ANNO OCTAVO & NONO

VICTORIÆ REGINÆ.

****

Cap. cxcvi.

An Act to enable the *London and Croydon* Railway Company to widen and improve the *London and Croydon* Railway, and also a Portion of the *London and Greenwich* Railway.

[8th *August* 1845.]

WHEREAS an Act was passed in the Fifth Year of the Reign of His late Majesty King *William* the Fourth, intituled *An Act for making a Railway from* Croydon *to join the* London and Greenwich *Railway near* London, whereby the *London and Croydon* Railway Company were incorporated, and by such Act, and by other Acts passed respectively in the Sessions of Parliament held in the Sixth and Seventh Years of the Reign of His said late Majesty King *William* the Fourth, and in the First, Second, Third and Fourth, and Seventh and Eighth Years of the Reign of Her present Majesty Queen *Victoria*, certain Powers were conferred on such Company: And whereas the enlarging and improving the *London and Croydon* Railway and a Portion of the *London and Greenwich* Railway would be of great public Advantage, by affording increased Accommodation to the Public using the said *London and Croydon* and *London and Greenwich* Railways: And whereas the

5 & 6 W. 4. c. 10.

London and Croydon Railway Company incorporated by the said first-recited Act are willing to carry such last-mentioned Undertaking into effect: And whereas it is expedient that some of the Provisions of the said Act should be extended and enlarged; but the Purposes 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 Commons, in this present Parliament assembled, and by the Authority of the same, That the several Provisions contained in "The Lands Clauses Consolidation Act, One thousand eight hundred and forty-five," and "The Railway Clauses Consolidation Act, One thousand eight hundred and forty-five," shall, for the Purpose of making, working, and using the said Enlargements, be incorporated with and form Part of this Act.

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

Certain Provisions of London and Croydon Acts to apply to this Act.

II. And be it enacted, That all the Provisions contained in the said recited Acts relating to the *London and Croydon* Railway, except such as are contained or otherwise provided for in the Lands Clauses Consolidation Act and the Railway Clauses Consolidation Act, shall be incorporated with and form Part of this Act: Provided always, that, notwithstanding any thing herein contained, the several Provisions contained in the said recited Act passed in the Fifth Year of the Reign of His said late Majesty King *William* the Fourth relating to the carrying of the *London and Croydon* Railway under a certain Road leading from *London* to *Dartford*, commonly called the *New Cross* Turnpike Road, shall extend and apply to the Enlargement of the *London and Croydon* Railway hereby authorized in such and the same Manner as if such Provisions were repeated and re-enacted in this Act.

Power to make Enlargements according to deposited Plans.

III. And whereas Plans and Sections of the said Enlargements showing the Line and Limits thereof, and also Books of Reference containing the Names of the Owners, Lessees, and Occupiers, or reputed Owners, Lessees, and Occupiers of the Lands through which the same are intended to pass, have been deposited with the Clerk of the Peace of the County of *Kent*; be it enacted, That, subject to the Provisions in this Act and the recited Lands Clauses Consolidation Act and Railway Clauses Consolidation Act contained, it shall be lawful for the *London and Croydon* Railway Company to make and maintain the said Enlargements and Works connected therewith in the Line and upon the Lands delineated on the said Plans, and described in the said Books of Reference, and to enter upon, take, and use such of the said Lands as shall be necessary for such Purposes.

Describing Enlargements.

IV. And be it enacted, That it shall be lawful for the Company to make the said Enlargements of the *London and Croydon* Railway in the Parish of *Croydon*, Hamlet of *Penge* in the Parish of *Battersea*, and in the several Parishes of *Saint Paul Deptford* and *Saint Mary Rotherhithe*, in the County of *Surrey*, *Saint Paul Deptford*, *Lewisham*, and *Beckenham*, in the County of *Kent*, and also to enlarge the Line of the *London and Greenwich* Railway in the Parishes of *Saint Olave*,

Olave, Saint John Horsleydown, Saint Mary Magdalen Bermondsey, and *Saint Mary Rotherhithe,* in the County of *Surrey.*

Providing for Enlargement of Bridges over Roads, &c.

