

ANNO VICESIMO SEPTIMO & VICESIMO OCTAVO

VICTORIÆ REGINÆ.

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County of *Cardigan*, with Branches to the River *Dovey* at the West End of a Road called *Penforddnewydd*, and to the Engine House at *Tyn-y-berth* in the Township of *Corris* in the Parish of *Tal-y-llyn* in the County of *Merioneth*, and to a House called *Tycam* in the Township of *Ceiswyn* in the same Parish, and the said Company were restricted from using Steam or Locomotive Engines on the said Tramroads: And whereas the Undertaking of the existing Company incorporated by the recited Act of 1858 was the same or nearly the same as the Undertaking authorized by the first-recited Act, and the existing Company was incorporated by the Act of 1858 for the Purpose of carrying the same into effect, the Powers of the first-recited Act having expired prior to the passing of the Act of 1858, and the existing Company entered upon the Lands which had been purchased by the dissolved Company, and have ever since been in the Possession thereof, and use the same for the Purposes of their Undertaking, but they are not otherwise vested in the existing Company, and it is expedient that they should be so vested: And whereas a Railway from at or near *Rognant House* in the said Township of *Corris* to a certain Field in the Farm of *Bryncastell* in the Township of *Garthgynfawr* in the Parish of *Dolgelly*, all in the County of *Merioneth*, would be of public Advantage, and the existing Company are willing, if authorized by Parliament, to make such Railway: And whereas, by reason of the Construction of the Railway called Railway No. 5, authorized by "The *Aberystwith and Welsh Coast* Railway Act, 1861," so much of the Undertaking of the existing Company authorized by the Act of 1858 as is situate between *Ffynon Garsiwn* in the Town and Liberties of *Machynlleth* and *Garreg* on the River *Dovey*, including the said Branch to the River *Dovey* at the West End of the said Road called *Penforddnewydd*, have been rendered unnecessary, and it is expedient that the same should be abandoned, and that the Company should be authorized to sell the Site of so much thereof respectively as they may not require for the Purposes of their Undertaking: And whereas it is expedient that the Restriction against the Use of Steam or Locomotive Engines on the Tramroads of the existing Company should be removed, and that they should be authorized to use such Engines on the Railways by this Act authorized, subject to the Provisions of this Act, and that the Name of the existing Company should be changed: And whereas the Railways comprised in the Undertaking of the *Oswestry and Newtown* Railway Company, the *Newtown and Machynlleth* Railway Company, the *Aberystwith and Welsh Coast* Railway Company, the *Llanidloes and Newtown* Railway Company, the *Mid Wales* Railway Company, and the *Shrewsbury and Welshpool* Railway Company, are connected directly or indirectly with the Undertaking of the existing Company, and it is expedient that the existing Company and the Three first-mentioned Companies should

should be authorized to enter into Agreements with respect to such Undertaking and the Traffic thereof: And whereas by the 66th and following Sections of "The *Aberystwith and Welsh Coast* Railway Act, 1861," to the 75th Section inclusive, the *Oswestry and Newtown* Railway Company, the *Llanidloes and Newtown* Railway Company, the *Mid Wales* Railway Company and the *Shrewsbury and Welshpool* Railway Company are authorized to enter into certain Agreements with respect to their respective Railways and the Traffic thereon; and it is expedient that such Powers should be extended to the existing Company and their Undertaking and Traffic: And whereas the Objects aforesaid 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 Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and of the Commons, in this present Parliament assembled, and by the Authority of the same, as follows:

1. "The Lands Clauses Consolidation Act, 1845," "The Lands Clauses Consolidation Acts Amendment Act, 1860," "The Railways Clauses Consolidation Act, 1845," Parts I. and III. of "The Railways Clauses Act, 1863," relating respectively to Construction and Working Agreements, the Provisions of "The Companies Clauses Consolidation Act, 1845," with respect to the several 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 the Nonpayment of Calls, the Remedies of the Creditors of the Company against the Shareholders, the borrowing of Money by the Company on Mortgage or Bond, the Conversion of the borrowed Money into Capital, the Consolidation of the Shares into Stock, and the Provision for affording Access to the Special Act, also Parts I., II., III., and IV. of "The Companies Clauses Act, 1863," relating respectively to Cancellation and Surrender of Shares, to Additional Capital, to Debenture Stock, and to Change of Name, are hereby incorporated with this Act. 8 & 9 Vict. cc. 16. 18. & 20., 23 & 24 Vict. c. 106., and 26 & 27 Vict. cc. 92. & 118. incorporated.

