

ANNO VICESIMO OCTAVO

VICTORIÆ REGINÆ.

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Epping Railways from the Company's *Woodford and Loughton* Branch to *Chipping Ongar* in the County of *Essex*, and One of the Railways so authorized will cross, in the Parish of *Theydon Bois*, a Road leading from *Theydon Bois* to *Epping*, numbered 27 in that Parish on the Plans referred to in the said Act: And whereas by "The *Eastern Counties* (*Epping* Lines) Act, 1862," the Powers of the *Epping* Railways Company became vested in the Company: And whereas other Acts have been passed relating to the Company: And whereas a Railway from the Company's *Tap Street* Branch to *Winchmore Hill* in the Parish of *Edmonton*, and from the Company's *Tap Street* Branch to the *Northern and Eastern* Railway near the *Ordnance Factory* Station, and from the Company's *Enfield and Edmonton* Line to the last-mentioned proposed Railway, and from the Company's *Tap Street* Branch to the authorized Line of the *Tottenham and Hampstead* Junction Railway in the Parish of *Tottenham*, and from the Company's *Colchester* Line to the *Northern and Eastern* Railway in the Parish of *West Ham* in the County of *Essex*, would be of public Advantage; and the Company are willing (if authorized by Parliament) to make such Railways: And whereas it is expedient that the Company should be authorized to purchase certain Lands and Buildings for Station Purposes in the Parishes of *Saint Botolph, Bishopsgate Street*, in the City of *London*, *Saint Matthew, Bethnal Green*, and *Saint Mary, Whitechapel*, in the County of *Middlesex*, and to carry the *Epping* Railway across the said Road in the Parish of *Theydon Bois* on the Level thereof: 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:

25 & 26 Vict. c. clxxxvii.

8 & 9 Vict. cc. 16. 18. & 20. 23 & 24 Vict. c. 106., and 26 & 27 Vict. cc. 92. & 118. incorporated.

1. "The Lands Clauses Consolidation Act, 1845," "The Lands Clauses Consolidation Acts Amendment Act, 1860," "The Railways Clauses Consolidation Act, 1845," Part I. of "The Railways Clauses Act, 1863," relating to Construction of a Railway, 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 Non-payment of Calls, the Remedies of 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 to be made for affording Access to the "Special Act," and Parts I., II., and III. of

III. of "The Companies Clauses Act, 1863," relating respectively to Cancellation and Surrender of Shares, to additional Capital, and to Debenture Stock, are hereby incorporated with this Act.

Interpretation of Terms.

2. 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,)

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

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

The Expressions "Superior Court" 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:

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

Power to Company to raise Capital by Shares or Stock.

3. 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 Shares or Stock, either Ordinary or Preference, or partly Ordinary and partly Preference, such additional Capital beyond the Amount which they may be authorized to raise by other Acts of Parliament as they think fit, not exceeding in the whole One hundred and ninety-six thousand Pounds.

Shares or Stock to form Part of Company's general Capital.

4. All Shares or Stock 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.

Shares not to issue until One Fifth Part paid up.

5. It shall not be lawful for the Company to issue any Share or Stock to be created under the Powers of this Act, nor shall any such Share or Stock 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 or Stock shall have been paid up in respect thereof.

Capital under several Acts may be raised by Shares or Stock of One Class.

6. If by any other Act or Acts passed in the present Session of Parliament, and whether before or after the passing of this Act, the Company be authorized to raise any Capital by new Shares or Stock, then, subject to the Provisions of the other Act or Acts and this Act respectively, the Company, if they think fit, may raise, by the Creation and Issue of Shares or Stock of One and the same Class, all

or

or any Part of the aggregate Capital which they are by the other Act or Acts and this Act respectively authorized to raise by the Creation and Issue of Shares or Stock.

Debenture Stock.

7. The Company, when they are by this Act authorized to raise Money by Mortgage, may create and issue Debenture Stock.

Power to borrow on Mortgage.