V. And be it enacted, That in making the said Enlargements of the said *London and Greenwich* Railway the Company shall and they are hereby required, in every Case where the several Bridges now erected for carrying the said Railway over the several Roads, Streets, and Highways over which the same passes are built at Right Angles with such Roads, Streets, and Highways, to continue such Bridges of the same Dimensions and Constructions as the now existing Bridges at present consist, and so that such Enlargements shall be uniform with and form Continuations of such Bridges, or as near thereto as may be; and in every Case where the said existing Bridges shall not be built at Right Angles with such Roads, Streets, and Highways, the said Company shall and they are hereby required to construct the Bridges for effecting such Enlargements of the same Dimensions as such existing Bridges consist, but with skew Arches, and so that such Enlargements shall not in any way alter the Direction of or interfere with the Line of such Roads, Streets, and Highways; and all such Enlargements shall be executed, at the Expence of the Company, under the Superintendence of the Surveyor for the Time being to the Trustees or Commissioners having the Superintendence or Control of such respective Roads, Streets, and Highways.

Certain Property may be purchased to be given in exchange for Part of Saint Olave Union Workhouse.

VI. And whereas it may be necessary for the Purposes of the said Enlargements that the said Company should take a Part of the Workhouse of the *Saint Olave*'s Union in the County of *Surrey*, and in such Event it will be necessary that the said Company should provide a Site for an Addition to the said Workhouse in lieu of such Part of the same as may be so taken by them, with the Consent of the Guardians of the said Union; be it therefore enacted, That if the said Company shall purchase any Part of the said Workhouse, with such Consent as aforesaid, the said Company shall and they are hereby required to provide a Site, to be approved of by the Board of Guardians of the said Union, for the Purpose of such Addition to the said Workhouse in lieu of the Portion thereof so to be purchased and taken as aforesaid; and it shall be lawful for all Persons by the said recited Acts or any of them authorized to sell and convey Lands for the Purposes of the Works thereby authorized to sell and convey such Lands as may be necessary and agreed upon between the said Company and the said Board of Guardians for providing the Site for such Addition to the said Workhouse.

Company to arrange with the Governors of Grammar School for another Site for the School.

VII. And whereas it will be necessary for the Purposes of the said Enlargements that the said Company should take a Part of the Premises now used for the Free Grammar School of Queen *Elizabeth* of the Parishioners of *Saint Olave Southwark* in the County of *Surrey*, and it is expedient that the said Company should be empowered to provide a Site for the Removal of the said School in case it should hereafter appear desirable to the Governors thereof and to the said Company that the said School be removed to another Place in the said Parish; be it therefore enacted, That it shall be lawful for the said Company and the said Governors to enter into Arrangements for the Sale and Conveyance to the said Company of the Site and Premises

mises now occupied by the said School, and for the Purchase from the said Company of any other Piece of Land which may be obtained by the said Company for a Site for the said School, and which in the Opinion of the said Governors may be suitable for that Purpose; and it shall be lawful for all Persons by the said recited Acts or any of them authorized to sell and convey Lands for the Purposes of the Works thereby authorized to sell and convey such Lands as may be necessary to enable the Company to furnish a new Site for the said School, in lieu of the Site and Premises purchased by them as aforesaid.

Providing for Deficiencies in certain Rates.

VIII. And be it enacted, That the Provisions contained in the said Lands Clauses Consolidation Act, One thousand eight hundred and forty-five, declaring the Promoters of the Undertaking to be liable to make good the Deficiency in the several Assessments for Land Tax and Poor Rate in respect of any Lands charged with the same which they may have become possessed of, shall extend and apply to the Sewers Rates, the Paving, Lighting, and Improving Rates, the Church Rates, and the Rector's Rates, to be made in and for the several Parishes of *Saint Olave Southwark*, *Saint John Horsleydown*, *Saint Mary Magdalen Bermondsey*, and *Saint Mary Rotherhithe*, all in the County of *Surrey*.

