ANNO DECIMO TERTIO & DECIMO QUARTO

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desirous of making such Branch Railways, if authorized so to do: And whereas the Undertaking authorized by the said recited Act and the said proposed Branch Railways might be advantageously worked by the *London and North-western* Railway Company, and it is expedient that the said *East and West India Docks and Birmingham Junction* Railway Company should be authorized to let on Lease to the *London and North-western* Railway Company, and that the said last-mentioned Company should be authorized to take and hold on Lease the said *East and West India Docks and Birmingham Junction* Railway and the said proposed Branch Railways, or that the said Companies should be authorized to make other Arrangements for the working of the said Railway and Branch Railways by the last-mentioned Company: And whereas the *London and North-western* Railway Company have become interested in their corporate Capacity as the Owners of Eight thousand Shares in the *East and West India Docks and Birmingham Junction* Railway Company, which now stand in the Books of the last-mentioned Company in the Names of Fourteen of the Directors of the *London and North-western* Railway Company, and are distinguished therein by the several Numbers following; (that is to say,) 91 to 1,090, 1,341 to 1,560, 2,284 to 2,743, 2,839 to 3,058, 3,144 to 4,143, 4,607 to 4,826, 4,987 to 5,206, 5,212 to 5,431, 5,544 to 6,763, 6,974 to 7,973, 9,124 to 10,343, and 10,294 to 11,923, the first and last of the above Numbers in each Case inclusive, and the Sum of Four hundred thousand Pounds, being the whole Amount of such Shares, has been paid out of the corporate Funds of such last-mentioned Company: And whereas the *East and West India* Dock Company have become interested in their corporate Capacity as the Owners of One thousand Shares in the said *East and West India Docks and Birmingham Junction* Railway Company, which now stand in the Books of the last-mentioned Company in the Names of Four of the Directors of the *East and West India* Dock Company, and are distinguished therein by the several Numbers following; (that is to say,) 1,934 to 1,953, 1,954 to 2,263, 8,014 to 8,033, 8,034 to 8,353, 8,429 to 8,448, and 8,449 to 8,758, the first and last of the above Numbers in each Case inclusive, and the Sum of Fifty thousand Pounds, being the whole Amount of such Shares, has been paid out of the corporate Funds of such last-mentioned Company: And whereas it is expedient that the said *London and North-western* Railway Company and *East and West India* Dock Company should be respectively empowered to hold the said Shares in their own Names respectively according to the original Intention and Application: And whereas it is expedient that for the Purposes aforesaid, and other the Purposes herein-after mentioned, the Provisions of the said recited Act should be altered, amended, and enlarged: 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 the Authority of the same, That the several Provisions of "The Lands Clauses Consolidation Act, 1845," "The Railways Clauses Consolidation Act, 1845," and "The Companies Clauses Consolidation Act, 1845," shall be incorporated with and form Part of this Act, and shall be applicable to the Purposes thereof.

Provisions of 8 & 9 Vict. cc. 16. 18. and 20. incorporated with this Act.

II. And be it enacted, That in citing this Act in other Acts of Parliament, and in legal Instruments and Pleadings, it shall be sufficient to use the Expression "The *East and West India Docks and Birmingham Junction* Railway Branches and Amendment Act, 1850."

Short Title.

III. And whereas the estimated Expense of constructing the said Branch Railways is Fifty thousand Pounds: Be it therefore enacted, That it shall be lawful for the said Company to raise the Sum of Fifty thousand Pounds by the Creation of new Shares or Stock, in addition to any Sums which they are already authorized to raise, in such Manner as may be agreed upon at any General Meeting or Meetings of the Company specially convened for the Purpose.

Power to raise additional Capital by Creation of new Shares.

IV. And be it enacted, That the Number of Shares into which the said Capital shall be divided shall be One thousand, and the Amount of each Share shall be Fifty Pounds.

Number and Amount of Shares.

V. And be it enacted, That Five Pounds *per* Share shall be the greatest Amount of any One Call which the Company may make on the Shareholders, and Three Fifths of the Amount of a Share shall be the utmost aggregate Amount of Calls that may be made in any One Year upon any One Share, and Two Months at the least shall be the Interval between successive Calls.

Calls.

VI. And be it enacted, That the new Shares to be created by virtue of this Act shall be considered Part of the general Capital of the Company, and as such shall be subject to all the Provisions of the said first-recited Act relating to such general Capital, except in so far as such Provisions, or any of them, may be inconsistent with the Provisions of this Act, or the Terms upon which such new Shares shall have been created as aforesaid.