8. 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 Sixty-five thousand three hundred and thirty Pounds, but no Part of that Money shall be borrowed until the whole of the said additional Capital of One hundred and ninety-six thousand Pounds shall have been *bonâ fide* subscribed 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 Fortieth Section of "The Companies Clauses Consolidation Act, 1845," before he so certifies, that all the said additional Capital of One hundred and ninety-six thousand Pounds has been subscribed for *bonâ fide* and issued, and that One Half thereof has been paid up, and that not less than One Fifth of the Amount of each Share or Sum of Stock was paid on Issue of the same, and that such Shares or Stock are held by the Subscribers or their Assigns, and that such Subscribers or their Assigns are legally liable for the same (of which Proof having been given the Certificate of such Justice under that Section shall be sufficient Evidence).

Priority of existing Mortgages.

9. 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, as regards the Undertaking comprised in and assigned by such Mortgages, have Priority over all Mortgages granted by virtue of this Act.

Application of Money raised under Act.

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

Power to make Railways.

11. The Company may make and maintain the following Railways, with all proper Stations, Approaches, Works, and Conveniences connected therewith respectively; (that is to say,)

A Railway (in this Act called "the *Winchmore Hill* Railway") commencing by a Junction with the Company's *Tap Street* Branch in the Parish of *Tottenham* in the County of *Middlesex*, and terminating at or near *Winchmore Hill* in the Parish of *Edmonton* in the same County:

A Railway

A Railway (in this Act called "the *Ordnance Factory* Railway") commencing by a Junction with the Company's *Tap Street* Branch in the said Parish of *Edmonton*, and terminating by a Junction with the *Northern and Eastern* Railway at or near the *Ordnance Factory* Station:

A Railway (in this Act called "the *Edmonton* Junction") commencing by a Junction with the Company's *Enfield and Edmonton* Line in the said Parish of *Edmonton*, and terminating by a Junction with the *Ordnance Factory* Railway in the same Parish:

A Railway (in this Act called "the *Seven Sisters Road* Junction") commencing by a Junction with the Company's *Tap Street* Branch in the said Parish of *Tottenham*, and terminating by a Junction with the authorized Line of the *Tottenham and Hampstead* Junction Railway in the same Parish:

A Railway (in this Act called "the *Stratford* Branch") commencing by a Junction with the Company's *Colchester* Line in the Parish of *West Ham* in the County of *Essex*, and terminating by a Junction with the *Northern and Eastern* Railway in the same Parish.

Railways and Works to form Part of Company's Undertaking.

12. The Railways and Works by this Act authorized shall form Part of the Undertaking of the Company.

Railways to be made according to deposited Plans and Sections.

13. And whereas Plans and Sections of the proposed Railways showing the Line and Levels thereof, and the Lands required for the Purposes thereof and for Station and other Purposes of the Undertaking, and also a Book of Reference to such Plans, have been deposited with the respective Clerks of the Peace for the Counties of *Middlesex* and *Essex*, and the County of the City of *London*: Therefore, subject to the Provisions and Powers of Deviation in this Act and the Acts incorporated herewith contained, the Railways shall be made in the Line and upon the Lands delineated on the said Plans and described in the said Book of Reference, and according to the Levels defined on the said Sections, and it shall be lawful for the Company to enter upon, take, and use all or any of the said Lands necessary for the said Purposes; but it shall not be lawful for the Company, under the Powers of this Act, to take or appropriate any Part of *Thomas Street*, except with the Consent of the Board of Works of the *Whitechapel* District first had and obtained.

Notice to be given of taking of Houses of Labouring Classes.

14. The Company shall, not less than Eight Weeks before they take in any Parish Houses amounting to Fifteen in Number or more, occupied either wholly or partially by Persons belonging to the Labouring Classes as Tenants or Lodgers, make known their Intention to take the same by Placards, Handbills, or other general

Notice placed in public View upon or within a reasonable Distance from such Houses; and the Company shall not take any such Houses until they have obtained the Certificate of a Justice that it has been proved to his Satisfaction that the Company have made known their Intention to take the same in manner herein-before required.

As to the crossing of Angel Lane, Leyton Road, and Windmill Street.

