

ANNO DECIMO SEXTO & DECIMOSEPTIMO

VICTORIÆ REGINÆ.

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London and Croydon Railway Company, the *Croydon and Epsom* Railway Company, the *London and Brighton* Railway Company, the *Brighton, Lewes, and Hastings* Railway Company, and the *Brighton and Chichester* Railway Company, have been dissolved, and the Powers and Privileges of such dissolved Companies have become vested in "the Company:" And whereas under or by virtue of the Provisions of the said Consolidation Act the *London and Croydon, Croydon and Epsom, London and Brighton, Brighton, Lewes, and Hastings*, and the *Brighton and Chichester* Railways, and all Railways, Extensions, and Branches thereof respectively, with all the Works, Lands, and Appurtenances thereto respectively belonging, and all Powers, Rights, and Privileges relating thereto respectively, have been vested in the Company, and such Railways, Branches, and Works are now called "The *London, Brighton, and South Coast* Railway:" And whereas an Act of Parliament was passed in the Session of Parliament holden in the Tenth and Eleventh Years of the Reign of Her present Majesty, intituled *An Act for enlarging the present Station of the* London, Brighton, and South Coast *Railway Company at or near* London Bridge, *and for the Division of the present Station between the* London, Brighton, and South Coast *and the* South-eastern *Railway Companies, for the separate Accommodation of the Traffic of such Two Railway Companies*, and which Act is in this Act henceforth called "the Enlargement Act:" And whereas under or by virtue of the Powers and Provisions of the said Enlargement Act the said Station of the Company at or near *London Bridge* (which Station is in this Act henceforth called "the *London Bridge* Station") has been considerably enlarged, but the same is still insufficient for the increased and increasing Traffic of the said *London, Brighton, and South Coast* Railway: And whereas the Goods Station of the Company in the Town and Parish of *Brighton* otherwise *Brighthelmstone* in the County of *Sussex* (which said last-mentioned Station is in this Act henceforth called "the *Brighton* Goods Station") is also insufficient for the present Traffic of the said *London, Brighton, and South Coast* Railway: And whereas it would be advantageous to the Public, and would enable the said *London, Brighton, and South Coast* Railway to be worked with greater Convenience and Facility, if the said *London Bridge* Station and *Brighton* Goods Station respectively, and the Approaches thereto respectively, were enlarged, and the Company are desirous to enlarge the same: And whereas the Approach to the *London Bridge* Station and to the adjoining Station of the *South-eastern* Railway belongs to the *South-eastern* Railway Company, as the Lessees for Nine hundred and ninety-nine Years of the *London and Greenwich* Railway, and the Company have the free Use thereof, and the *South-eastern* Railway Company are willing that Power to enlarge

10 & 11 Vict. c. cclxxvi.

that

that Approach should be given to the Company, but subject and without Prejudice to the Rights and Interests of the *South-eastern* Railway Company: And whereas the making of a Branch Railway from the *London, Brighton, and South Coast* Railway at or near the *Sydenham* Station of such Railway to the Building called the *Crystal Palace* now being erected at or near *Sydenham* in the Parish of *Battersea* in the County of *Surrey* would be of public Advantage, and the Company are willing to make the same, at their own Expense: And whereas it is expedient that the Company should be enabled to convert their Mortgage and Debenture Debts or any Part thereof into Shares or Stock of the Company, with a Preference Dividend at any Rate not exceeding the Rate herein-after prescribed, or into perpetual Annuities at a Rate not exceeding the Rate herein-after prescribed, on the Amount of such Mortgage and Debenture Debt or any Part thereof: And whereas 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,

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

I. That the Provisions of "The Lands Clauses Consolidation Act, 1845," and "The Railways Clauses Consolidation Act, 1845," shall apply to the several Undertakings by this Act authorized, and shall be incorporated with and form Part of this Act.

Short Title.

II. That in citing this Act for any Purpose it shall be sufficient to use the Expression "The *London, Brighton, and South Coast* Railway Act, 1853."

Power to enlarge London Bridge Station.

III. And whereas Plans showing the Extent of the intended Enlargement of the said *London Bridge* Station, and the Diversions of the several Streets and Ways intended to be diverted, and the Lands intended to be used and taken for the Purposes of such Enlargement and Diversion, together with Books of Reference to the said Plans containing the Names of the Owners or reputed Owners, Lessees or reputed Lessees, and of the Occupiers of the said Lands, have been deposited with the Clerk of the Peace for the County of *Surrey*: And whereas, for enabling the said Company to lay down an additional Line of Rails, and for other Purposes connected with the said Railway, the Governors of *Saint Thomas*'s Hospital have consented to sell and convey to the Company Two Pieces of Land belonging to the said Governors, and adjoining *Dean Street* in the Borough of *Southwark*, and the Viaduct of the said Railway (subject to the subsisting Leases thereof): And whereas, for the Purpose of