New Shares to form Part of general Capital.

VII. And be it enacted, That after the whole of the Capital in Shares by this Act and the said first-recited Act authorized to be raised by Shares shall have been subscribed, and One Half thereof shall have been actually paid up, it shall be lawful for the Company to borrow on Mortgage such Sums of Money as shall from Time to Time

Power to borrow Money on Mortgage.

Time be authorized to be borrowed by Order of a General Meeting of the Company, not exceeding in the whole the Sum of Sixteen thousand six hundred and sixty-six Pounds, in addition to the Sums authorized to be borrowed by the said first-recited Act, and to secure the Payment of the Sums to be borrowed, with Interest, by Mortgage of the Undertaking.

Former Mortgages to have Priority.

VIII. Provided always, and be it enacted, That all Mortgages granted by the Company before the passing of this Act, and which shall be in force at the Time of the passing of this Act, shall during the Continuance thereof have Priority over all Mortgages to be created under or by virtue of this Act.

Appropriation of Capital.

IX. And be it enacted, That the said Company shall appropriate the Capital which they are authorized to raise by this Act to the Purposes thereof, and to no other Purpose whatsoever.

Interest not to be paid on Calls.

X. And be it enacted, That it shall not be lawful for the said Company, out of any Money by the said first-recited Act or this Act authorized to be raised by Calls in respect of Shares, or by the Exercise of any Power of borrowing, to pay Interest or Dividend to any Shareholder on the Amount of the Calls made in respect of the Shares held by him in the Capital by the said first-recited Act and this Act authorized to be raised: Provided always, that nothing herein-before contained shall be deemed to prevent the said Company from paying to any Shareholder such Interest or Dividend on Money advanced by him beyond the Amount of the Calls actually made as shall be in conformity with the Provisions in the said first-recited Act in that Behalf contained.

Deposits for future Bills not to be paid out of the Company's Capital.

XI. And be it enacted, That it shall not be lawful for the said Company, out of any Money by the said first-recited Act or this Act 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 now in force or hereafter to be in force may be required to be deposited in respect of any Application to Parliament for the Purpose of obtaining an Act authorizing the said Company to construct any other Railway or execute any other Work or Undertaking.

Certain Shares to be transferred to London and North-western Railway Company.

XII. And be it enacted, That within Seven Days after the passing of this Act the several Persons in whose Names respectively the said Eight thousand Shares in the *East and West India Docks and Birmingham Junction* Railway Company, numbered as aforesaid 91 to 1,090, 1,341 to 1,560, 2,284 to 2,743, 2,839 to 3,058, 3,144 to 4,143, 4,607 to 4,826, 4,987 to 5,206, 5,212 to 5,431, 5,544 to 6,763, 6,974 to 7,973, 9,124 to 10,343,

10,343, and 10,924 to 11,923, the first and last Numbers in each Case inclusive, now stand in the Books of the said Company, or the respective Executors, Administrators, or Assigns of the said Persons respectively, shall by Deed, duly stamped, transfer to the *London and North-western* Railway Company the same Shares; and upon the Execution of such respective Deeds of Transfer, and the due Registration thereof in the Books of the *East and West India Docks and Birmingham Junction* Railway Company (which Registration the last-named Company are hereby required to make), all and every the Share or Shares so transferred shall be taken and deemed to be and shall be the absolute Property of the *London and North-western* Railway Company, and the same Company shall thereupon have and may exercise and enjoy all the Rights, Powers, Privileges, and Authorities of Shareholders in the *East and West India Docks and Birmingham Junction* Railway Company; and all Monies which at the Time of the Execution of such Deeds of Transfer respectively shall have been paid out of the corporate Funds of the *London and North-western* Railway Company upon or in respect of the Shares thereby transferred into their Name shall be deemed to have been lawfully paid thereupon to the Extent of but not exceeding the said Sum of Four hundred thousand Pounds.

Certain other Shares to be transferred to the East and West India Dock Company.