15. And whereas it is intended to carry the said Railway under the Roads called *Angel Lane*, *Leyton Road*, and *Windmill Street*, numbered respectively 181, 182, and 174 on the deposited Plans, all which Roads, together with the Sewers under them, are vested in the *West Ham* Local Board of Health: Be it therefore enacted, That it shall not be lawful for the Company, in constructing the said Portion of the said Railway, to injure or interfere with in any way whatever the Sewers under the said Roads, and the Company shall, with all possible Despatch, reconstruct and restore the said Roads of a Width at least as great as that of the existing Roads, and the said Roads, when so restored, shall not, nor shall either of them, have a greater Inclination on the Surface than One Foot in Forty Feet, and the Company shall widen the Bridge carrying the said *Angel Lane* over the *Great Eastern* Railway near to the intended Railway, so that the Width thereof between Parapet and Parapet shall not be less at any Part than Thirty Feet, and so that the Parapet Walls on each Side shall not be less than Six Feet Six Inches in Height at the Level from the Surface of the Road, and the Company shall also construct, at the Four Ends of such Parapet Walls, Screen Walls or Close Fences for One hundred and fifty Feet in continuation of such Parapet Walls.

Notice to be given to the West Ham Local Board of Health of Commencement of Works, who may require temporary Road.

16. And it shall not be lawful for the Company to commence any Works in any way interfering with the said Roads respectively until Ten Days after they shall have given Notice of their Intention to commence such Works, and shall have delivered Plans and Sections of the same to the Surveyor or other authorized Officer of the *West Ham* Local Board of Health, and shall have explained to him in Writing in what Way they propose to carry on the same; and if the said Surveyor shall thereupon require a temporary Road to be made by the Company instead of the one to be interfered with, the Company shall make and substitute such sufficient Road, and shall maintain the same until the Restoration of the existing Road, and be liable to the same Penalties for failing to make and after Notice to maintain the same as is and are provided by the Railways Clauses Consolidation Act, 1845; and unless such substituted Road shall be required, the Company shall, during the Execution of the Works authorized or required by this Act to be done, at all Times keep open and uninterrupted, for the Traffic of the Public, a clear Width of Twenty-five Feet; and all necessary Measures of Precaution for the

the public Safety during the Progress of the said Works, or any of them, shall be adopted by and at the Expense of the Company; and the Company shall save harmless the *West Ham* Local Board of Health in respect of all Accidents that may happen by reason of the Works of the said Company; and all Alterations, as well as the Restoration of the said Roads and the widening of the said Bridge, shall be done to the Satisfaction of the said Surveyor or other authorized Officer of the *West Ham* Local Board of Health; and in case the Company shall not, upon being required by the said Surveyor or other authorized Officer so to do, forthwith proceed to execute the Works herein mentioned to his Satisfaction, it shall be lawful for him to cause all such Works to be done, and all Costs and Expenses of doing the same shall be paid, on Demand, by the Company, or, in default of Payment for Twenty-one Days after such Demand, may be recovered by the *West Ham* Local Board of Health, with full Costs of Suit, by Action in any Court of competent Jurisdiction.

Certain Lands of P. L. P. Lybbe, Esq. not to be taken.

17. The Company shall not be entitled to purchase and take for the Purposes of this Act any Part of the Farmhouse and Gardens numbered 6 in the Parish of *Edmonton* on the deposited Plan, and belonging to *Philip Lybbe Powis Lybbe* Esquire, nor any Part of the Farm Buildings and Yards numbered 5A in the same Parish on such deposited Plan, also belonging to him, nor so much of the Field numbered 5 in the same Parish on such deposited Plan, also belonging to him, as lies to the North of the said Garden and Buildings, and extends 480 Feet from the said Garden towards the North, and 158 Feet from the Eastern Limit of Deviation in the said Parish of *Edmonton* on such deposited Plan towards the West.

Limiting Time for compulsory Purchase.

18. 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 Three Years from the passing of this Act.

Lands for extraordinary Purposes.

19. 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 Railways and Works by this Act authorized, not exceeding in the whole Two Acres.

Power to cross certain Roads on the Level.