2. The corporate Name of the Company shall henceforth be the *Corris* Railway Company, instead of the *Corris, Machynlleth, and River Dovey* Tramroad Company. Name of Company.

3. In construing the incorporated Acts for the Purposes of this Act, and in construing this Act, the Words and Expressions herein mentioned or referred to shall have the Meanings hereby assigned to them respectively, unless there be something in the Subject or Context repugnant to such Construction; (that is to say,) Interpretation of Terms.

The Expression "the Special Act" shall mean this Act:

The

The Expression "the Company," or "the Promoters of the Undertaking," shall mean the *Corris* Railway Company:

The Expression "Superior Courts," or "Court of competent Jurisdiction," or any other like Expression, shall be read and have effect as if the Debt or Demand with respect to which the Expression is used were a common Simple Contract Debt, and not a Debt or Demand created by Statute:

The Word "Railway" or "Railways" (except when used with special Reference to the Railway by this Act authorized) shall extend to and include the Tramroads of the Company:

Other Expressions and Words to which in the incorporated Acts Meanings are assigned shall respectively have the same Meanings in this Act.

Vesting in Company Lands of dissolved Company.

4. All Lands purchased by or conveyed to the dissolved Company, and whereof the *Corris, Machynlleth, and River Dovey* Tramroad Company have been in possession at any Time since their Incorporation, and are now in possession, are hereby vested in the Company for the same Estate and subject to the same Conditions and Liabilities as the dissolved Company held the same respectively, or would have held the same if the recited Act of 1858 had not been passed.

Power to make Works.

5. The Company may make and maintain a Railway, with all proper Stations, Approaches, Works, and Conveniences connected therewith, commencing at or near *Rognant House* in the Township of *Corris* in the Parish of *Tal-y-llyn*, and terminating in the Township of *Garthgynfawr* in the Parish of *Dolgelly*, in a Field called *Caerty*, Part of *Bryncastell* Farm, all in the County of *Merioneth*.

Railway, &c. to form Part of Undertaking.

6. The Railway and Works by this Act authorized shall form Part of the Undertaking of the Company.

Railway to be made according to deposited Plan.

7. And whereas a Plan and Section of the proposed Railway showing the Line and Levels thereof, and the Lands required for the Purposes of the Undertaking, and also a Book of Reference to such Plan, have been deposited with the Clerk of the Peace of the County of *Merioneth*: Therefore, subject to the Provisions and Powers of Deviation in this Act and the Acts incorporated therewith contained, the said Railway shall be made in the Line and upon the Lands delineated on the said Plan and described in the said Book of Reference, and according to the Levels defined on the said Section; and it shall be lawful for the Company to enter upon, take, and use all or any of the said Lands which they may require for the Purposes thereof, or for the other Purposes of the Undertaking.

8. In

Power to alter Level of Road.

8. In carrying the following Road over, under, or across the Railway by this Act authorized, the Company may alter the Level of such Road, but so as not to exceed the Rate of Inclination hereinafter specified; (that is to say,)

Description of Road.	Number on Plan.	Name of Parish.	Rate of Inclination allowed.
Public - - -	12	Tal-y-llyn - -	1 in 20

Power to make Arch of Bridge of specified Dimensions.