XIII. And be it enacted, That within Seven Days after the passing of this Act the several Persons in whose Names respectively the said One thousand Shares in the *East and West India Docks and Birmingham Junction* Railway Company, numbered as aforesaid 1,934 to 1,953, 1,954 to 2,263, 8,014 to 8,033, 8,034 to 8,353, 8,429 to 8,448, and 8,449 to 8,758, the first and last Numbers in each Case inclusive, now stand in the Books of the said Company, or the respective Executors, Administrators, or Assigns of the said Persons respectively, shall by Deed, duly stamped, transfer to the *East and West India* Dock Company the same Shares; and upon the Execution of such respective Deeds of Transfer, and the due Registration thereof in the Books of the *East and West India Docks and Birmingham Junction* Railway Company (which Registration the last-named Company are hereby required to make), all and every the Share or Shares so transferred shall be taken and deemed to be and shall be the absolute Property of the *East and West India* Dock Company, and the same Company shall thereupon have and may exercise and enjoy all the Rights, Powers, Privileges, and Authorities of Shareholders in the *East and West India Docks and Birmingham Junction* Railway Company; and all Monies which at the Time of Execution of such Deeds of Transfer respectively shall have been paid out of the corporate Funds of the *East and West India* Dock Company upon or in respect of the Shares thereby transferred into their Name shall be deemed to have been lawfully

lawfully paid thereupon to the Extent of but not exceeding the said Sum of Fifty thousand Pounds.

Power for the London and North-western Railway and East and West India Dock Companies to appoint Directors.

XIV. And be it enacted, That so long as the said *London and North-western* Railway Company shall continue to hold Eight thousand Shares in the Undertaking by "The *East and West India Docks and Birmingham Junction* Railway Act, 1846," authorized, it shall be lawful for the Directors of the said last-mentioned Company to nominate annually out of their Body at some Meeting thereof to be held in the Month of *February* in every Year Six Persons to be Directors of the Company incorporated by the same recited Act, and from Time to Time to appoint other Persons out of their own Body to be Directors of such Company in the Stead of any Persons who may die or resign their Office; and so long as the said *East and West India* Dock Company shall continue to hold One thousand Shares in the said Undertaking it shall be lawful for the Directors of such last-mentioned Company to nominate annually out of their Body at some Meeting thereof to be held as aforesaid Three Persons to be Directors of the Company incorporated by the said recited Act, and from Time to Time to appoint other Persons out of their own Body to be Directors of such Company in the Stead of any of such Persons who may die or resign their Office; and it shall not be necessary for any of the Persons to be nominated by either of the said Companies to be such Directors as aforesaid to hold any Shares in the Undertaking authorized by the said recited Act, and such Directors so appointed shall not go out of Office in the Manner provided for by "The Companies Clauses Consolidation Act, 1845," with respect to Directors appointed by the Shareholders in the Company, but shall retire from Office at any Time in the Month of *February* in every Year after the opening of the Railway by the said recited Act authorized to be made which may from Time to Time be appointed for the Purpose by the Board of Directors of the said *London and North-western* Railway Company and of the said *East and West India* Dock Company respectively, and the Directors so retiring shall be, or any of them shall be, re-eligible forthwith or in any subsequent Year while they remain Directors of the said last-mentioned Companies respectively, and in all other respects such Directors shall have the same Powers and be subject to the same Provisions and Regulations as the other Directors of the Company incorporated by the said recited Act: Provided always, that in case no such Nomination shall be made by the Directors of the said *London and North-western* Railway Company and *East and West India* Dock Company respectively in the Month of *February* in any Year, the Directors theretofore appointed by them respectively who shall be then in Office shall remain until such Time as may be appointed for their Retirement in the Month of *February*

in the next ensuing Year, and so from Time to Time as often as the same shall happen; and any Appointment of such Directors, authenticated by the Common Seals or by the Signature of the Chairmen of the Directors of the *London and North-western* Railway Company and *East and West India* Dock Company respectively, shall, after the Deposit of such Appointment, authenticated as aforesaid, with the Secretary of the Company incorporated by the said recited Act, entitle the Director therein referred to to act as such without other Proof of the Validity of such his Appointment: Provided nevertheless, that in the meantime, and until the General Half-yearly Meeting of the *London and North-western* Railway Company to be held in the Month of *February* One thousand eight hundred and fifty-one, and until the next Meeting of the *East and West India* Dock Company for the Election of Directors thereof, such of the Persons in whose Names the Shares of and in the Company incorporated by the first-recited Act which are herein-before directed to be transferred to the said *London and North-western* Railway Company and the said *East and West India* Dock Company now stand respectively registered, as are now respectively Directors of the Company incorporated by the first-recited Act, shall remain and continue to be Directors of the same Company notwithstanding the Transfer of the said Shares, and shall be considered as representing the said *London and North-western* Railway Company and the *East and West India* Dock Company respectively, in the same Manner as the Persons to be appointed under this present Clause by such respective Companies out of their own Bodies as Directors of the Company incorporated by the first-recited Act.

