Jury, the Jury may also apportion any such Rent or Fine as aforesaid.

Apportioned Rent to be recoverable by the same Remedies as the entire Rent.

IV. On the acquiring as aforesaid of any Hereditaments included with other Hereditaments in a Lease or Underlease or Leases or Underleases as aforesaid, the Rent or apportioned Rent by any such Apportionment or Exoneration expressed to be made payable out of the Hereditaments which shall not be acquired as aforesaid, and out of the Hereditaments which shall be so acquired respectively, shall be recoverable as regards such Hereditaments respectively by the same Remedies by which before such acquiring the Rent reserved by the Lease or Underlease was recoverable out of the whole of the Hereditaments therein comprised; and all the Covenants, Conditions, and Agreements in such Lease or Underlease contained, as well those relating to Rent as others, so far as regards the Part acquired and the Residue not acquired as aforesaid respectively of the Hereditaments comprised

comprised in such Lease or Underlease, shall continue and shall subsist upon and against and with regard to such Part so acquired and such Residue respectively in like Manner as if such Part or Residue only had been originally comprised in such Lease or Underlease; and in case such Lease or Underlease shall contain Provisions for Renewal upon Payment of a Fine certain, such Provisions for Renewal shall apply to the Part acquired and the Residue not acquired as aforesaid respectively of the Hereditaments comprised in such Lease or Underlease in the same Manner as if such Part or Residue only had been originally comprised in such Lease or Underlease, and the Fine certain to be paid on any Renewal had been the Fine certain which in the Exoneration or Apportionment shall be expressed to be payable in respect of the same Hereditaments.

How Sums secured by way of Insurance, &c. may be apportioned

V. Sums of Money to be secured by way of Insurance and all other Sums of Money or other Payments or Services may be apportioned or exclusively charged in the same Manner, and with the same Effects in all respects, as are herein provided with respect to the Apportionment or exclusive Charge of Rent.

Act to extend to Cases where Part of Hereditaments are included in Leases, &c.

VI. The Provisions of this Act extend to all Cases where a Part of the Hereditaments included in any Lease or Underlease is to be acquired for the Purposes of any of the Church Building Acts, although no Apportionment of or Exoneration from Rent may take place by reason that no Rent or a Rent only nominal is reserved by the Lease or Underlease.

Act to extend to Contracts for Leases.

VII. The Provisions of this Act relate to Contracts for Leases and Underleases as well as to Leases and Underleases.

Acts herein referred to.

VIII. The Acts herein referred to as the Church Building Acts are the Act of the Fourteenth and Fifteenth Years of Queen *Victoria*, Chapter Ninety-seven, "to amend the Church Building Acts," and the Acts in that Act enumerated as the Church Building Acts, and also the Act of the Sixth and Seventh Years of Queen *Victoria*, Chapter Thirty-seven, "to make better Provision for the Spiritual Care of populous Parishes."

CAP. XXXIII.

An Act to place Public Statues within the Metropolitan Police District under the Control of the Commissioners of Her Majesty's Works and Public Buildings. [10th *July* 1854.]

'WHEREAS it is expedient that such Public Statues as are herein-after mentioned 'should be under the Control and Superintendence of the Commissioners of Her 'Majesty's Works and Public Buildings, and that such Commissioners should have the 'Powers after mentioned:' Be it therefore 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:

Interpretation of Terms.

I. In the Construction of this Act the Words "Metropolitan Police District" shall be understood to describe the District defined under that Name by an Act of Parliament passed in the Tenth Year of the Reign of His late Majesty King *George* the Fourth, Chapter Forty-four; the Words "Public Statue" shall be taken to include all the Statues mentioned in the Schedule to this Act, or which may hereafter be erected, either wholly or in part, within any such public Place as after mentioned; the Words "public Place" shall be taken to include any Street, Square, Court, or other like Place within the Metropolitan Police District into or upon or over which there is any Public Right of Ingress, Egress, and Regress, or Thoroughfare.

Commissioners of Works may erect Statues in any public Place, and enclose &c. the same;

II. It shall be lawful for the said Commissioners, or their Workmen or Agents by their Order, by and out of any Monies appropriated or to be appropriated for that Purpose by Parliament, to erect in any public Place any Statue, and to enclose the same and the Pedestal thereof and any surrounding Space with any Fence or Railing, in all respects as they may think fit.

III. It