Saving the Rights of the Commissioners of Sewers.

IX. Provided always, and be it enacted, That nothing in this Act contained shall extend or be deemed or construed to extend to prejudice, or diminish, alter, abridge, or take away, any of the Rights, Powers, or Authorities vested in the Commissioners of Sewers for the Limits extending from *East Moulsey* in the County of *Surrey* to *Ravensborne* in the County of *Kent*, but all the Rights, Powers, and Authorities vested in them shall be as good, valid, and effectual as if this Act had not been passed.

Saving of Rights.

X. Provided always, and be it enacted, That nothing herein contained shall be deemed, construed, or taken to alter, take away, abridge, or in any Manner interfere with the Rights, Powers, Authorities, Provisoes, Forfeitures, Penalties, Matters, and Things heretofore granted by an Act passed in the Sixth Year of the Reign of Her present Majesty, intituled *An Act for more effectually repairing certain Roads in the Parishes of* Bermondsey, Rotherhithe, *and* Saint Paul *and* Saint Nicholas Deptford, *and for making several new Roads connected therewith, all in the Counties of* Surrey *and* Kent, or of an Act passed in the present Session of Parliament, intituled *An Act for more effectually paving, cleansing, lighting, and otherwise improving the Parish of* Saint Mary Magdalen Bermondsey *in the County of* Surrey, but all such Rights, Powers, Authorities, Penalties, Forfeitures, Matters, and Things shall be respectively as good, valid, and effectual as if this Act had not been passed.

6 & 7 Vict. c. 108.

8 & 9 Vict. c. 177.

Company not to take the Land of J. A. Hardcastle without his Consent.

XI. Provided always, and be it enacted That it shall not be lawful for the Company to enter upon, take, or use any Portion of the Land of *Joseph Alfred Hardcastle* Esquire, situate in the Parish of *Saint Paul Deptford*, for the Purposes of this Act, without the Consent in Writing of the said *Joseph Alfred Hardcastle*, his Heirs, Executors, Administrators, or Assigns, first had and obtained.

XII. And

Company not to enlarge London and Greenwich Railway if South-eastern Railway Company complete in Two Years.

XII. And whereas it hath been agreed between the *South-eastern* Railway Company and the *London and Croydon* Railway Company that the *South-eastern* Railway Company shall widen a Portion of the *London and Greenwich* Railway, so as to admit of at least One additional Line of Rails being laid down thereon, from the Junction of the *London and Croydon* Railway to the *London Bridge* Station, and that the said *London and Croydon* Railway Company should, in consideration of the Sum of Twenty-five thousand Pounds to be paid to the said *South-eastern* Railway Company, so soon as the said widening shall be completed, have the Privilege of laying down and maintaining on the Southernmost of the Two Lines of Rails now used for the Passage of the Trains proceeding to or from *Greenwich* the necessary Apparatus for working their Trains to or from the *London Bridge* Station upon the Atmospheric System of Traction, and that they shall thenceforth have the free Use thereof upon Payment of certain Tolls to the *London and Greenwich* Railway Company, or to the said *South-eastern* Railway Company, or other the Lessees for the Time being of the said *London and Greenwich* Railway Company: And whereas a Bill is now pending in Parliament for enabling the *South-eastern* Railway Company to widen the Line of the *London and Greenwich* Railway in the Manner proposed by this Act for the Purposes of the said Agreement; be it therefore enacted, That if the said Bill shall pass into a Law, and if the said *South-eastern* Railway Company shall proceed to widen the said *London and Greenwich* Railway under the Powers thereof with all reasonable Despatch, so as to insure as far as may be practicable that such widening may be completed within Two Years from the passing of this Act, and if the said *South-eastern* Railway Company shall complete such widening within such Period, then it shall not be lawful for the said *London and Croydon* Railway Company to purchase any of the Lands, or to interfere with any of the Works, belonging to or under Lease to the *South-eastern* Railway Company, or which they may be authorized to purchase, under the Powers of the said Bill, if the same shall pass into a Law as aforesaid, or to execute any of the Works for the Enlargement of the *London and Greenwich* Railway: Provided always, that if such Bill shall not pass into a Law, or if the said *South-eastern* Railway Company shall not proceed to widen the said *London and Greenwich* Railway with such reasonable Despatch as aforesaid, or shall fail to complete such widening thereof within the said Period of Two Years from the passing of this Act, then and in either of such Cases it shall be lawful for the said *London and Croydon* Railway Company to exercise the Powers by this Act conferred on them with reference to the Purchase of Lands and the Execution of Works for enlarging the *London and Greenwich* Railway; and such Enlargement shall thenceforth be deemed to be Part of the *London and Croydon* Railway, but upon Payment to the said *London and Greenwich* Railway Company, or their Lessees for the Time being, of such reasonable Compensation as, in case of Difference, may be decided upon by the Board of Trade, or some competent Person to be appointed by them.