London and North-western Railway Company to forfeit Right to appoint a Director in respect of every 65,000*l.* Stock sold by them, and East and West India Dock Company in respect of every 15,000*l.*

XV. Provided always, and be it enacted, That if the said *London and North-western* Railway Company and *East and West India* Dock Company shall at any Time sell or dispose of any of the Shares of which they are respectively authorized to subscribe as aforesaid, the said *London and North-western* Railway Company shall in respect of every Sixty-five thousand Pounds of the Capital Stock of the Company incorporated by the said recited Act, and the said *East and West India* Dock Company shall in respect of every Fifteen thousand Pounds of the Capital Stock of the Company incorporated by the said recited Act, which shall be represented by the Shares so sold or disposed of by either of them respectively, forfeit the Right of appointing One Director of the Company incorporated by the said recited Act, and thereupon One of the Directors who may have been appointed by the said *London and North-western* Railway Company or the *East and West India* Dock Company, as the Case may be, to be selected by Ballot among the Directors of either of the said last-mentioned Companies who shall have so sold and disposed of such Capital

Stock

Stock as aforesaid, shall retire from Office before the next General Meeting for the Choice of Directors in the Company incorporated by the said recited Act, and at such General Meeting the Place of the Director so retiring shall be supplied by the Election by the Shareholders in the Company incorporated by the said recited Act of some other Director duly qualified in his Stead.

As to Votes of London and North-western Railway and East and West India Dock Companies.

XVI. And be it enacted, That it shall be lawful for the *London and North-western* Railway Company and the *East and West India* Dock Company respectively from Time to Time to nominate and appoint by Writing under the Hand of the Chairman of such Companies respectively, or under the Common Seals of such respective Companies, any Person (whether a Shareholder in the *East and West India Docks and Birmingham Junction* Railway Company or not) to vote on their Behalf at any Meeting of the last-named Company, and every Person so appointed shall have the same Right of voting at any Meeting of the same Company as the Company by whom or on whose Behalf he may have been appointed.

Power to the East and West India Dock Company to subscribe to additional Capital.

XVII. And be it enacted, That in the event of the said Company raising the Sum by this Act authorized by creating new Shares, it shall be lawful for the said *East and West India* Dock Company to subscribe for and take and hold such and so many of the said new Shares, and such Part of the Capital by this Act authorized to be raised, as shall be proportionate to the Interest which the said *East and West India* Dock Company may then hold in the Capital authorized to be raised by the said recited Act, or such and so many of the said new Shares and such Part of the said Capital as may be agreed upon between the said last-mentioned Company and the said *East and West India Docks and Birmingham Junction* Railway Company, and for the said *East and West India* Dock Company to raise Money for the Purpose upon such Terms and in such Manner as they may think fit.

Power to make Branch Railways.

XVIII. And be it enacted, That it shall be lawful for the said Company to make and maintain the following Railways, with all proper Works and Conveniences connected therewith, in connexion with the said *East and West India Docks and Birmingham Junction* Railway; (that is to say,)

A Branch or connecting Line of Railway diverging from the said *East and West India Docks and Birmingham Junction* Railway at a Point closely contiguous to the *Bow Road* in the Parish of *Bromley Saint Leonard* in the County of *Middlesex*, and terminating in the same Parish by a Junction with the *Bow* Extension of the *London and Blackwall* Railway at a Point closely contiguous

contiguous to the South-eastern Corner of the *City of London and Tower Hamlets* Cemetery:

A Branch or connecting Line of Railway diverging from the said *East and West India Docks and Birmingham Junction* Railway at a Point near to the *Bow Road* in the Parish of *Saint Mary Stratford-le-Bow* otherwise *Saint Mary-le-Bow* in the said County of *Middlesex*, and terminating in the same Parish by a Junction with the *Eastern Counties* Railway:

A Branch or connecting Line of Railway diverging from the said *East and West India Docks and Birmingham Junction* Railway at a Point closely contiguous to *Old Ford Road* in the said last-mentioned Parish, and terminating in the same Parish by a Junction with the said *Eastern Counties* Railway:

And also a Branch or connecting Line of Railway diverging from the last-mentioned proposed Branch Railway at a Point in the said last-mentioned Parish where the new Road from *Bearbinder Lane* to *Old Ford Road* diverges from *Bearbinder Lane* aforesaid, and terminating in the same Parish by a Junction with the said *Eastern Counties* Railway at a Point near to *Fairfield Road* and the South-western Corner of the Coach Manufactory of Messieurs *Adams* and Company.