9. Notwithstanding anything in "The Railways Clauses Consolidation Act, 1845," contained to the contrary, the Company may make the Arch of the Bridge for carrying the Railway by this Act authorized over the public Road numbered as follows on the deposited Plans of the Dimensions herein-after set forth, but not of less Dimensions; (that is to say,)

Description of Road.	Number on Plan.	Name of Parish.	Span.	Height.
Turnpike - -	102	Tal-y-llyn - -	25	16

Powers for compulsory Purchases limited.

10. The Powers of the Company for the compulsory Purchase of Lands for the Purposes of this Act shall not be exercised after the Expiration of Two Years from the passing of this Act.

Lands for extraordinary Purposes.

11. The Company may from Time to Time purchase by Agreement such Lands as they may require for any of the extraordinary Purposes specified in "The Railways Clauses Consolidation Act, 1845," in connexion with the Railway by this Act authorized, not exceeding in the whole Two Acres.

Period for Completion of Works.

12. The Railway by this Act authorized shall be completed within Four Years from the passing of this Act, and on the Expiration of such Period the Powers by this Act granted to the Company for executing the said Railway or otherwise in relation thereto shall cease to be exercised, except as to so much thereof as shall then be completed.

If Railway not completed, &c. within a limited Period Company to be liable to a Penalty.

13. If the Railway by this Act authorized to be constructed shall not be completed and opened for public Traffic within the Period of Four Years from the passing of this Act, then and from thenceforth the Company shall be liable to a Penalty of Fifty Pounds *per* Day, to be recoverable as a Debt due to the Crown, for every Day thereafter

after until the Railway shall be completed and opened for public Traffic; but no Penalty shall accrue in respect of any Time during which it shall appear by a Certificate to be obtained from the Board of Trade that the Company were prevented from completing or opening the Railway by unforeseen Accident or Circumstances beyond their Control, but the Want of sufficient Funds shall not be held to be a Circumstance beyond the Control of the Company.

Gauge and Power to use Locomotive Engines.

14. The Company may construct the Railway by this Act authorized upon a Gauge of Two Feet Three Inches and may use Steam or Locomotive Engines on such Railway; and so much of the recited Act of 1858 as prohibits the Use of such Engines on the Railways thereby authorized is hereby repealed; but, nevertheless, it shall not be lawful for the Company to use any of their Railways for the Conveyance of Passengers, nor to allow any Train to be drawn at a Rate exceeding Ten Miles *per* Hour.

As to level Crossings.

15. The several Sections relating to level Crossings in Part I. of "The Railways Clauses Act, 1863," are hereby incorporated with this Act, and shall apply to all Turnpike and public Carriage Roads crossed on the Level by any Railway of the Company, whether constructed under the Authority of the recited Act of 1858, or this Act, or otherwise, if and so long as Steam or Locomotive Engines are used in the Conveyance of Traffic over such level Crossings.

Tolls for Goods, &c.

16. The Company may demand and take in respect of the Railway by this Act authorized such Tolls and Charges as they think fit, not exceeding the Rates of Toll and Charge authorized to be taken on their existing Railways, and in estimating the Amount of Toll or Charge in respect of any Traffic conveyed partly on the Railway by this Act authorized and partly on such existing Railway the Two Railways shall be deemed One Railway, as if authorized by the Act of 1858.

Power to Company to raise Capital by Shares or Stock.

17. The Company, with the Consent of Three Fifths of the Votes of the Shareholders present, in person or by proxy, at any General Meeting or General Meetings convened with special Notice of the Purpose, may raise by the Creation of new Ordinary or Preference Shares in their Undertaking, in addition to any other Sums which they may be authorized to raise by other Acts of Parliament, any further Sums of Money not exceeding in the whole Twenty-four thousand Pounds.

Shares or Stock to form Part of general Capital.

18. All Shares to be created by the Company under the Authority of this Act shall, subject to the Provisions of this Act, form Part of the general Capital of the Company.

19. It

Shares not to issue before One Fifth paid up.

19. It shall not be lawful for the Company to issue any Share created under the Powers 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.

Power to borrow on Mortgage.