20. Subject to the Provisions in "The Railways Clauses Consolidation Act, 1845," and "The Railways Clauses Act, 1863," contained, in reference to the crossing of Roads on the Level, the Company, in constructing the Railways by this Act authorized and the *Epping* Railway, may carry the same with not more than One Line of Railway so long as the Railway is a Single Line, and with not more than Two Lines of Railway when the Railway is a Double Line, across

across the Roads numbered respectively on the deposited Plans as follows, on the Level thereof; (that is to say,)

Description of Road.	No. on Plan.	Name of Parish.
Public Road - -	27 (on Plan of Epping Railway).	Theydon Bois.
Road - -	7 (on Plan of new Railway).	Enfield.

Regulating the crossing over the Metropolis Turnpike Road No. 72 in Edmonton.

21. Whereas it is intended to carry, by means of a Bridge, the Line of the *Winchmore Hill* Railway over a certain Turnpike Road, numbered 72 in the Parish of *Edmonton* on the deposited Plans, which Road is under the Charge of the Commissioners of the Metropolis Turnpike Roads North of the *Thames:* Therefore it shall not be lawful for the Company to lower the said Turnpike Road more than Eight Feet, and the same Road when lowered shall not have a greater Inclination than One Foot in Forty Feet, and the Company shall make, and for ever thereafter keep, repair, and maintain, the said Bridge of a Span wide enough to preserve the present Width of the said Turnpike Road and the Footpaths on each Side thereof, and not less wide than Forty Feet measured on the Square, and shall leave under the said Bridge a clear Headway of not less than Sixteen Feet over the said Turnpike Road and every Part thereof, and of not less than Eight Feet over the Footpaths and every Part thereof, and the Company shall erect and place, and for ever thereafter keep, repair, and maintain, Parapet Walls of not less than Six Feet Six Inches in Height at least from the Level of the Rails of the Railway on each Side of the said Bridge, and also, from the Four Ends of such Parapet Walls, Screen Walls or Close Fences for One hundred and fifty Feet in continuation of such Parapet Walls along both Sides of the Railway, and shall restore the same Road and Footpaths in the same Line as at present, and shall form so much thereof as hard Road and so much as Footpath, and shall form them of such Materials, and of such Quantity and Quality of each Material, as shall be required by the General Surveyor of the said Commissioners; and the said Turnpike Road under the said Bridge shall at all necessary Times be lighted and kept lighted by and at the Expense of the Company.

Regulating the Crossing under the Metropolis Turnpike Road No. 62 in Enfield.

22. And whereas it is intended to carry the Line of the *Ordnance Factory* Railway under a certain other Turnpike Road numbered 62 in the Parish of *Enfield* on the deposited Plans, which Road is also under the Charge of the Commissioners of the Metropolis Turnpike Roads North of the *Thames:* Therefore it shall not be lawful for the Company to raise the Surface of the said Turnpike Road more than

than Three Feet Six Inches, and the same Road when raised shall not have a steeper Inclination than One Foot in Sixty Feet, and there shall be not less than One Foot of Earth or Road Material between the Arch of the Bridge carrying the said Road over the Railway and the Surface of the said Road, and such Bridge shall be wide enough to carry the Road and the Footpaths on each Side of the Road over the Railway without contracting or diminishing the present Width thereof, and the Company shall erect and place, and for ever thereafter keep, repair, and maintain, Parapet Walls of not less than Six Feet Six Inches in Height at the least from the Surface of the Road on each Side of the Bridge, and from the Four Ends of such Parapet Walls Screen Walls or Close Fences for One hundred and fifty Feet in continuation of such Parapet Walls, and shall construct the same Road and Footpaths in the same Line as at present, and shall form so much thereof as hard Road and so much as Footpath, and shall form them of such Materials, and of such Quantity and Quality of such Material, as shall be required by the General Surveyor of the said Commissioners.

Company to set Curbs at the Edges of the Footpaths, restore Drainage, &c.

