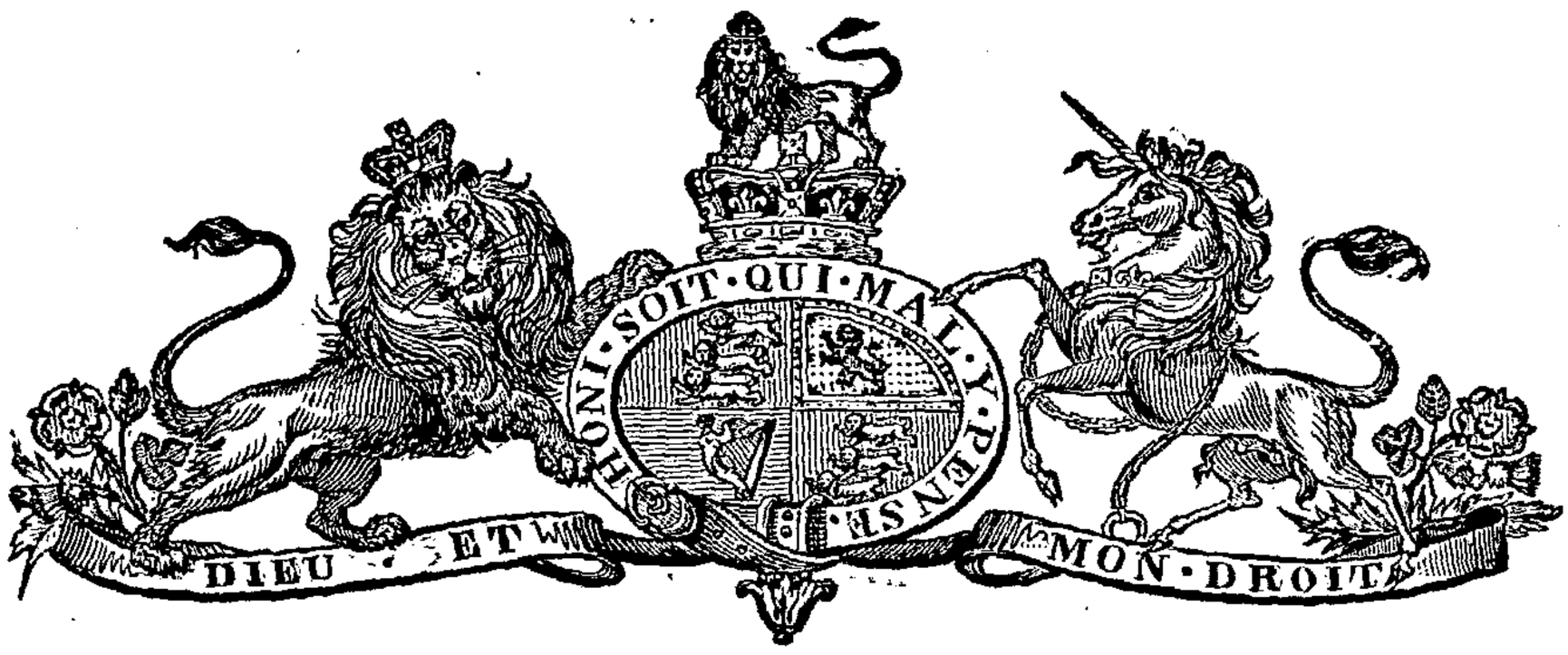


ANNO VICESIMO SEXTO & VICESIMO SEPTIMO

VICTORIÆ REGINÆ.

Cap. ccxi.

An Act to incorporate a Company for making a new Bridge from *Putney* to *Fulham*; and for other Purposes. [28th *July* 1863.]

WHEREAS an Act was passed in the Twelfth Year of the Reign of His Majesty King *George* the First, intituled *An Act for building a Bridge cross the River of* Thames, *from the Town of* Fulham *in the County of* Middlesex *to the Town of* Putney *in the County of* Surrey: And whereas an Act was passed in the First Year of the Reign of His Majesty King *George* the Second, intituled *An Act to explain and amend an Act made in the Twelfth Year of the Reign of His late Majesty King George the First, for building a Bridge cross the River of* Thames, *from the Town of* Fulham *in the County of* Middlesex *to the Town of* Putney *in the County of* Surrey, *and for making the said Act more effectual:* And whereas in pursuance of the Powers contained in the said Acts certain Persons associated themselves together, and subscribed the requisite Funds for constructing a Bridge across the River *Thames* from the Town of *Fulham* to the Town of *Putney*, which Bridge has been constructed, and is herein-after called "*Fulham Bridge*," and the several Persons now representing the original Subscribers, and being together the Owners of *Fulham Bridge*, are in this Act called "the Proprietors:" And whereas from the incommodious Position and Manner in which *Fulham Bridge* has been constructed

12 G. 1. c. 36.

1 G. 2. c. 18.

The Putney and Fulham Bridge Act, 1863.