Branch Railways to be made according to deposited Plans, &c.

XIX. And whereas Plans and Sections showing the Lines and Levels of the Branch Railways by this Act authorized to be made, together with a Book of Reference to the said Plans containing the Names of the reputed Owners and Lessees and of the Occupiers of the Lands which may be required to be taken for the Purposes of the said Branch Railways, have been deposited with the Clerk of the Peace for the County of *Middlesex*: Be it enacted, That, subject to the Provisions and Powers of Deviation in the "Railways Clauses Consolidation Act, 1845," contained, the said Branch Railways shall be made in the Lines or Courses and upon the Lands delineated on the said Plans and described in the said Books of Reference, and according to the Levels described on the said Sections, and it shall be lawful for the said Company to enter upon, take, hold, and use such of the said Lands as shall be necessary for the Purposes aforesaid.

Land for extraordinary Purposes.

XX. And be it enacted, That it shall be lawful for the Company to purchase any Quantity of Land for extraordinary Purposes connected with the said intended Branch Railways, not exceeding in the whole Twenty Acres.

Period within which Lands are to be purchased.

XXI. And be it enacted, That 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 Five Years from the passing of this Act.

Periods for Completion of Works.

XXII. And be it enacted, That in case the Railways by this Act authorized shall not be completed within Five Years from the passing of this Act, the Powers by this Act and the said recited Acts granted to the Company for executing the Railways, or otherwise in relation thereto, shall cease to be exercised, except as to so much of the Railways as shall then be completed.

Tolls.

XXIII. And be it enacted, That it shall be lawful for the Company to demand and receive in respect of the Use of the Railways by this Act authorized, and of the Engines and Carriages employed by them thereon, any Tolls and Charges not exceeding the Tolls and Charges for similar Purposes by the said first-recited Act authorized to be taken by the said Company.

Power to lease Railways.

XXIV. And be it enacted, That it shall be lawful for the said *East and West India Docks and Birmingham Junction* Railway Company, with the Consent and Approbation of Three Fifths of their Shareholders present, personally or by Proxy, at any General Meeting of the Company specially convened for the Purpose, from Time to Time to grant a Lease or Leases of the Railways and Works by the said first-recited Act and this Act authorized to be made by such Company to the *London and North-western* Railway Company for such Term or Terms of Years, for such Consideration, and upon such Conditions as shall be agreed upon between the said Companies; and it shall be lawful for the *London and North-western* Railway Company to accept such Lease or Leases, and to enter upon, hold, and use the Railways and Works forming the Subject of such Lease or Leases, subject to the Terms and Conditions of such Lease or Leases, and the Provisions of this Act and of the several Acts incorporated therewith.

Provision as to Maintenance of Railways on Leasestaking effect.

XXV. And be it enacted, That as and when such Lease or Leases as aforesaid shall take effect, the *London and North-western* Railway Company shall carry on and maintain the Railways and Works by the said first-recited Act and this Act authorized to be made, and by such Lease or Leases vested in them, in like Manner as the said *East and West India Docks and Birmingham Junction* Railway Company might have carried on and maintained the same if such Lease or Leases had not been made; and all the Powers, Privileges, Provisions, and Restrictions of the said first-recited Act and this Act, or such of them as relate to the Works which may be so leased, shall apply to the *London and North-western* Railway Company in like Manner in all respects as before the Execution of such Leases the same Provisions respectively applied to the *East and West India Docks and Birmingham Junction* Railway Company.

XXVI. And

Companies empowered to enter into Arrangements as to working of the Railways, &c.

XXVI. And be it enacted, That it shall be lawful for the said *East and West India Docks and Birmingham Junction* Railway Company and the *London and North-western* Railway Company to make Arrangements between themselves and to agree for the working of the Railways and Works by the said first-recited Act and this Act authorized to be made, or any of them, by the *London and North-western* Railway Company, and for the finding and providing by the last-mentioned Company of the necessary Engines, Waggons, Carriages, and other locomotive Stock, and also the Officers, Clerks, and Servants that may be necessary for the Purpose, and for the Consideration to be paid to the said last-mentioned Company for such Services, whether by a Mileage Rate Per-centage or Receipts or otherwise, and from Time to Time to alter, rescind, vary, or renew such Arrangements; and all Contracts and Agreements between the Companies for any of the Purposes aforesaid, being sealed with their respective Common Seals shall be valid at Law, and binding upon them to all Intents and Purposes.