20. The Company, in addition to any Sums which they are authorized to borrow under other Acts of Parliament, may from Time to Time borrow on Mortgage such Sums as they think fit, not exceeding in the whole Eight thousand Pounds, but no Part of that Money shall be borrowed until the whole of the said additional Capital of Twenty-four thousand Pounds shall have been subscribed for *bonâ fide* and issued, and One Half of that Amount shall have been actually paid up, nor until the Company shall have proved to the Justice who is to certify under the 40th Section of "The Companies Clauses Consolidation Act, 1845," (before he so certifies,) that all the said additional Capital of Twenty-four thousand Pounds has been subscribed for *bonâ fide* and issued, and that not less than One Fifth Part of the Amount of each Share was paid on Issue of the same, and that all such Shares are held by the Subscribers or their Assigns, and that such Subscribers or their Assigns are legally liable for the same (of which Proofs having been given the Certificate of such Justice under that Section shall be sufficient Evidence).

Priority of existing Mortgages.

21. All Mortgages of the Company granted before the passing of this Act, and which shall be in force at the Time of the passing of this Act, shall, as regards the Undertaking comprised in and assigned by such Mortgages, have Priority over all Mortgages granted by virtue of this Act.

Debenture Stock.

22. The Company may create and issue Debenture Stock.

Application of Money.

23. All Money raised under the Powers of this Act by the Creation of new Shares or on Mortgage shall be applied only to the Purposes by this Act authorized.

Interest not to be paid on Calls paid.

24. It shall not be lawful for the Company, out of any Money by this Act or any other Acts relating to the Company authorized to be raised by Calls in respect of Shares, or by the Exercise of any Power of borrowing, to pay to any Shareholder any Interest or Dividend on the Amount of the Calls made in respect of the Shares held by him in the Capital by this Act authorized to be raised: Provided, that nothing herein contained shall be deemed to prevent the Company from paying to any Shareholder such Interest on Money advanced by him beyond the Amount of Calls actually made as shall be in conformity with the Provisions in "The Companies Clauses Consolidation Act, 1845," in that Behalf contained.

25. It

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

25. It shall not be lawful for the Company, out of any Money by this Act, or any other Acts relating to the Company, authorized to be raised for the Purposes of such Act or Acts, to pay or deposit any Sum of Money which, by any Standing Order of either House of Parliament in force for the Time being, may be required to be deposited in respect of any Application to Parliament for the Purpose of obtaining an Act authorizing the Company to construct any Railway, or execute any other Work or Undertaking.

Power to abandon Parts of existing and authorized Tramroads.

26. The Company may cease to use as a Railway or Tramroad and may relinquish the Construction of the Tramroads made or authorized by the recited Act of 1858 between *Ffynon Garsiwn* in the Town and Liberties of *Machynlleth* and *Garreg* on the River *Dovey*, including the Branch to the River *Dovey* at the West End of the Road called *Penforddnewydd*, and shall, within Ten Years from the passing of this Act, sell as superfluous Lands the Site of so much of the Parts abandoned as they may not require for the Purposes of their Undertaking.

Compensation to be made where Contracts have been entered into and Notices given.

27. If in any Case before the passing of this Act any Contract had been entered into or Notice given by the existing Company for purchasing any Lands which the existing Company were empowered to purchase for the Purpose of constructing the Railways by this Act authorized to be abandoned, the Company shall make to the Owners or Occupiers of and other Parties interested in such Lands full Compensation for all Injury or Damage sustained by such Owners, Occupiers, and other Parties by reason of such Purchase not being completed pursuant to such Contract or pursuant to such Notice; and the Amount and Application of such Compensation shall be settled in the Manner provided by "The Lands Clauses Consolidation Act, 1845," for determining the Amount and Application of the Compensation to be paid for Lands taken under the Provisions thereof: Provided always, that nothing herein contained shall prejudice or affect the Right of the Owner or Occupier of any Lands which the Company were so empowered to purchase as aforesaid to receive from the Company Compensation for any Damage that may have been occasioned by the Entry of the Company upon such Lands for the Purpose of surveying and taking Levels, and of probing or boring to ascertain the Nature of the Soil, or of setting out the Line of the Railway, pursuant to the Provisions for that Purpose in "The Lands Clauses Consolidation Act, 1845," contained

Power to Company and other Companies to enter into Agreements.