23. The Company shall set under the said Bridge carrying the Railway over the said Road numbered 72 in the Parish of *Edmonton*, and over the said Bridge carrying the said Road numbered 62 in the Parish of *Enfield*, over the Railway, and for One hundred Feet on each Side of such Bridges respectively, Granite Curbs at the Edges of the Footpaths by the Sides of the said Roads, and shall restore all Drains that may be interfered with, or substitute others, so that the said Roads may be effectually drained to the Satisfaction of the General Surveyor of the said Commissioners; and the Company shall, at their own Expense, do all the Works aforesaid, whether of original Construction or of Maintenance, and provide all Materials necessary for such Works.

Notice to be given to the Surveyor of the Commencement of the Works, who may require a temporary Road.

24. It shall not be lawful for the Company to commence any Works in any way interfering with the said Turnpike Roads respectively until Ten Days after the Company shall have given Notice of their Intention to commence such Works, and shall have delivered Plans and Drawings of the same to the General Surveyor of the said Commissioners, and shall have explained in Writing to such General Surveyor in what Way the Company propose to carry on such Works, and if the said General Surveyor shall thereupon require a sufficient Road temporary to be made by the Company instead of the Road to be interfered with, then the Company shall make and substitute such sufficient temporary Road before they interfere with the existing Road, and shall maintain the same until the Restoration of the existing Road, and be liable to the same Penalties for failing to make, and after Notice to maintain, such substituted Road as is and are provided by "The Railways Clauses Consolidation Act, 1845,"

1845," with respect to substituted Roads and the Failure to make the same; and unless such temporary Road shall be required the Company shall, during the making of the Bridge, and the lowering or raising, as the Case may be, of the Road, at all Times keep open and uninterrupted for the Traffic of the Public a clear Width of Twenty-five Feet of the present Road and One Footpath; and all necessary Measures of Precaution for the public Safety during the Progress of the Works of the Railway, and of lowering or raising the Road, including the fencing of the Works and lighting and watching the same, shall be adopted by and at the Expense of the Company; and the Company shall save harmless the said Commissioners in respect of all Accidents and Damages which may happen by reason of the said Works of the Company, and the Company shall finish and complete all Works, Matters, and Things connected with lowering or raising the Road, and restore and give to the Public the uninterrupted Use of the Road and Footpaths so lowered or raised as aforesaid within Six Months from the Day on which the same respectively shall be first interfered with; and all such Works shall be done under the Superintendence from Time to Time and to the Satisfaction of the said General Surveyor, and the Materials thereof shall be good and sufficient for the respective Purposes for which such Materials shall be used, and of such Descriptions respectively as shall be approved of by the said General Surveyor; and in case the Company shall fail to do or maintain and repair any Works according to the Provisions herein-before contained, and the Company shall not, upon being by the said General Surveyor required so to do, proceed forthwith to do or to repair such Works to his Satisfaction, then and in any of such Cases it shall be lawful for the said General Surveyor to cause all such Works and Repairs to be made and done as he in his Discretion shall think fit; and all Costs and Expenses of such Works and Repairs shall be paid, on Demand, by the Company, or, in default of Payment for Twenty-one Days after such Demand, may be recovered by the said Commissioners from the Company, with full Costs of Suit, by Action in any Court of competent Jurisdiction.

Alterations may be make in the Works with the Consent of the Commissioners.

25. It shall be lawful for the said Commissioners and Company to agree with each other for the carrying of the said Roads or either of them under or over the Railway, in any other Manner than is herein-before mentioned or provided for, and for the making, doing, and maintaining by the Company of all such Works as may be necessary or expedient for the Purposes aforesaid, and in case of any such Agreement it shall not be binding on the Company to do such of the Works, Matters, and Things required to be done by them as shall be by the said Agreement expressly dispensed with by the said Commissioners.

26. In

As to Inclination of certain Roads.

26. In carrying the following Roads over or under the Railway the Company shall reconstruct or restore the said Roads at an Inclination not steeper than the Rate of Inclination specified in the following Table; (that is to say,)

No. of Road on deposited Plan.	Name of Parish.	Rate of Inclination.
44	Enfield	1 in 35.
78		1 in 35.
68		1 in 40.

Local Rates to be made good in the Whitechapel District.