Disputes to be referred to Board of Trade.

XIII. And be it enacted, That if any Disagreement shall arise between the said Companies touching the Commencement or Progress of

of the Works for the said Enlargement, or the laying down the Atmospheric Apparatus, or any Matter connected therewith, or touching the Amount of any Toll to be payable in respect of the Use of that Portion of the *London and Greenwich* Railway over which the Traffic passes to or from the *London and Croydon* Railway, according to the Principle herein-before mentioned, or the Use of such Portion, then and in every such Case the Subject Matter of such Disagreement shall be referred to the Arbitration and Decision of the Committee of Her Majesty's Privy Council of the Board of Trade, or of such Person or Persons as shall be for that Purpose appointed by the said Board.

Period for Completion of Works.

XIV. And be it enacted, That the Enlargements shall be completed within Seven 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 such Enlargements, or otherwise in relation thereto, shall cease to be exercised, except as to so much of the said Enlargements as shall then be completed.

Company not to take certain Lands.

XV. And be it enacted, That nothing in this Act contained shall authorize the Company to make any lateral Deviation into any Lands not numbered upon the said Plans, or, being numbered thereon, not described in the said Books of Reference.

Repeal of Clause as to Scale of Voting.

XVI. And whereas it is by the first-recited Act enacted, that at all General and Special General Meetings held by virtue of that Act all Persons and Corporations who should have duly subscribed for or become entitled to any Shares amounting to Five and not exceeding Ten Shares in the said Undertaking, and their respective Successors, Executors, Administrators, and Assigns, should have a Vote for such Shares, and should have an additional Vote for every Five Shares which they should have subscribed for or become entitled to in the said Undertaking beyond the Number of Five Shares; and no Person should have more than Ten Votes although possessed of more than Fifty Shares in the said Undertaking: And whereas it is expedient to make other Provisions as to the Scale of Voting; be it therefore enacted, That the said recited Enactment, so far as the same extends to the Number of Votes to be given by Shareholders in the Company, shall be and is hereby repealed.

Votes of Shareholders.

XVII. And be it enacted, That at all Meetings of the Company every Shareholder shall have One Vote for any Number of Shares up to and including Five Shares, and he shall have an additional Vote for every Five Shares beyond the first Five Shares: Provided always, that no Shareholder shall be entitled to vote at any Meeting unless he shall have paid all the Calls then due upon the Shares held by him.

Reducing Number of Directors to Six.