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altering and improving the said *London Bridge* Station, the said Company are desirous of diverting the Portion of *Joiner Street* in the Borough of *Southwark* herein-after mentioned, and it is desirable, for the Purposes of the said Hospital, that the Governors thereof should possess such Portion of the present Street as abuts upon the Hospital Lands, and will not after such Diversion form Part of the new Line of Street, and also Three small Pieces of Land, the Property of the Company, situate near the said Station, and the said Company have consented and agreed that the Portion of *Joiner Street* which shall not form Part of the new Line of *Street* when diverted should be added to the Site of the said Hospital, and that the said Three small Pieces of Land belonging to the Company should be vested in the said Governors, and the said Governors and Company have entered into other Arrangements for the Protection and Benefit of the said Hospital which are specified in a certain Deed of Covenant dated the Twenty-eighth Day of *October* One thousand eight hundred and fifty-two, and the said Governors have further consented, upon the said Agreement of the Company, and the Covenants of the Company contained in the said Deed, being fully performed by them, to sell to them a Piece of Land belonging to the said Governors, situated on the South Side of the Approach Road to the said Station from *Duke Street* in the said Borough, and numbered Three and Four on the Plans deposited as aforesaid, so as to enable the Company to provide a more convenient Access for the Public to the enlarged Station: Be it enacted, That, subject to the Provisions in this Act contained, and to the Performance of the Conditions, Matters, and Things which the said Company have agreed to perform for the Protection and Benefit of *Saint Thomas*'s Hospital, it shall be lawful for the said Company to alter and enlarge their said *London Bridge* Station to the Extent shown on the said Plans, or to any less Extent, and to construct all Buildings, Works, Conveniences, and Approaches necessary or convenient for such Alteration and Enlargement, and to make such Diversions of Streets as herein-after mentioned in and upon the Lands delineated on the said Plans and referred to in the said Books of Reference, and to enter upon, take, and use, and purchase and hold, such of the said Lands as may be requisite for the Purposes aforesaid.

Power to widen Approach to Station.

IV. That, subject as aforesaid, it shall be lawful for the Company to widen and enlarge the Approach and Entrance to the said *London Bridge* Station at and near the Place where such Approach and Entrance passes over the Street called *Joiners Street* in the said Borough of *Southwark*, and for that Purpose to arch and cover over a further Portion of such Street than is now arched or covered over on the South-west Side of such Approach or Entrance, and to make

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and construct all such Arches, Bridges, Piers, Erections, and Works as may be necessary or convenient for the Purpose of such Widening and Enlargement.

Present Carriage Approach not to be interfered with till new Footway completed.

V. Provided always, That in executing any Work for the Purpose of widening or enlarging that Approach, the Company shall in no way interfere with the existing Carriage Approach to the *London Bridge* Station, or endanger the Solidity or Safety of that Carriage Approach, or the existing Footway, neither shall the existing Footway be in any way interfered with until the intended new Footway is completed and opened for Use, and then the existing Footway shall be properly laid into the existing Carriage Approach, and shall thenceforth be Part thereof.

Saving Rights of South-eastern Railway Company to Approach.

VI. Provided always, That this Act or anything therein contained shall not take away, lessen, prejudice, alter, or affect any of the Rights, Interests, Powers, Authorities, or Privileges of the *South-eastern* Railway Company to, in, over, or with respect to the Approach or Entrance to the *London Bridge* Station, or to, in, over, or with respect to any of the Lands of that Company forming Part of or near to such Approach and Entrance respectively, and shall not as against that Company confer on the Company any Rights, Interest, Power, Authority, or Privilege to, in, over, or with respect to that Approach or Entrance, or those Lands or any Part thereof respectively, which the Company would not have if this Act were not passed: Provided also, that the Company shall have and retain the same Rights, Interests, Power, Authority, or Privilege in reference to the said Approach and Lands as if this Act had not passed.

Right of Way over Approach not to be acquired.

VII. That the Company shall not, without or otherwise than in accordance with the previous Consent of the *South-eastern* Railway Company in Writing under their Common Seal, permit any of the Works or Conveniences from Time to Time made by the Company for widening or enlarging the existing Approach to that Station, or in connexion therewith, to be so used as that any Way or Passage over that Approach or any Part thereof may be or become dedicated to the Public, but, on the contrary, all such Works and Conveniences shall from Time to Time be maintained and regulated by the Company to the Satisfaction of the *South-eastern* Railway Company, so as to prevent any Right of Way or Passage over the same or any Part thereof being acquired.

Power to arch over Dean Street

VIII. That, subject as aforesaid, it shall be lawful for the Company to arch and cover over a further Portion than is now arched or covered

and the Maze.

covered over of each of the Streets called *Dean Street* and the *Maze* in the said Borough of *Southwark*, such further arching and covering over of such Streets respectively to be to the Extent shown on the said Plans, and to be of the same Materials, Dimensions, and Construction in all respects as the present arching or covering of the Company over the said Streets respectively, and that, subject as aforesaid, it shall be lawful for the Company to make and construct all such further Arches, Bridges, Piers, Erections, and Works as may be necessary or convenient for the Purpose of such further arching or covering.

Power to stop up and take a Portion of Joiners Street.

IX. That it shall be lawful for the Company and they are hereby required, within Twelve Months from the passing of this Act, to stop up, take, and appropriate that Portion of the present Site and Line of *Joiner Street* aforesaid which lies between the existing Arch which now carries the Approach to the said *London Bridge* Station over such Street and the Junction of the Street or Way called the *Broadway* with such Street, and in lieu and substitution thereof to make and construct, complete, and open for public Traffic a new Line of the said Street between the Points aforesaid, as shown upon the said Plans; and such Portion of the said Street as shall be so stopped up, taken, and appropriated as aforesaid shall, from and after the Completion of such new Line of Street, and the opening of the same for public Traffic, vest in and become the absolute Property of the Governors of *Saint Thomas*'s Hospital, and their Successors for ever, free from all Rights of Way, either public or private, and all other Estates, Rights, Titles, Claims, and Demands whatsoever, and be held and enjoyed and dealt with by the said Governors in such or the like Manner, and with such or the like Powers, as they are by Law entitled to hold, enjoy, and deal with the other Estates of the said Hospital.

Present Site of Joiners Street not to be taken till new Street formed.

X. Provided always, That nothing in this Act contained shall authorize the Company, except with the Consent of the Commissioners of Pavements for the Eastern Division of *Southwark*, or except for the Purposes of forming such substituted Street, to take, stop up, appropriate, or in any way interfere with the said Portion of the present Site or Line of *Joiners Street* so to be taken and appropriated as aforesaid until the said new Line of Street in substitution thereof shall be completed and opened for public Use; and such new and substituted Line of Street shall be paved and always kept paved with Wood at the Expense of the Company, unless the said Governors, by Writing under the Hand of their Treasurer, shall consent to the Use of any other Material, but in all other respects the said new Street, when completed and opened as aforesaid, shall

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be under the Control, Jurisdiction, and Management of the said Commissioners.