Accidents frequently happen to Vessels and Boats passing or endeavouring to pass through it to the Danger and Damage of Life and Property, and by reason thereof, and of the great Obstruction and Inconvenience thence arising to the Navigation and Traffic on the River, it is expedient that the existing Bridge should be removed, and that a new one should be erected in such a Position and of such an improved Construction as to admit of more free and safe Navigation: And whereas the Persons herein-after named are willing to make and maintain the proposed new Bridge, with proper Approaches thereto, and all relative Works, and it is expedient that they should be incorporated and invested with all necessary Powers for that Purpose: And whereas the aforesaid Objects 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, as follows; (that is to say,)

Short Title.

1. This Act may be cited for all Purposes as "The *Putney and Fulham Bridge* Act, 1863."

8 & 9 Vict. cc. 16. & 18. and 23 & 24 Vict. c. 106. incorporated.

2. "The Companies Clauses Consolidation Act, 1845," "The Lands Clauses Consolidation Act, 1845," and the "Lands Clauses Consolidation Acts Amendment Act, 1860," are incorporated with this Act.

Interpretation of Terms.

3. The Expression "Court of competent Jurisdiction" or any other like Expression in this Act shall be read and have effect as if the Debt or Demand with respect to which the Expression is used was a common Simple Contract Debt, and not a Debt or Demand created by Statute.

Putney and Fulham Bridge Company incorporated.

4. The Viscount *Ranelagh*, the Honourable *Robert Bourke*, and Lieut.-Col. *Brownlow Knox*, M.P., and all other Persons who have already subscribed or may hereafter subscribe to the Undertaking, and their Executors, Administrators, Successors, and Assigns respectively, are by this Act united into a Company for the Purpose of making and maintaining the Bridge and Works by this Act authorized, and otherwise carrying this Act into execution, and are hereby declared to be a Body Corporate by the Name of "the *Putney and Fulham Bridge* Company," having a perpetual Succession and a Common Seal, with Power to acquire, hold, and dispose of Land for the Purposes and subject to the Restrictions of this Act.

Capital.

5. The Capital of the Company shall as regards the new Works by this Act authorized be Sixty thousand Pounds, together with such further Sum as may be necessary to enable the Company to purchase the *Fulham Bridge* as by this Act provided.

6. The

6. The said Sum or Sums shall be subscribed in Shares of Ten Pounds each. Shares.

7. After the whole of the said Sum of Sixty thousand Pounds shall have been subscribed for, and One Half thereof shall have been paid up, and when the Company shall prove to the Justice who is to certify under the Provisions contained in the Fortieth Section of "The Companies Clauses Consolidation Act, 1845," before he so certifies, that all such Capital has been subscribed for *bonâ fide*, and is held by Subscribers or their Assigns, and for which such Subscribers or their Assigns are legally liable (of which Proof having been given the Certificate of such Justice under that Section shall be sufficient Evidence), it shall be lawful for the Company from Time to Time to borrow or re-borrow on Mortgage any Sums not exceeding in the whole Thirty thousand Pounds. Power to borrow on Mortgage.

8. The Mortgagees may enforce the Payment of the Arrears of Interest due on their Mortgages by the Appointment of a Receiver, and the Amount to authorize a Requisition for a Receiver shall be Five hundred Pounds. Arrears may be enforced by Appointment of a Receiver.

9. All Monies raised by the Company in pursuance of this Act shall be applied exclusively to the Purposes hereby authorized. Application of Monies.

10. The First Ordinary Meeting of the Company shall be held within Six Months after the passing of this Act. First Ordinary Meeting.

11. The Number of Directors shall be Seven, and the Qualification of a Director shall be the Possession in his own Right of Twenty Shares. Number and Qualification of Directors.

12. The Quorum of a Meeting of Directors shall be Three. Quorum of Directors.

13. It shall be lawful for the Company to reduce the Number of Directors to a Number not below Four. Power to increase Number of Directors.

14. The Persons herein-before named, and such other qualified Persons, not exceeding Four, as the said Persons or any Three of them shall nominate, shall be the First Directors of the Company. First Directors.