28. The Company on the one hand, and the *Oswestry and Newtown* Railway Company, the *Newtown and Machynlleth* Railway Company, and the *Aberystwith and Welsh Coast* Railway Company, or any One or more of them, on the other hand, may from Time to Time enter

enter into Agreements with respect to the Working, Maintenance, and Use of the Railways of the Company, including the Railway by this Act authorized, and the Supply of Engines, Carriages, and Rolling Stock for the Purposes thereof, and the Conduct, Regulation, Interchange, and Management of the Traffic upon or over the said Railways, and for affording Facilities for the Transfer and Transmission of Traffic passing to and from such Railways from and to the Railways of the said other Companies, or any One or more of them, and for the fixing, levying, dividing, and apportioning of Tolls and Charges arising from such Traffic; and all such Agreements shall be deemed Working Agreements within the Meaning of "The Railways Clauses Act, 1863," and Part III. of that Act shall be applicable thereto only.

Extending certain Provisions of 24 & 25 Vict. c. clxxxi. to the Company.

29. The Provisions contained in the 66th and following Sections of "The *Aberystwith and Welsh Coast* Railway Act, 1861," to the 75th Section inclusive, shall extend and apply to the Company and their Undertaking and Traffic in like Manner as such Provisions apply to each of the Four Companies referred to therein, and the Undertaking of each such Company and such Provisions shall be read and construed accordingly.

Tolls during Contracts.

30. During the Continuance of any Working Agreement which may be entered into under the Authority of this Act the Railways of the Companies Parties to such Agreement shall, for the Purposes of Tolls and Charges, be considered as One Railway; and in estimating the Amount of Tolls and Charges in respect of Traffic conveyed partly on the Railway of one of the said Companies and partly on the Railway of any other of the said Companies for a less Distance than Three Miles, Tolls and Charges may only be charged as for Three Miles; and in respect of Animals, Minerals, and Goods for every Quarter of a Mile or Fraction of a Quarter of a Mile beyond Three Miles, Tolls and Charges as for a Quarter of a Mile only; and no other Short-distance Charge shall be made for the Conveyance of Animals and Goods or other Matters partly on the Railway of one of the said Companies and partly on the Railway of any other of the said Companies.

Saving Rights of the Crown.

31. Nothing contained in this Act, or in any of the Acts herein referred to, shall authorize the said Company to take, use, or in any Manner interfere with any Land, Soil, Tenements, or Hereditaments, or any Rights, of whatsoever Nature, belonging to or enjoyed or exercisable by the Queen's most Excellent Majesty in right of Her Crown, without the Consent in Writing of the Commissioners for the Time being of Her Majesty's Woods, Forests, and Land Revenues, or One of them, on behalf of Her Majesty, first had and obtained for

that Purpose (which Consent such Commissioners are hereby respectively authorized to give); neither shall anything in the said Act or Acts contained divest, take away, prejudice, diminish, or alter any Estate, Right, Privilege, Power, or Authority vested in or enjoyed or exerciseable by the Queen's Majesty, Her Heirs or Successors.

Railway not exempt from Provisions of present and future General Acts.

32. Nothing in this Act contained shall be deemed or construed to exempt the Railway by this Act authorized to be made from the Provisions of any General Act relating to Railways, now in force, or which may hereafter pass during this or any future Session of Parliament, or from any future Revision and Alteration, under the Authority of Parliament, of the maximum Rates of Fares and Charges, and of the Rates for small Parcels, authorized by this Act.

Expenses of Act.

33. The Costs and Charges of applying for and obtaining this Act, and incidental thereto, shall be paid by the Company.

Short Title.

34. This Act may for any Purpose be cited as "The *Corris* Railway Act, 1864."

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