Certain Pieces of Land to be conveyed by Company to Governors of St. Thomas's Hospital.

XI. That within Three Months after the passing of this Act the Three small Pieces of Land before referred to, and situated near the said *London Bridge* Station, and which are coloured Purple in a Plan deposited in the Office of the Clerk of the Parliaments, and marked with the Letter A, and signed by the Lord *Redesdale*, (being a Duplicate or Copy of the Plan annexed to the said Deed of Covenant of the Twenty-eighth Day of *October* One thousand eight hundred and fifty-two,) shall be conveyed by the Company to the said Governors, and thereupon the same shall vest in and become the absolute Property of the said Governors and their Successors for ever, free from all other Estates, Rights, Titles, Claims, and Demands whatsoever, and be held, enjoyed, and dealt with by the said Governors in such or the like Manner and with such or the like Powers as they are by Law entitled to hold, enjoy, and deal with the other Estates of the said Hospital.

Certain Works to be executed by Company for Protection of St. Thomas's Hospital.

XII. That the Company shall, at their own Expense, and within Twelve Months after the passing of this Act, erect and complete, to the Satisfaction of the Architect of the said Governors, a substantial Fence Wall of Brick (not less than Six Feet in Height from the Surface of the Ground to the Top of such Wall) along the whole Length of the Southern Boundary of the Pieces of Land adjoining *Dean Street* and the Viaduct of the said Railway, so agreed to be conveyed by the said Governors to the Company as aforesaid, and upon the said Pieces of Land, and shall also erect and complete on the Land of the Company similar Fence Walls to separate the Pieces of Land coloured Purple from the Land of the Company and from *Joiner Street*; and that such several Walls shall be and remain the Property of the Company, and shall be for ever kept in good Repair by them; and the Company shall, at their own Expense, within the last-mentioned Period, remove and clear away from the aforesaid Portion of *Joiner Street* so to be vested in the said Governors as aforesaid, the Pavements of the Foot and Carriage Ways now laid down therein, and all Rubble and Rubbish thereon, and take out and remove therefrom the Drain or Sewer now being therein, and fill up the Space now occupied by the said Drain or Sewer even with the Surface of the Ground, and level and put the same into proper Order and Condition, so as to be fit for Occupation as vacant Ground, and, at the like Expense, erect and complete upon and along the whole Boundary of the said Portion of Street next the new or substituted Street a Boundary Fence, which shall be (at the Option of the said Governors) either a Wall of similar Height, Substance, and Character to the existing Wall, with Folding Gates therein, similar in Substance, Form, and Character to

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the Gates in the existing Wall, or a Wall with a Stone Curb and an Iron Railing on the Top thereof and Piers thereto, and of the Height of Fifteen Feet from the Surface of the Ground to the Top of the Railing, with Folding Gates therein, to be made of Wood and Iron of suitable and proper Substance, Form, and Character, and (in case the said Governors shall prefer a Wall with such Curb Railing and Piers as aforesaid) shall prolong or continue such Iron Railing up to the Face of the present Arch over *Joiner Street*, and unite the same to the said Arch, and such Boundary Fence and Gates shall be completed to the Satisfaction of the Architect of the said Governors, and shall be and remain the Property of the said Hospital, and the said Gates shall be placed in such Situation as shall be determined by the Surveyor of the said Governors; and the Company shall (without Expense to the said Governors) within the last-mentioned Period make or procure to be made a sufficient new Main Drain or Sewer along the whole Length of the said new or substituted Street, and make or procure to be made Branch Drains in connexion with the said new Main Drain or Sewer so as to effect as complete a Drainage into the new Drain or Sewer as there now is into the existing Drain or Sewer, and cause and procure such new or substituted Street to be paved with Wood, and shall, at the Expense of the Company, cause or procure the said Street to be for ever so maintained and kept in good Repair.

Restrictions as to Construction and use of Station for Protection of St. Thomas's Hospital.

XIII. And for the further Protection of *Saint Thomas*'s Hospital, be it enacted, That the Company shall be subject to the following Restrictions and Regulations in the Construction and Use of their said Station; (that is to say,)

No Building or other Erection shall be constructed or placed, or suffered by the said Company to be constructed or placed, on the Station Yard of the said *London Bridge* Station delineated on the said Plan deposited in the Office of the Clerk of the Parliaments as aforesaid:

There shall not at any Time be any Stand for Cabs or other public Carriages or Vehicles of any Description on any Part of the said Station Yard:

Any Buildings which shall hereafter be erected by the Company on the raised Platform of the said Station shall be erected on that Part of the said Platform which is delineated on the last-mentioned Plan as the Site of such Buildings:

If the Company desire to vary the Site of such Buildings, the Company may erect them further to the Eastward, but not otherwise:

So much of the Surface of the said Platform as shall not be covered with Buildings shall be paved and for ever kept paved

paved by the Company either with Wood or Vulcanized India Rubber, as may be preferred by the said Governors, so as to reduce the Sound of the Traffic approaching or leaving the said Station:

No Part of the said Station Yard or of the Approach Road to the said Station shall be so constructed or made, or be suffered by the said Company to be so constructed or made, as to overhang or project over the new Street to be substituted for the aforesaid Portion of *Joiner Street* to any greater Extent than is indicated on and by the last-mentioned Plan:

Provided always, that the Company may, with the Consent of the Governors of the said Hospital in Writing under the Hand of their Treasurer, execute the before-mentioned Works in any other Manner which may be assented to by the said Governors.