Company may erect Parapets of Bridges, &c. of less Height than allowed by 9&10 Vict. c. 396., and may erect Iron Columns or Pillars in Great Randolph Street and Brecknock Street.

XXVII. And whereas by the Eighty-third Section of the recited *East and West India Docks and Birmingham Junction* Railway Act, 1846, it was amongst other things enacted and provided, that all Bridges and Viaducts over or across such Turnpike or other Roads, Streets, Ways, Squares, Crescents, public Passages or Places, and other Works as was or were thereby authorized to be constructed or which should be constructed for the Purposes of the Undertaking in that Act mentioned, over, through, upon, along, or under any of the Turnpike or other Roads, Streets, Ways, Squares, Crescents, public Passages or Places within the Limits of an Act of Parliament passed in the Third Year of the Reign of King *George* the Fourth, intituled *An Act for watching, lighting, watering, cleansing, gravelling, and otherwise improving the Foot, Carriage, and other public Ways on certain Lands and Grounds in the Parish of* Saint Pancras *in the County of* Middlesex *called* Camden Town, so far as the Railway should be visible from such Streets or Thoroughfares should have Parapets of the Height of Eight Feet at the least, and that every such Bridge or Viaduct or Shop underneath the Railway, and the Works appertaining thereto, should be so constructed as not to offer any Projection into or Impediment or Obstruction in any of such Streets or Thoroughfares, and so that the Inside Face of the Abutment Walls thereof should be lineable with the Front Wall of the Houses or Buildings on each Side of such Bridges or Viaducts respectively: And whereas it is expedient to amend the said recited Section so far as relates to the Parapets on all the said Bridges or Viaducts within the Limits of the said last-mentioned Act, and so far as regards the Construction of Two of the same Bridges or Viaducts crossing

3 G. 4. c. 82.

*Great*

*Great Randolph Street* and *Brecknock Street*, also within the Limits of the said last-mentioned Act respectively, in such Manner as is hereinafter provided: Now therefore be it enacted, That it shall and may be lawful for the said Company to erect and construct the Parapets of the Bridges and Viaducts within the Limits of the said last-mentioned Act of a less Height than Eight Feet, provided that such lesser Height be previously approved of by the Marquis *Camden* by Writing under his Hand; and also to erect and construct Iron Columns or Pillars on both Sides of the Two Streets known as *Great Randolph Street* and *Brecknock Street* aforesaid respectively, as and by way of Support to the Bridges or Viaducts of the said Railway over the said Streets, such Columns or Pillars to be placed in a Line with the Curb of the Footways on each Side of the same Streets in accordance with the Plans or Sections which have been already submitted to and approved of by the said Marquis and the Commissioners acting under the said last-mentioned Act, and so as not to offer any Obstruction or Impediment to the Footways and Carriageways thereof respectively other than as may be requisite for the Erection and Position of the said Columns or Pillars.

Great Northern Railway Company empowered to effect a Junction with the East and West India Docks and Birmingham Junction Railway, and to use the same.

XXVIII. And be it enacted, That it shall be lawful for the *Great Northern* Railway Company to form a Junction and add such Side Lines and Works in connexion with the said Railway, at any Point West of *Maiden Lane*, as may be necessary for connecting the *Great Northern* Railway with the said Railway, and as the said *Great Northern* Railway Company may be authorized to make, so as to allow of the Passage of Engines and Carriages from one Railway to the other, and as may be necessary for the Reception and Accommodation of the Traffic of the said *Great Northern* Railway Company passing on, to, or from the said *East and West India Docks and Birmingham Junction* Railway, such Junctions, Side Lines, and Works being made under the Superintendence and to the Satisfaction of the Engineers for the Time being of the *East and West India Docks and Birmingham Junction* Railway Company; and it shall be lawful for the said *Great Northern* Railway Company to use the same Railway from the Point of Junction therewith to the *East and West India* Docks, and all the Branches, Stations, Reservoirs, and Works belonging thereto, with their Engines and Carriages, subject to the Bye Laws and Regulations of the Company having Control of the said Railway, and to such other Terms, Conditions, and Regulations as may be agreed on between the said Two Companies, or in the event of Difference between them, then by the Engineers in chief of the said Two Companies, or by an Umpire to be named by such Engineers, or in case no such Umpire should be appointed before the Expiration of Twenty-one Days after Notice from one such Engineer to the other

other to appoint such Umpire, then by an Umpire to be appointed by the Railway Commissioners.

As to the Conveyance of Trucks belonging to the Great Northern Railway Company.