XVIII. And be it enacted, That the Number of Directors of the said Company shall in future be limited to Six, instead of Eight as provided in the said herein-before recited Act: Provided always, that One Third Part thereof shall go out of Office and cease to be Directors of the said Company at the Time, in the like Order, and their

their Places shall be supplied in the same Manner, as is mentioned and provided for in the said recited Act; and the Six Directors for the Time being shall have the same Powers, and be subject to the same Restrictions and Regulations, in every respect, as are given to and imposed upon the Eight Directors mentioned in and contemplated by the said recited Act.

Regulation as to Proxies.

XIX. And be it enacted, That no Person shall be entitled to vote as a Proxy unless the Instrument appointing such Proxy shall have been transmitted to the Secretary of the Company not less than Five clear Days before the Time appointed for holding the Meeting at which such Proxy is to be used.

Repeal of Provision as to closing Transfer Book.

XX. And whereas it is by the thirdly-recited Act enacted, that it should be lawful for the Directors of the said Company and they were thereby authorized to close the Books kept for entering Memorials of Transfers of Shares for a Period not exceeding Ten Days before each of the half-yearly General Meetings of the said Company and any Day appointed for the Payment of Dividends, during which Time the said Company should not be bound to take notice of any Transfer which should not have been registered previous to the Day fixed for closing the Books; and it was provided that Seven Days Notice at least of the Day on which the Transfer Books would be closed should be given in Two or more *London* Newspapers: And whereas it is expedient that the said Enactment and Provision should be repealed; be it enacted, That the same shall be and is hereby repealed.

Closing of Transfer Books.

XXI. And be it enacted, That it shall be lawful for the Directors to close the Register of Transfers for a Period not exceeding Twenty-one Days previous to each half-yearly General Meeting, and they may fix a Day for the closing of the same, of which Seven Days Notice shall be given by Advertisement in some *London* Newspaper; and any Transfer made during the Time when the Transfer Books are so closed shall, as between the Company and the Party claiming under the same, but not otherwise, be considered as made subsequently to such half-yearly General Meeting.

Power to raise an additional Sum of Money by Subscription.

XXII. And whereas the estimated Expence of making the said Enlargements and Works is One hundred and eighty thousand Pounds; be it enacted, That it shall be lawful for the Company to raise, by the Creation of new Shares in the said Company, in addition to the Sum of Money which they are by the said *London and Croydon* Railway recited Acts authorized to raise, any further Sum of Money not exceeding in the whole One hundred and eighty thousand Pounds, such Shares to be subject to the same Benefits, Liabilities, and Restrictions as the original Shares created by the said recited *London and Croydon* Railway Acts.

New Shares to be considered same as original Shares.

XXIII. And be it enacted, That the Capital so to be raised by the Creation of new Shares of Twenty Pounds each, at the Price of Thirteen Pounds Six Shillings and Eight-pence each, shall be considered as Part of the general Capital, and shall be subject to the same Provisions

Provisions in all respects, whether with reference to the Payment of Calls, or the Forfeiture of Shares on Nonpayment of Calls, or otherwise, as if it had been Part of the original Capital, except as to the Times of making Calls for such additional Capital, and the Amount of such Calls, which respectively it shall be lawful for the Company from Time to Time to fix as they shall think fit.

Power to borrow Money.

XXIV. And be it enacted, That it shall be lawful for the Company to borrow on Mortgage or Bond any Sums not exceeding in the whole the Sum of Sixty thousand Pounds; but no Part of such Sum shall be borrowed until the whole Sum authorized by this Act to be raised by Shares shall have been subscribed for, and One Half thereof shall have been actually paid up.

Rights of Mortgagees.

XXV. And be it enacted, That the respective Mortgagees shall be entitled one with another to their respective Proportions of the Tolls, Sums, Premises, and future Calls, if any, on which the same may be secured, according to the Sums advanced by such Mortgagees respectively, and to be repaid the Sums so advanced, with Interest, without any Preference one above another by reason of Priority of the Date of such Mortgage, or of the Meeting at which the same was authorized.

Mortgages under former Act to have Priority.