27. While the Company are possessed under the Authority of this Act of any Land, Houses, Buildings, or other Property assessed or liable to be assessed to any parochial or other general or special Rate, and until any Works to be constructed under the Authority of this Act in the *Whitechapel* District are so far completed as to be assessed or liable to be assessed to an Amount equal to or greater than the aggregate Amount of the gross rateable Value of the same Lands, Houses, Buildings, and Property for the Twelve Months immediately preceding the passing of this Act, the Company shall be liable to make good the Deficiency in the Assessment for such Rates by reason of such Lands, Buildings, or Property being taken or used by them for the Purposes of this Act, and the Deficiency shall be computed according to the Rental at which such Lands, Houses, Buildings, and Property respectively are rated in the said Rate.

As to crossing the New River.

28. Where the Railway is proposed to pass over the *New River* there shall be a Bridge built in conformity with the following Regulations; (that is to say,)

The Span of such Bridge or Distance between its Piers, measured at Right Angles to the Course of the said River, shall not be less than Twenty Feet; the clear Height of such Bridge from the highest Water Level of the said River to the under Side or Soffit of the Arch or Girder of such Bridge shall at no Place be less than Two Feet Six Inches; and the Piers of the said Bridge shall be so constructed that the River Channel between and near them may safely have a Water Depth of at least Five Feet; that the Company shall, in all Cases where the said Railway passes over the said River, provide convenient and proper Means to enable the Agents and Servants of the *New River* Company to cross over the said Railway, so as to communicate with the River Lands and other Works of the *New River* Company on either Side of the said River.

Works affecting New River Com-

29. All Works, Matters, or Things which, under the Provisions of "The Railways Clauses Consolidation Act, 1845," or this Act, the Company

pany to be done to the Satisfaction of their Engineer.

Company may be empowered or required to do or execute with reference to the Mains, Pipes, Syphons, Plugs, or other Works of the *New River* Company, shall be done and executed by and at the Cost of the Railway Company, but to the entire Satisfaction and under the Superintendence of and in such Manner as shall be required by the Engineer for the Time being of the *New River* Company, and such Works, Matters, or other Things shall not be commenced until after Fourteen Days previous Notice thereof in Writing shall have been given to the said *New River* Company.

New River Company empowered to repair and lay Pipes on Lands of Railway Company.

30. It shall be lawful for the said *New River* Company, by their Engineers, Workmen, and others in their Employment, at all Times when it may be necessary, to enter upon the Railway Lands and Premises of the Railway Company at any Point or Place where there are existing Mains or Pipes belonging to the said Company, and to do all such Works in and upon such Railway Lands and Premises as may be necessary for repairing, maintaining, or removing or replacing such Mains or Pipes under or over the same Railway Lands and Premises: Provided always, that in so doing the said *New River* Company, or their Engineers or Workmen, or others in their Employment, shall not interrupt the Traffic passing on the said Railway or any of the Railways by this Act authorized; and provided also, that the said *New River* Company shall make good and reimburse to the Company all Damages to the Railways or any of the Railways and Works by this Act authorized occasioned by the Exercise of the Powers by this Clause reserved.

Provision for Extension of Water Supply.

31. In every Case in which the Works of the Company shall interfere with the Mains of the said *New River* Company, the Company shall give every reasonable Facility for Provision being made, when required, by and at the Expense of the *New River* Company, so as to allow such Mains to be replaced by Mains of a larger Size, and enable the said *New River* Company to supply the increasing Demands of the Public, and if any Difference shall arise between their Engineer and the Company as to the Extent of such Facility, the same shall be settled by an Engineer to be appointed by the Board of Trade under the Hand of One of their Secretaries, at the Request of either Company.

Penalty for interrupting the Supply of Water.

32. If any Interruption whatever in the Supply of Water by the said *New River* Company shall be in any way occasioned by the said Railway Company, or by the Acts of their Contractors, Agents, Workmen, or Servants, or any Person in the Employ of them, or any or either of them, the said Railway Company shall forfeit and pay to the said *New River* Company, for the Use and Benefit of the said Company, the Sum of Ten Pounds for every Hour during which such Interruption shall continue, such Sum to be recovered by the said *New River* Company in any Court of competent Jurisdiction.