As to Mode of Executing Works selected by Governors of St. Thomas's Hospital.

XIV. That whenever the Mode in which any Work shall be done is by virtue of this Act to be selected by the Governors of *Saint Thomas*'s Hospital, the said Governors shall, by Writing under the Hand of their Treasurer, make their Election of the Mode in which such Work is to be done within Two Months after Notice from the Company, under the Hand of their Secretary, calling on the said Governors so to do; and if the said Governors shall not make their Election of the Mode in which such Work is to be done within the said Two Months it shall be lawful for the Company to execute the Work in such of the Ways directed by this Act as they shall think proper.

Until certain Lands are conveyed to St. Thomas's Hospital, Company not to take Lands of the Hospital.

XV. Provided always, That until the aforesaid Portion of *Joiner Street* and the said Pieces of Land coloured Purple shall have been effectually conveyed to and vested in and become the absolute Property of the said Governors, in pursuance of the Provisions herein contained, and of the said Deed of Covenant of the Twenty-eighth Day of *October* One thousand eight hundred and fifty-two, free from all such Estates, Rights, Titles, Claims, and Demands as aforesaid, and until all Purchase or Consideration Monies shall have been paid, and the other Stipulations on the Part of the Company contained in the said Deed shall have been fully performed, it shall not be lawful for the Company to enter upon, take, occupy, use, or hold the said Piece of Land belonging to the said Governors situated on the South Side of the Approach Road to the said *London Bridge* Station from *Duke Street*, and coloured Yellow in the said Plan deposited in the Office of the Clerk of the Parliaments as aforesaid, or to arch, cover over, or otherwise incommode the same or interfere therewith, anything in this Act or in the Acts incorporated herewith to the contrary notwithstanding: Provided also, that the Price or Purchase Money to be paid

for the last-mentioned Piece of Land (when purchased or taken by the Company) shall be settled and paid in the Manner provided in and by the said Deed of Covenant.

Saving Rights of St. Thomas's Hospital.

XVI. Provided always, That nothing in this Act contained shall in anywise vary, alter, prejudice, or affect any of the Stipulations or Provisions of the said Deed of Covenant of the Twenty-eighth Day of *October* One thousand eight hundred and fifty-two, or any of the Stipulations or Provisions now in force of certain Deeds of Covenant respectively made between the *London and Croydon* Railway Company and the Governors of *Saint Thomas*'s Hospital, and the *London and Greenwich* Railway Company and the said Governors, bearing Date respectively the Sixth Day of *May* One thousand eight hundred and forty, and the Sixth Day of *July* One thousand eight hundred and forty-one, nor any other Rights, Powers, or Privileges of the said Governors of *Saint Thomas*'s Hospital, save in so far as such Stipulations and Provisions respectively, Rights, Powers, or Privileges, are expressly altered or varied by this Act.

Power to enlarge the Brighton Goods Station.

XVII. And whereas Plans showing the Extent of the intended Enlargement of the said *Brighton* Goods Station, and the several Streets and Ways intended to be stopped up, and the Lands intended to be taken for the Purposes of such Enlargement, and Plans and Sections of an intended Enlargement of a Bridge in the Parishes of *Brighton* and *Preston*, or One of them, called the *Montpelier Road Bridge*, together with the Books of Reference to the said Plans, containing the Names of the Owners or reputed Owners, Lessees or reputed Lessees, and of the Occupiers of the said Lands, have been deposited with the Clerk of the Peace for the County of *Sussex*: Be it enacted, That, subject to the Provisions in this Act contained, it shall be lawful for the Company to enlarge the said Bridge called the *Montpelier Road Bridge*, and to alter and enlarge their said *Brighton* Goods Station to the Extent shown on the said Plans, or to any less Extent, and to construct all proper Buildings, Works, Conveniences, and Approaches necessary or convenient for such Alteration and Enlargement, or for the Purposes of such Goods Station, in and upon the Lands delineated on the said Plans and referred to in the said Books of Reference, and to enter upon, take, and use, and purchase and hold, such of the said Lands as may be requisite for the Purposes aforesaid.

Plans of Bridge to be submitted to Brighton Improvement Commissioners.

XVIII. Provided nevertheless, That previous to the Enlargement of the said Bridge called the *Montpelier Road Bridge*, or any Part thereof, the said Company shall submit a Plan showing the Mode and Manner in which such Enlargement is to be effected, for the Approval of the Commissioners acting under the *Brighton* Improvement Act

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of the Sixth Year of the Reign of His Majesty King *George* the Fourth, Chapter One hundred and seventy-nine, and should any Difference or Dispute arise as to the Mode and Manner of effecting such Enlargement of the said Bridge between the said Company and the said Commissioners, then and in such Case such Difference or Dispute shall be submitted to the Lords of the Committee of Her Majesty's Privy Council for Trade and Foreign Plantations, for their Decision, whose Decision shall be final and binding between the Parties.

Power to stop up and appropriate Ann Street, Cheapside, and Cavendish Place, Brighton.

XIX. That it shall be lawful for the Company to stop up and take the present Site and Line of the several Streets called *Ann Street*, *Cheapside*, and *Cavendish Place*, in the Parish of *Brighton* aforesaid, and to appropriate and use the Sites and Lines of the said Streets respectively as shown on the said Plan for the Purposes of the said intended Enlargement of the said *Brighton* Goods Station.

Power to make Branch Railway to Crystal Palace.