XXVI. Provided always, and be it enacted, That all Mortgages already entered into under the Powers of the said Acts relating to the *London and Croydon* Railway shall have Priority over the Mortgages and Bonds by this Act authorized to be given.

Mortgages, &c. to be duly stamped.

XXVII. And be it enacted, That every Mortgage to be granted or made by virtue of the said recited Acts or this Act shall be by Deed, under the Common Seal of the Company, duly stamped, and wherein the Consideration shall be truly stated.

Transfer of Mortgages to be by Deed duly stamped.

XXVIII. And be it enacted, That from Time to Time any Party entitled to any Mortgage granted under the Power of the said recited Acts and this Act, or any of them, may transfer his Right and Interest therein to any other Person; and every such Transfer shall be by Deed duly stamped, wherein the Consideration shall be truly stated.

Transfers of Interest to be stamped.

XXIX. And be it enacted, That the Interest on any Mortgage shall not be transferrable, except by Deed duly stamped.

Power to convert Loan into Capital.

XXX. And be it enacted, That it shall be lawful for the Company, if they think fit, to raise the Sums authorized to be borrowed on Mortgage by the said recited Acts and by this Act, or any Part thereof, by creating new Shares of the Company, instead of borrowing the same, or, having borrowed the same, or any Part of the same, it shall be lawful for them to continue at Interest only a Part of the Sums so borrowed, if they so think fit, and to raise the Remainder thereof, or any Part of the Remainder, by creating new Shares of the Company; and all the Provisions herein-before contained with regard to the additional Capital by this Act authorized to be raised shall apply

apply in like Manner to the new Shares which may be created in lieu of or to pay off any Money which the Company are authorized to borrow or may have borrowed under the Provisions of this or the said recited Act; but no such Augmentation of Capital as last hereinbefore authorized shall take place without the previous Authority of a General Meeting of the Company called for the Purpose.

Duties on Coals payable to the Corporation of London to be paid on Coals brought by the Railway nearer to London than Epsom, Surrey. 1 & 2 W. 4. c. 76.

XXXI. And whereas the Mayor and Commonalty and Citizens of the City of *London* are entitled to certain Duties on Coals, Culm, and Cinders imported into the Port of *London*, or brought by the Grand Junction or *Paddington* Canals nearer to *London* than the Stone or Post at or near the North-east Point in *Grove Park* in the County of *Hertford*, or brought down the River *Thames* nearer to *London* than the City's Stone placed on the West Side of *Staines Bridge* in the County of *Middlesex*: And whereas by an Act passed in the First and Second Years of the Reign of King *William* the Fourth, intituled *An Act for regulating the Vend and Delivery of Coals in the Cities of* London *and* Westminster, *and in certain Parts of the Counties of* Middlesex, Surrey, Kent, Essex, Hertfordshire, Buckinghamshire, *and* Berkshire, it was enacted, that during the Term of Seven Years, to be computed from the Thirty-first Day of *December* then next, in lieu of all other Rates and Duties payable to the Mayor and Commonalty and Citizens of the City of *London*, the Sums of One Shilling and One Penny *per* Ton on all Coals, Culm, and Cinders brought nearer to *London* on the said Grand Junction and *Paddington* Canals and River *Thames* than the Places aforesaid should be paid to such Person or Persons, and at such Place or Places, in such Manner, and under such Regulations, as the Mayor, Aldermen, and Commons of the City of *London* in Common Council assembled should from Time to Time direct or appoint, with such Powers for the Recovery thereof as are therein mentioned or referred to: And whereas the said Act was continued for a further Term of Seven Years by an Act passed in the First and Second Years of the Reign of Her present Majesty, intituled *An Act to continue for Seven Years an Act for regulating the Vend and Delivery of Coals in* London *and* Westminster, *and in certain Parts of the adjacent Counties*: And whereas the said Duties would be evaded if Coals, Culm, and Cinders could be brought to or near *London* by means of the *Croydon and Epsom* and the *Direct London and Portsmouth* Railways without Payment thereof; be it enacted, That the like Duty *per* Ton as shall for the Time being be payable to such Person or Persons as the said Mayor, Aldermen, and Commons in Common Council assembled shall direct or appoint on Coals, Culm, and Cinders brought by the Grand Junction and *Paddington* Canals nearer to *London* than the said Stone or Post in *Grove Park* aforesaid, or brought down the River *Thames* nearer to *London* than the said City's Stone on the West of *Staines Bridge*, shall be paid in like Manner on all Coals, Culm, and Cinders brought by the *Croydon and Epsom* Railway and the *Direct London and Portsmouth* Railway nearer to *London* than a Stone to be placed in the Parish of *Epsom* in the County of *Surrey*, or, in case any Deviation is made from the Lines of the said Railways, as near thereto as Circumstances will admit; and the same Duty shall be payable to