33. The

Expense of Repairs of Water Pipes, &c. to be borne by Railway Company in certain Cases.

33. The Expense of all Repairs or Renewals of the said Pipes or Mains, or any Works in connexion therewith, which may at any Time hereafter by rendered necessary by the Acts or Defaults of the Company, their Contractors, Agents, Workmen, or Servants, or any Person in the Employ of them, or any or either of them, shall be borne and paid by the Company, and may be recovered against them by the said *New River* Company in any Court of competent Jurisdiction.

Liverpool Street to be widened.

34. The Company shall purchase Land necessary for the Purpose, and shall widen *Liverpool Street* to make it of the Width of Sixty Feet, and the Street so opened shall be for ever after dedicated to the Use of the Public, and shall be maintained, repaired, and regulated by the local Authority having the Maintenance, Repair, and Regulation of the said Street.

Sects. 15 and 23 of recited Act extended to Parish of Saint Matthew, Bethnal Green.

35. Sections 15 and 23 of the said recited Act of 1864 shall apply to and be deemed to include the Parish of *Saint Matthew, Bethnal Green*, through which the Railways numbered (2 and 3) in the said Act will be made, as well as to the Parishes and Places mentioned in the said Sections.

Company to pay 7,500*l.* for the Removal of All Saints Church, Bishopsgate.

36. Within Three Months after the passing of this Act the Company shall pay the Sum of Seven thousand five hundred Pounds to such Persons as shall be agreed upon between the Company, the Bishop of *London*, and the Incumbent of the Parish of *All Saints, Bishopsgate*, to be applied by such Persons, together with the Interest accruing thereon, in the Erection, to the Satisfaction of the said Bishop, of a Church in lieu of or in substitution for the existing Church of *All Saints, Bishopsgate*, upon One of the Sites hereinafter mentioned.

Company to provide the Site for the new Church.

37. The Company shall select and provide Land for the Site of the said Church of an Area not less than the Area of the present Church, but such Land shall be situated within the said Parish of *All Saints* in some Part of the Area formed by the following Boundaries; (that is to say,)

Either, 1st, abutting upon *Bishopsgate Street* and between *Skinner Street* and *Acorn Street*;

Or, 2dly, abutting upon *Bishopsgate Street*, and abutting upon the North Side of *Skinner Street*;

Or, 3dly, abutting upon *Bishopsgate Street*, and between the *City of London* Theatre and *Primrose Street*;

Or, 4thly, Land lately purchased or contracted to be purchased by the Company under the Powers of "The *Great Eastern* Railway (Metropolitan Station and Railways) Act, 1864," and numbered on the Plans referred to in the said Act 589, 590, 591, and 592, in the Parish of *Saint Botolph, Bishopsgate*,

as the Company shall determine; but if the Company shall select the Area fourthly herein-before mentioned, they shall pay to the Persons to whom they shall be required to pay the said Sum of Seven thousand five hundred Pounds the further Sum of Two thousand Pounds, to be by the said Persons applied for or towards a Parsonage or Schools in connexion with the Church, as the said Incumbent and Churchwardens, with the Sanction of the said Bishop, shall direct, and the said Incumbent and Churchwardens shall also be entitled to all Materials upon the said Land.

Power to Company to purchase, and Land to be conveyed to the Incumbent.

38. It shall be lawful for the Company to purchase by Agreement the Lands which they may require for the Purposes of the said new Church; and the Company shall, within Six Months from the passing of this Act, at their Expense, convey or cause to be conveyed the Land so to be provided as aforesaid for the said Purposes to the Incumbent of the Parish of *All Saints, Bishopsgate*, and his Successors, free from all Incumbrances and Easements whatsoever; and the Company shall also, at their Expense, in the event of their conveying to the said Incumbent any of the said Three Sites first above mentioned, clear and properly fence in the same before the same shall be conveyed as aforesaid, so as to make the said Site fitting in all respects for the Erection of the said new Church.

Incumbent and Churchwardens to be entitled to the Pews, &c. for the new Church.