XX. And whereas Plans and Sections of the said intended Branch Railway from the said *London, Brighton, and South Coast* Railway to the *Crystal Palace*, showing the Line and Levels thereof, and Books of Reference to the said Plans, containing the Names of the Owners and Lessees, or reputed Owners and Lessees, and of the Occupiers of the Lands through which the said intended Branch Railway is intended to pass, have been deposited with the Clerks of the Peace for the Counties of *Surrey* and *Kent*: Be it enacted, That, subject to the Provisions of this Act and the several Acts incorporated herewith contained, and to the Powers of Deviation thereby granted, it shall be lawful for the Company to make and maintain the said intended Branch Railway, with all necessary Works and Conveniences connected therewith, in the Line and upon the Lands delineated on the said Plans and described in the said Books of Reference, and according to the Levels defined on the said Sections, and to enter upon, take, and use, and purchase and hold, such of the said Lands as shall be necessary for such Purposes, and to pay all the Costs, Charges, and Expenses of making and maintaining such Branch Railway with and out of the Funds and Income of the Company, and such Branch Railway, when completed, shall become and form Part of the Undertaking of the Company.

Line of intended Branch Railway.

XXI. That such intended Branch Railway shall be a Railway commencing by a Junction with the *London, Brighton, and South Coast* Railway at or near the *Sydenham* Station of such Railway in the Parish of *Lewisham* in the County of *Kent*, and terminating at or near the present Site of the said Building called "The *Crystal Palace*," now being erected in the Parish of *Battersea* in the County of *Surrey*, and which said intended Branch Railway and Works will

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pass through or into or be situate within the following Places or some of them; (that is to say,) *Lewisham*, *Sydenham*, and *Beckenham*, in the County of *Kent*; *Battersea*, *Croydon*, *Camberwell*, *Lambeth*, and *Penge*, in the County of *Surrey*.

Same Tolls as on London, Brighton, and South Coast Railway.

XXII. That it shall be lawful for the Company to demand and receive for and in respect of the Branch Railway hereby authorized the same Tolls and Charges as they are authorized to demand and receive for and in respect of the *London, Brighton, and South Coast* Railway: Provided always, that the maximum Tolls and Charges to be levied and received by the Company in respect of the said Branch Railway shall in no Case exceed the maximum Tolls and Charges authorized by the first-recited Act of the Ninth and Tenth Years of the Reign of Her present Majesty.

Power to agree with Crystal Palace Company for the Collection in One Sum of the Fare by Railway and Charge for Admission.

XXIII. And whereas the Branch Railway by this Act authorized is intended for the Conveyance of Passengers to and from the *Crystal Palace* at *Sydenham* erected by the *Crystal Palace* Company, and it would be beneficial to the Public that Arrangements should be made for the Collection in One Sum of the Fare taken by the *London, Brighton, and South Coast* Railway Company for Conveyance to and from the *Crystal Palace* and of the Charge for Admission to the *Crystal Palace*, and that the same Sum should be apportioned and divided between the Companies in such Manner and upon such Terms as may have been or may be arranged between the said respective Companies: Be it enacted, That the *London, Brighton, and South Coast* Railway Company and the *Crystal Palace* Company may from Time to Time agree for the Receipt by the first-mentioned Company of the Fare for the Conveyance of Passengers by the Railway to and from the *Crystal Palace*, and of the Charge for Admission to the *Crystal Palace*; and the Sum of Money including such Fare and Charge may be received, collected, and recovered in the same Manner as Rates, Tolls, and Charges are by the recited Acts authorized to be received, collected, and recovered; and the Sums of Money so received shall be applied or shall be apportioned and divided in such Manner as may from Time to Time be agreed upon, or as may have been agreed upon by and between the said Companies: Provided always, that no such Agreement shall be valid unless the same shall have been or shall hereafter be approved of at a General Meeting of the Company specially convened for such Purpose: Provided also, that no such Agreement shall apply to any Traffic carried upon the said Branch Railway upon *Sundays*; nor shall anything herein contained extend to give any Authority for the opening of the *Crystal Palace* on *Sundays*.

Not to authorize the opening of the Crystal Palace on Sundays.

XXIV. That

be borrowed by Issue of Stock or by Grant of Annuities.

Annuities, as the Company may see fit, and to raise the whole or any Portion of the Monies which they may be authorized to borrow, but which may not then have been borrowed, by issuing Stock to a corresponding Amount, or by the Grant of perpetual Annuities, or partly by one Mode and partly by the other, as the Company may see fit.

Mode of Exercise of the Power in case of Conversion into Stock.

XXIX. That in case the Company shall resolve to convert the whole of their said borrowed Capital or any Portion thereof into Stock, it shall be lawful for the Company, with the Consent of the General Meeting at which such Conversion shall be resolved upon, or of any subsequent General Meeting to be convened for that Purpose, at any Time and from Time to Time to convert into Stock of the Company the whole or such Part of the said borrowed Capital as may be directed by the Resolutions of such Meeting; and such Conversion shall be effected either by issuing such Stock to the Holders of any Debentures or other Securities who may agree to accept Stock for the same before the same become payable, or by paying off such Debentures or Securities when the same respectively become due, and issuing Stock of a corresponding Amount, instead of reborrowing the Sums so paid off; and in case the Company shall resolve to raise the whole or any Portion of the Monies which they may be authorized to borrow, but which shall not then have been borrowed, by the Issue of Stock, it shall be lawful for the Company, with the Consent of the General Meeting at which it shall be resolved to raise such Monies or any Part thereof, or of any subsequent General Meeting to be convened for that Purpose, at any Time or from Time to Time to raise the whole or any Part, as may be directed by the Resolution of such Meeting, of the Monies which they may be so authorized to borrow, but which shall not then have been borrowed, by issuing Stock to a corresponding Amount, instead of borrowing such Monies or any Part thereof.

Power to Company to create Stock, and to attach Preference Dividend.