1 & 2 Vict. c. 101.

such Person or Persons, at such Place or Places, in such Manner, and under such Regulations, as the said Mayor, Aldermen, and Commons in Common Council assembled shall from Time to Time direct or appoint, with the same Powers and Authorities for giving Receipts for and enforcing or recovering Payment of the same as are given by the said first herein-before recited Act of Parliament in respect of the like Duty on Coals, Culm, and Cinders brought by the said Canals nearer to *London* than the said Stone or Post in *Grove Park* aforesaid, or brought down the River *Thames* nearer to *London* than the said City's Stone on the West Side of *Staines Bridge*: Provided always, that nothing herein contained shall extend to prevent the said Railway Companies, their Workmen and Agents, or other Persons using the said Railways, pursuant to the Powers contained in the Acts relating to the said Railways, from bringing by the said Railways to any Point of the said Railways nearer to *London* than the said Stone in the Parish of *Epsom* aforesaid, or near thereunto, all such Quantities of Coal and Coke from Time to Time as shall be required to be used and shall be *bonâ fide* used for the Purposes of the Engines of the said Companies, not exceeding in the whole Five hundred Tons in any One Year, without any Duty being payable in respect of such Coals or Coke: Provided always, nevertheless, that if any Coals or Coke brought nearer to *London* than the said last-mentioned Stone without the Duty being paid in respect thereof, according to the Provisions herein-before contained, shall be used otherwise than for the Purposes of the Engines of the said Companies, or more than Five hundred Tons of such Coals or Coke shall be so brought in any One Year without the Duty being paid in respect thereof as aforesaid, the Company offending shall in either of such Cases for every Ton of such Coals or Coke so brought and otherwise used, or for every Ton of such Coals or Coke exceeding Five hundred Tons in any One Year (as the Case may be), forfeit and pay to the said Mayor and Commonalty and Citizens the Sum of One hundred Pounds, to be recovered by Action of Debt, Bill, Plaint, or Information in any of Her Majesty's Courts of Record at *Westminster*.

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

XXXII. 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*; be it enacted, That nothing in this Act contained shall be held to exempt the said Railway or the Company from the Provisions of the said several Acts respectively, but that such Provisions shall be in force in respect to the said Railway and Company so far as the same shall be applicable thereto.

XXXIII. Pro-

Provision for future general Railway Acts.

XXXIII. Provided always, and be it enacted, That nothing herein contained shall be deemed or construed to exempt the said Railway by this Act or the recited Acts authorized to be made from the Provisions of any general Act relating to this Act, or of any general Act relating to Railways, which may hereafter pass during the present 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 recited Acts or this Act.

Expences of Act.

XXXIV. And be it enacted, That all the Costs, Charges, and Expences of applying for, obtaining, and passing this Act, or preparatory or incident thereto, shall be paid and discharged out of the Funds of the Company in preference to all other Payments whatsoever.

Interpretation of Act.

XXXV. And be it enacted, That the Term "the Company" in this Act shall mean "the *London and Croydon* Railway Company."

Public Act.

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

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