39. The said Incumbent and Churchwardens shall be entitled, for the Purposes of the new Church, to the Pews and all the Fittings of every Kind whatsoever which are or shall be in and upon the said existing Church, and it shall be lawful for them to remove the same for such Purposes.

Existing Church not to be interfered with for 15 Months, unless the new Church is sooner built.

40. The said existing Church and the Approaches thereto shall not be interfered with by the Company for One Year and Three Months from the Date of the Conveyance of the Site, unless in the meanwhile such new Church shall have been erected and consecrated, and after the Expiration of such Period of One Year and Three Months, or upon such Consecration, whichever shall first happen, and subject to the Provisions aforesaid, the said Church and the Site thereof shall become vested in the Company without any further Conveyance or Assurance, discharged from all Trusts affecting the same under the "Church Building Acts," or other Acts relating thereto: Provided that the said existing Church of *All Saints*, after it shall become vested in the Company, shall not be used for any Purposes whatsoever by the Company, but shall be pulled down by them.

New Church to be in substitution for the old Church.

41. The new Church so to be erected as aforesaid shall, for all Purposes whatsoever, whether with respect to Endowment, Right of Presentation, or otherwise, be deemed to be in substitution for and shall bear and be known by the same Name as the existing Church of

of *All Saints* as aforesaid, and all Books, Registers, Plate, and other Property, of whatsoever Kind, now kept in and belonging or held by any Person in trust for or for the Use of the said Church of *All Saints*, shall from and after the Consecration of the said new Church be kept in and belong to and be held in trust for and for the Use of the said new Church.

Providing for Application of Surplus of the 7,500*l.*

42. In case there shall be any Surplus of the said Sum of Seven thousand five hundred Pounds so to be paid by the said Company as aforesaid, after answering the Purposes aforesaid, it shall be lawful for the said Incumbent and Churchwardens, with the Consent of the said Bishop, to apply such Surplus, in any Manner they may think fit, towards providing, at their Discretion, a Parsonage or Schools, or both, to be attached to the said Church of *All Saints*; and all the Costs, Charges, and Expenses, whether Parliamentary or otherwise, of the said Bishop and Incumbent, and of the Rector of *St. Botolph, Bishopsgate Street*, arising out of or incident to the several Matters herein-before provided, and the Fees for the Consecration of the said new Church, shall be paid by the Company.

Period for Completion of Works.

43. The Railways hereby authorized shall be completed within Five Years from the passing of this Act, and on the Expiration of such Period the Powers by this Act granted to the Company for making the Railways, or otherwise in relation thereto, shall cease to be exercised, except as to so much thereof respectively as shall then be completed.

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

44. If the Railways by this Act authorized to be constructed shall not be completed and opened for public Traffic within the Period of Five 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 until the Railways 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 Railways 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.

Railway Tolls.

45. The Company may demand and take in respect of the Railways by this Act authorized such Tolls and Charges as they think fit, not exceeding the Rates of Tolls and Charges authorized to be taken on the *Great Eastern* Railway, as if the Railways by this Act authorized had been authorized by "The *Great Eastern* Railway Act, 1862;" and in estimating the Amount of Toll or Charge in respect of any Traffic conveyed partly on any Railway by this Act authorized,

and

and partly on any other Railway of the Company, the Railway by this Act authorized and such other Railway shall be deemed One Railway.

Interest not to be paid on Calls paid up.

46. 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 the Calls actually made as shall be in conformity with the Provisions in "The Companies Clauses Consolidation Act, 1845," in that Behalf contained.

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

47. 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.

Saving Rights of the Crown and the Duchy of Lancaster.

48. Provided always, and be it enacted, That nothing in this Act contained shall extend to prejudice, diminish, alter, or take away any of the Rights, Privileges, Powers, or Authorities vested in or enjoyed by the Queen's most Excellent Majesty, Her Heirs and Successors, as well in right of Her Crown as in right of Her Duchy of *Lancaster*.

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

49. Nothing herein contained shall be deemed or construed to exempt the Railways by this or the recited Acts 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 the recited Acts or this Act.

Expenses of Act.

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

Short Title.

51. This Act may be cited for any Purpose as "The *Great Eastern* Railway (Additional Powers) Act, 1865."

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