XXX. That it shall be lawful for the Company, with such Consent as aforesaid, at any Time and from Time to Time to create and issue so much Stock as may from Time to Time be necessary for any of the Purposes aforesaid, and to attach to any Stock so from Time to Time to be created and issued, or to any Portion thereof, such fixed and perpetual irredeemable yearly Dividend or Interest at any Rate not exceeding the Rate of Three Pounds Ten Shillings *per Annum* for every One hundred Pounds of such Stock, as the Company shall from Time to Time see fit; and such Dividend or Dividends shall be a Charge upon the Tolls, Undertaking, Lands, Tenements, and Hereditaments of the Company, and shall for ever have Priority of Payment over all other Dividends, or any other Stock or Shares of the Company, whether ordinary or preference or guaranteed; and the

Limitation of Period for compulsory Purchase of Lands.

XXIV. 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 Two Years from the passing of this Act.

Limitation of Power for the Execution of Works.

XXV. That such Parts of the Enlargements, Branch Railway, and Works by this Act authorized as are not by this Act required to be completed at an earlier Time shall be completed within Four Years from the passing of this Act, and on the Expiration of such Period the Powers by this or the said recited Acts granted to the Company for executing the same shall cease to be exercised, except as to so much of the said Enlargements, Branch Railway, and Works as shall then be completed: Provided always, that all such Works as are by this Act authorized to be made in the District under the Superintendence of the Commissioners of Pavements acting for the Eastern Division of the Borough of *Southwark* shall be completed within One Year from the passing of this Act.

If Railway not completed, &c. within a limited Period, Payment of Dividends on Ordinary Shares to be suspended.

XXVI. That in case the Branch Railway by this Act authorized to be constructed shall not be completed and opened for public Traffic within the Period of Four Years from the passing of this Act, then and from thenceforth it shall not be lawful for the Company or the Directors thereof to pay any Dividend to the Shareholders on the ordinary or unguaranteed Capital of the Company until such Branch Railway shall have been completed and opened for public Traffic.

Power to purchase additional Lands.

XXVII. That it shall be lawful for the said Company to purchase from any Person who may be willing to sell the same, and to hold for the Purposes of their Undertaking, any Lands adjoining or contiguous to their Railway or any Part thereof, or to any of their Stations thereon, not exceeding Two Acres in Quantity, in addition to the Land now held by the said Company, or which they are now authorized to purchase and take, or may be authorized to purchase and take by any Act or Acts of the present Session; and it shall be lawful for all Persons who are by the said "Lands Clauses Consolidation Act, 1845," authorized to sell such Lands, not exceeding Two Acres, to the said Company, for the Purposes aforesaid.

Power to convert Debenture Debt into Stock or perpetual Annuities, and to raise Amount authorized to

XXVIII. That it shall be lawful for the Company at any Time or from Time to Time, with the Consent of Three Fifths of the Votes of the Shareholders present at any General Meeting of the Company convened for that Purpose, to convert all or any Part of the borrowed Capital of the Company, whether secured by Mortgage, Debenture, or other Security, into Stock of the Company, or into perpetual Annuities, or partly into such Stock and partly into such

the said Stock, when so created, shall be termed "*London, Brighton, and South Coast* Debenture Stock," and shall be and be deemed Part of the Capital Stock of the Company, and shall be transferable, transmissible, and distributable as such, and, save as herein is provided, shall be subject to all the Regulations and be entitled to all the Rights and Privileges of such ordinary Stock: Provided nevertheless, that the Owners or Holders of such Preference Stock shall not in respect thereof be entitled to vote at any Meetings, or interfere or take any Part in the Affairs or Concerns of the Company.

Mode of Exercise of the Power in case of Conversion into Annuities.

XXXI. That in case the Company shall resolve to convert the whole or any Part of their said borrowed Capital into perpetual Annuities, it shall be lawful for the Company, with the Consent of any General Meeting at which such Conversion shall be resolved upon, or of any subsequent General Meeting to be convened for that Purpose, at any Time and from Time to Time to convert into perpetual Annuities the whole or such Part of the said borrowed Capital as may be directed by the Resolutions of such Meeting, such Conversion to be effected either by granting One or more such Annuity or Annuities to any of the Holders of Debentures or other Securities who may agree to accept such Annuity or Annuities for the same before the same become payable, or by paying off such Debentures or Securities when the same respectively become due, and raising a corresponding Amount of Money by the Grant and Sale of such Annuity or Annuities, instead of reborrowing the Amount so paid off; and in case the Company shall resolve to raise the whole or any Portion of the Monies which they may be authorized to borrow, but which shall not then have been borrowed, by granting perpetual Annuities, it shall be lawful for the Company, with the Consent of the General Meeting at which it shall be resolved so to raise such Monies or any Part thereof, or of any subsequent General Meeting to be convened for that Purpose, at any Time or from Time to Time to raise the whole or any Part, as may be directed by the Resolutions of such Meeting, of the Monies which they may be so authorized to borrow, but which shall not then have been borrowed, by granting and selling a perpetual Annuity or perpetual Annuities, instead of borrowing such Monies or any Part thereof.

Power to Company to grant Annuities for Purposes aforesaid.

XXXII. That it shall be lawful for the Company, with such Consent as aforesaid, at any Time and from Time to Time to grant or to grant and sell such and so many perpetual Annuities or Annuity as may be necessary for any of the Purposes aforesaid, such perpetual Annuities to be at any Rate not exceeding the Rate of Three Pounds Ten Shillings *per Centum per Annum* for every One hundred Pounds of the said borrowed Capital, or of the Monies which the Company may be authorized to borrow as aforesaid, and to be payable in equal half-yearly Portions, and such perpetual Annuities

Annuities shall be a Charge upon the Tolls, Undertaking, Lands, Tenements, and Hereditaments of the Company, but shall be transferable, transmissible, and distributable as and have all the Incidents of Personal Estate.

Perpetual Annuities to have Priority over Stock Preference shares.