XXIX. And be it enacted, That all Trucks of the *Great Northern* Railway Company which shall be brought to the Point of Junction between the said Two Railways for the Purpose of being conveyed therefrom to the *East* and *West India* Docks or either of them, or which shall be loaded at the said Docks or either of them for the Purpose of being conveyed therefrom to the Junction, shall, in case the said *Great Northern* Railway Company shall so desire, be so conveyed by the Company or their Lessees working the said Railway as Part of and together with their own Luggage Trains at such Times, and subject to such Terms, Conditions, and Regulations, as, in the event of Difference between the said Two Companies, shall be settled by such Engineers or such Umpires as aforesaid.

As to Junction of Branch Railway with the London and Blackwall Extension.

XXX. And be it enacted, That in making the Branch Railway firstly herein-before mentioned it shall not be lawful for the said *East and West India Docks and Birmingham Junction* Railway Company at the intended Junction with the *London and Blackwall Extension* Railway to deviate more than Ten Yards on either Side of the Centre Line of such intended Junction as laid down on the deposited Plan herein-before referred to; and such Junction shall be effected in a substantial and workmanlike Manner by means of Connexion Rails and Points laid to the entire Satisfaction of the Engineer for the Time being of the said *London and Blackwall* Railway Company, and shall at all Times hereafter be amended, repaired, and maintained by and at the Expense of the *East and West India Docks and Birmingham Junction* Railway Company to the like Satisfaction of the said Engineer, and at such Times and by such Ways and Means only as shall not in anywise prejudice or injure the said *London and Blackwall Extension* Railway, or impede or obstruct or interfere with the free, uninterrupted, and safe Passage of Traffic along the same.

Providing against Injury to Works, &c. of London and Blackwall Extension Railway.

XXXI. And whereas the Branch Line of Railway by this Act authorized and secondly herein-before described is proposed to be carried under the Line of the *London and Blackwall Extension* Railway in the Parish of *Saint Mary Stratford-le-Bow*, and it is expedient to provide against any Injury being occasioned at the last-mentioned Railway or any Interruption to the Traffic thereon: Be it therefore enacted, That the *East and West India Docks and Birmingham Junction* Railway Company shall not in any Manner interfere with the said *London and Blackwall Extension* Railway, or any of the Lands or Works belonging thereto or whereon the same is made, except only according to such Plans and in such Manner as

shall be arranged and agreed between the Engineers for the Time being of the said respective Companies, or in case of Difference between them, then by an Umpire to be chosen by such Engineers, or in case they cannot agree upon such Umpire, then by an Umpire to be appointed by the Commissioners of Railways on the Application in Writing of either Party; and such Works shall be made so and in such Manner as not in any way to interfere with or endanger the Security of the said *London and Blackwall Extension* Railway; and it shall be lawful for the said *London and Blackwall* Railway Company to require all such Precautions to be taken by the said *East and West India Docks and Birmingham Junction* Railway Company, and all such Works shall be constructed by them and at their Expense, and for ever thereafter maintained by them, as may be agreed upon between the said Engineers of the said respective Companies, or by an Umpire to be appointed as aforesaid.

Lands of London and Blackwall Railway Company not to be entered upon or taken, save as herein specified.

XXXII. And be it enacted, That notwithstanding anything in this Act contained to the contrary it shall not be lawful for the said *East and West India Docks and Birmingham Junction* Railway Company, or for any other Person or Persons, for the Purposes of or in execution of this Act, in any Manner, either permanently or temporarily, to enter upon, take, or use any of the Land or Property of the said *London and Blackwall* Railway Company, other than and except such Land as must necessarily be taken for the Construction of the said Branch Railways, and except also a certain triangular Piece of Land situate on the Eastern Side of the Branch Railway first hereinbefore mentioned, and being the severed Portion of a Field or Inclosure of Land, Number 16, in the Parish of *Bromley Saint Leonard*, on the deposited Plan herein-before referred to, nor in any Manner to alter, vary, or interfere with the said *London and Blackwall Extension* Railway, or any of the Works appertaining thereto, save only for the Purpose of constructing the said Branch Railways hereby authorized in manner aforesaid, and not otherwise.

Saving Rights of London and Blackwall Railway Company.