XXXIII. That such perpetual Annuities shall for ever have Priority of Payment over all the Dividends on any Stocks or Shares of the Company, whether ordinary, preference, or guaranteed, except the Dividends of the Debenture Stock hereby authorized to be created, with which they shall be considered on an Equality.

Act not to affect Mortgagees.

XXXIV. That nothing herein contained shall in anywise prejudice or affect the Right of the Holders of the Mortgages, Bonds, or other Securities of the Company.

Powers of borrowing to be extinguished to extent of Conversion.

XXXV. That after the Conversion of such borrowed Capital or any Portion thereof into Stock or perpetual Annuities, it shall not be lawful for the Company again to borrow the Sum so converted, but the Powers of borrowing by the Company shall be, to the Extent of the Sums so from Time to Time converted into Stock or Annuities, and of the Sums so raised by the Creation of Stock or the Grant of Annuities, instead of being borrowed, be extinguished.

Payment of Arrears of Annuities or Dividends may be enforced by Appointment of Receiver.

XXXVI. That if within Thirty Days after the perpetual Annuities granted under the Authority of this Act, or the Dividends or Interest on the said Debenture Stock, have respectively become payable, and after Demand in Writing of Payment of such Annuities or Dividends respectively, as the Case may be, such Annuities or Dividends be not paid, any Proprietor or Proprietors of such Annuities or Stock holding individually or collectively an Annuity or Annuities of the annual Value of Five hundred Ponnds or upwards, or an Amount in Stock of the nominal Value of Twenty thousand Pounds or upwards, may (without Prejudice to his and their Right to sue for the Annuity, Dividend, or Interest so in arrear in any Court of competent Jurisdiction,) require the Appointment of a Receiver, by an Application to be made as herein-after provided.

Mode of appointing Receiver.

XXXVII. That every Application for a Receiver in the Cases aforesaid shall be made to Two Justices, and on any such Application it shall be lawful for such Justices, by Order in Writing, after hearing the Parties, to appoint some Person to receive the whole or a competent Part of the Tolls or Sums liable to the Payment of such Annuities, Dividends, or Interest, until all the Arrears of such Annuities, Dividends, or Interest which may then be due, together with all Costs, including the Charges of receiving the Tolls or Sums as aforesaid, be fully paid; and upon such Appointment being made

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all such Tolls or Sums of Money as aforesaid shall be paid to and received by the Person so to be appointed, and the Money so to be received shall be so much Money received by or to the Use of the Proprietors of the said Annuities or Debenture Stock, or to the Use of those of the said Proprietors to whom such Annuities, Dividends, or Interest shall be then due; and so soon as the full Amount of such Annuities, Dividends, Interest, and Cost has been so received the Power of such Receiver shall cease: Provided always, that such Receiver shall distribute rateably and without Priority among all the Proprietors of the said Annuities and Stock to whom Annuities, Dividends, or Interest shall be in arrear the Tolls or Monies which shall so come to his Hands.

Provision for Register of Annuitants.

XXXVIII. That the Company shall keep a Book, to be called "The Register of Annuitants," and in such Book shall be fairly and distinctly entered from Time to Time the Names of the several Corporations, and the Names and Additions of the several Persons entitled to any perpetual Annuities granted under the Authority of this Act, together with the Amount of the Annuities to which such Annuitants shall be respectively entitled, and the Surnames or Corporate Names of the said Annuitants shall be placed in Alphabetical Order in such Register.

Certificates of Annuitants to be issued.

XXXIX. That, on Demand of the Holder of any Annuity, the Company shall cause a Certificate of the Proprietorship of such Annuity to be delivered to such Annuitant, and such Certificate shall have the Common Seal of the Company affixed thereto, and such Certificate shall specify the Annuity to which such Annuitant is entitled, and the same may be according to the Form in the Schedule (A.) to this Act annexed, or to the like Effect, and for such Certificate the Company may demand any Sum not exceeding Two Shillings and Sixpence.

Certificates to be Evidence.

XL. That such Registration and Certificate shall be Evidence of the Grant of the Annuity, and shall be admitted in all Courts as *primâ facie* Evidence of the Title of such Annuitant, his Executors, Administrators, Successors, or Assigns, to the Annuity therein specified; nevertheless the Want of such Certificate shall not prevent the Holder of any Annuity from disposing thereof.

Renewal of Certificates.

XLI. That if any such Certificate be worn out or damaged, then, upon the same being produced at some Meeting of the Directors, such Directors may order the same to be cancelled, and thereupon another similar Certificate shall be given to the Party in whom the Property of such Certificate, and of the Annuity therein mentioned, shall be at the Time vested; or if such Certificate be lost or destroyed, then,

then, upon Proof thereof to the Satisfaction of the Directors, a similar Certificate shall be given to the Party entitled to the Certificate so lost or destroyed; and in either Case a due Entry of the substituted Certificate shall be made by the Secretary in the Register of Annuitants; and for every such Certificate so given or exchanged the Company may demand any Sum not exceeding Two Shillings and Sixpence.

Mode of Transfer of Annuities.

XLII. That, subject to the Regulations herein contained, every Annuitant may sell and transfer his Annuity or Annuities, or all or any Part thereof; and every such Transfer shall be by Deed duly stamped, in which the Consideration shall be truly stated; and such Deed may be according to the Form in the Schedule (B.) to this Act annexed, or to the like Effect.

Transfers to be registered.

XLIII. That the said Deed of Transfer (when duly executed) shall be delivered to the Secretary, and be kept by him, and the Secretary shall enter a Memorial thereof in a Book to be called the "Register of Transfers of Annuitants," and shall endorse such Entry on the Deed of Transfer, and shall, on Demand, deliver a new Certificate to the Purchaser; and for every such Entry, together with Endorsement and Certificate, the Company may demand any Sum not exceeding Two Shillings and Sixpence; and on the Request of the Purchaser of any Annuity an Endorsment of such Transfer shall be made on the Certificate of such Annuity, instead of a new Certificate being granted, and such Endorsement, being signed by the Secretary, shall be considered in every respect the same as a new Certificate.

Closing of Transfer Books.

XLIV. That it shall be lawful for the Directors to close the Register of Transfers of Annuities for a Period not exceeding Fourteen Days previous to each Ordinary 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 Newspaper as after mentioned; and any Transfer made during the Time when the said 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 Ordinary Meeting.

Transmission of Interest on Annuities by other Means than by Transfer to be authenticated.

XLV. That if the Interest in any Annuity have become transmitted in consequence of the Death or Bankruptcy or Insolvency of any Annuitant, or in consequence of the Marriage of a Female Annuitant, or by any other lawful Means than by a Transfer according to the Provisions of this Act, such Transmission shall be authenticated by a Declaration in Writing as herein-after mentioned, or in some other Manner, as the Directors shall require; and every such Declaration

claration shall state the Manner in which and the Party to whom such Annuity shall have been so transmitted, and shall be made and signed by some credible Person before a Justice, or before a Master or Master Extraordinary of the High Court of Chancery; and such Declaration shall be left with the Secretary, and thereupon he shall enter the Name of the Person entitled under such Transmission in the Register of Annuitants; and for every such Entry the Company may demand any Sum not exceeding Five Shillings; and until such Transmission has been so authenticated no Person claiming by virtue of any such Transmission shall be entitled to receive the same Annuity or any Part thereof.

Proof of Transmission by Marriage, &c.

XLVI. That if such Transmission be by virtue of the Marriage of a Female Annuitant the said Declaration shall contain a Copy of the Register of such Marriage or other Particulars of the Celebration thereof, and shall declare the Identity of the Wife with the Holder of such Annuity, and if such Transmission have taken place by virtue of any Testamentary Instrument or by Intestacy, the Probate of the Will or the Letters of Administration, or an official Extract therefrom, shall, together with such Declaration, be produced to the Secretary, and upon such Production in either of the Cases aforesaid the Secretary shall make an Entry of the Declaration in the said Register of Transfers of Annuities.

Company not bound to see to Execution of Trusts.

XLVII. That the Company shall not be bound to see to the Execution of any Trust, whether express, implied, or constructive, to which any of the said Annuities may be subject; and the Receipt of the Party in whose Name any such Annuity shall stand in the Books of the Company shall from Time to Time be a sufficient Discharge to the Company for any Annuity or other Sum of Money payable in respect thereof, notwithstanding any Trusts to which such Annuity may then be subject, and whether or not the Company have had Notice of such Trusts, and the Company shall not be bound to see to the Application of the Money paid upon such Receipt.

Interest not to be paid on Calls paid up.

XLVIII. That it shall not be lawful for the said Company, out of any Money by this Act or any other Act relating to the said Company authorized to be raised by Calls in respect of Shares, or by the Exercise of any Power of borrowing, to pay Interest to any Shareholder 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 always, that nothing herein-before contained shall be deemed to prevent the said 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

Companies Clauses Consolidation Act, 1845," in that Behalf contained.

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

XLIX. That it shall not be lawful for the Company, out of any Money by this Act or any other Act relating to the said 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, 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 Company to construct any other Railway or to execute any other Work or Undertaking.

Railway and Company 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., 9 & 10 Vict. c. 57., and 14 & 15 Vict. c. 64.

L. 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 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 another Act was passed in the Session of Parliament held in the Ninth and Tenth Years of the Reign of Her present Majesty, intituled *An Act for regulating the Gauge of Railways;* and another Act was passed in the Session of Parliament held in the Fourteenth and Fifteenth Years of Her present Majesty, intituled *An Act to repeal the Act for constituting Commissioners of Railways:* Be it enacted, That nothing in this Act contained shall be held to exempt the Company or the said Railways from the Provisions of the said several Acts respectively, but that such Provisions shall be in force in respect to the said Railways, so far as the same shall be applicable thereto.

Railways not exempt from Provisions of future General Acts.

LI. That nothing herein contained shall be deemed or construed to exempt the Railways by this or the said recited Acts authorized to be made, or the said Company, from the Provisions 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 this Act.

LII. That

Saving the Rights of Commissioners of Sewers.

LII. That neither this Act nor anything herein contained shall take away, lessen, prejudice, or affect any of the Rights, Powers, and Jurisdictions or Authorities of the Metropolitan Commissioners of Sewers.

Expenses of Act.

LIII. That all Costs, Charges, and Expenses of obtaining this Act, or incident thereto, shall be paid by the Company.

The SCHEDULES referred to in the foregoing Act.

SCHEDULE (A.)

Form of Certificate of Annuity.

"THE LONDON, BRIGHTON, AND SOUTH COAST RAILWAY COMPANY,"
Number .

This is to certify, That of is the Proprietor of a perpetual Annuity of Pounds per Annum charged upon the Undertaking of the said Company, and subject to the Regulations of the said Company. Given under the Common Seal of the said Company, this Day of .

SCHEDULE (B.)

Form of Transfer of Annuity.

I of in consideration of the Sum of Pounds paid to me by of do hereby transfer to the said Pounds per Annum perpetual Annuity charged upon the Undertaking called "The London, Brighton, and South Coast Railway," being the perpetual Annuity standing, *or* Part of the perpetual Annuity standing, in my Name in the Books of "The London, Brighton, and South Coast Railway Company," to hold unto the said his Executors, Administrators, and Assigns, subject to the several Conditions on which I held the same at the Time of the Execution hereof. And I the said do hereby agree to take the said Pounds per Annum perpetual Annuity, subject to the same Conditions. As witness our Hands and Seals, the Day of .

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