XXXIII. And be it enacted, That (except as hereby expressly authorized) nothing in this Act contained shall extend to prejudice, diminish, alter, or take away any of the Rights, Privileges, Powers, Franchises, or Authorities of or vested in or belonging to the *London and Blackwall* Railway Company; but all their Rights, Privileges, Powers, Franchises, and Authorities under the several Acts of Parliament relating to the said Company, or otherwise, are hereby expressly saved and reserved, not only as against and with respect to the *East and West India Docks and Birmingham Junction* Railway Company, but also as against and with respect to all other Companies and Persons whomsoever.

XXXIV. And

Notice to be given to Metropolitan Commissioners of Sewers of Interference with Drains.

XXXIV. And be it enacted, That where any of the intended Works to be done under or by virtue of this Act may pass over, under, or by the Side of, or in any other Manner so as to interfere with any Sewer, Drain, or Watercourse under the Management or Control of the Metropolitan Commissioners of Sewers, the said Company shall not proceed therein until the said Company shall have given to the said Metropolitan Commissioners of Sewers Twenty-one Days previous Notice in Writing of their Desire, and a full particular Plan or Plans of the Works so affecting any Sewers, Drains, or Watercourses aforesaid, and until the said Commissioners shall have sanctioned and approved the Mode of crossing, passing, or interfering with such Sewers, Drains, or Watercourses; and the said Company shall and they are hereby required to adhere to and comply with all such Orders and Regulations as the said Commissioners may make with reference to the said Company providing by new, altered, or substituted Works for the proper Drainage of, and the preventing Injury to, the Sewage of the District, and for guarding against any Impediment to the Drainage of the District or Districts through which any of the intended Works shall pass, and also saving harmless the said Commissioners against Expense; and all such Works as may be so required shall be done under the Direction and Control of the Surveyor, or other Officer or Officers of the said Commissioners, to be appointed for that Purpose; and when any new, altered, or substituted Sewers as aforesaid, or any other Works connected with Sewage, shall be completed by the said Company under the Provisions of this Act, the same shall thereafter be as fully and completely under the Direction, Control, and Management of the said Metropolitan Commissioners as any other Sewers, Drains, and Watercourses are or may be; and all the Rights, Powers, Privileges, and Authority of the said Commissioners shall remain in full Force and Virtue with reference to all such Sewers, Drains, and Watercourses for all Purposes, and shall not be prejudiced or affected by this Act.

Railway to be subject to Provisions of 1 & 2 Vict. c. 98., 3 & 4 Vict. c. 97., 5 & 6 Vict. c. 55., 7 & 8 Vict. c. 85., and 9 & 10 Vict. cc. 57. 105.

XXXV. And whereas an Act was passed in the Second Year of the Reign of Her present Majesty, intituled *An Act to provide for the Conveyance of the Mails by Railway*; and another Act was passed in the Fourth Year of the Reign of Her said Majesty, intituled *An Act for regulating Railways*; and another Act was passed in the Sixth Year of the Reign of Her said Majesty, intituled *An Act for the better Regulation of Railways, and for the Conveyance of Troops*; and another Act was passed in the Eighth Year of the Reign of Her said Majesty, intituled *An Act to attach certain Conditions to the Construction of future Railways authorized or to be authorized by any Act of the present or succeeding Sessions of Parliament, and for other Purposes in relation to Railways*; and Two other Acts were passed in the

the Tenth Year of the Reign of Her said Majesty, intituled respectively *An Act for regulating the Gauge of Railways*, and *An Act for constituting Commissioners of Railways*: Be it enacted, That nothing in this Act contained shall be held to exempt the Railways by the said first-recited Acts and this Act authorized to be made, or the said Company, from the Provisions of the said several Acts respectively, but that such Provisions shall be in force in respect of the said Railways and Company so far as the same shall be applicable thereto.

Railways not exempt from Provisions of future general Acts.

XXXVI. And be it enacted, That nothing herein contained shall be deemed or construed to exempt the Railways by the said first-recited Acts and this Act authorized to be made from the Provisions of any general Act relating to such Acts, or of any general Act relating to Railways, or to 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 and Alteration, under the Authority of Parliament, of the maximum Rates of Fares and Charges authorized by the said first-recited Act and this Act.

Expenses of Act.

XXXVII. And be it enacted, That all the Costs, Charges, and Expenses of obtaining and passing this Act, or incident thereto, shall be paid and defrayed by the said Company out of the Funds of the said Company already raised or received or to be raised or received by virtue of the said first-recited Act or this Act.

Public Act.

XXXVIII. And be it enacted, That this Act shall be a Public Act, and shall be judicially taken notice of as such.

LONDON:
Printed by George Edward Eyre and William Spottiswoode,
Printers to the Queen's most Excellent Majesty. 1850.