15. The Directors appointed by this Act, or nominated as aforesaid, shall continue in Office until the First Ordinary Meeting held after the passing of this Act, and at that Meeting the Shareholders present, personally or by proxy, may continue in Office the Directors appointed by this Act, or nominated as aforesaid, or any of them, or may elect new Directors to supply the Places of those not continued in Office, the Directors appointed by this Act, or nominated as aforesaid, being eligible for Election. Election of Directors at First General Meeting.

16. At

Subsequent Election of Directors.

16. At the First Ordinary General Meeting to be held in every subsequent Year after the First General Meeting the Shareholders present, personally or by proxy, shall elect Persons to supply the Places of the Directors then retiring from Office, agreeable to the Provisions of "The Companies Clauses Consolidation Act, 1845;" and the several Persons elected at any such Meeting, being neither removed nor disqualified nor having resigned, shall continue to be Directors until others are elected in their Stead in the Manner provided by "The Companies Clauses Consolidation Act, 1845."

The Company and the Fulham Bridge Proprietors may agree upon Compensation;

and failing to agree Price to be settled under 8 & 9 Vict. c. 18.

17. Before the Company shall commence the Erection of the Bridge hereby authorized they shall give to the Proprietors, or to their Secretary or Clerk, Notice in Writing of the Intention of the Company to purchase the Estate and Interest of the Proprietors in the *Fulham Bridge*, and the Company and the Proprietors may agree upon the Price to be paid by the Company for the *Fulham Bridge*, and all the Approaches, Property, Rights, and Interests connected therewith; and in the event of their failing to agree upon such Price within Three Months after such Notice, then the Company may purchase and acquire the *Fulham Bridge*, and all the Approaches, Property, Rights, and Interests connected therewith, in the Manner prescribed by "The Lands Clauses Consolidation Act, 1845," and the Proprietors shall for that Purpose act by the Committee hereinafter mentioned, and the several Powers and Provisions of that Act applicable in that Behalf shall apply to the Company and the Proprietors respectively as if the Committee were the absolute Owner in Fee Simple of the Property to be so purchased; and the Purchase Money to be paid by the Company for the same shall be ascertained in One gross Sum, and after the Purchase Money is so ascertained the Company and any individual Proprietor by Agreement may commute their respective Proportions of the Purchase Money into Rentcharges, to be respectively of such Amounts and secured in such Manner as the Company and those Proprietors respectively agree.

Purchase to be carried into effect by a Conveyance.

18. The Purchase shall be carried into effect by a Conveyance duly stamped, which may be executed by any Three of the Committee, and upon the Execution of such Conveyance and Payment to any Three of the Committee of the Purchase Money, or so much thereof as is not so commuted, and the Grant by the Company of the Rentcharges, if any, so agreed on, the *Fulham Bridge*, and the Approaches, Property, Rights, and Interests so purchased and comprised in such Conveyance, shall vest in the Company, subject to the now existing Charges of Thirty-one Pounds and Thirty-one Pounds a Year payable in perpetuity to the Watermen of *Putney* and of *Fulham* respectively out of the Tolls, Revenues, Profits, and Income of the *Fulham Bridge*.

Fulham Bridge Proprietors to

19. Within One Month after the passing of this Act the Proprietors at a Meeting to be specially convened for that Purpose, by such Notice as

as is ordinarily given of General Meetings of the Proprietors, may appoint a Committee, consisting of not more than Seven and not less than Three of the Proprietors (of which Committee Three shall be a Quorum), to act in all Matters concerning the Purchase to be so made, and the Payment and Satisfaction of all Debts, Engagements, and Liabilities of the Proprietors, and the winding-up of their Affairs; and the Receipt and Acquittance of any Three of the Committee shall be a good and valid Discharge for the Purchase Money so paid.

appoint a Committee for managing the Sale and winding up the Affairs of that Company.

20. A Register of Rentcharges granted under this Act to any of the Proprietors (to be called the Register of Rentcharges) shall be made, and shall be thenceforth duly kept by the Company, and the Provisions of the "Companies Clauses Consolidation Act, 1845," as to the Registration and Transfer of Shares, and as to the Shareholders Address Book, shall be applicable and apply, *mutatis mutandis*, to these Rentcharges, and to the Registration and Transfer thereof.

Provisions for the Registration and Transfer of Annuities.

21. Each registered Owner of a Rentcharge shall be entitled to a Certificate setting forth that he or she is entered in the Register of the Company as entitled to a Rentcharge of the Amount to be specified, and containing such other Particulars as the Company shall think fit to insert therein, and the Provisions of "The Companies Clauses Consolidation Act, 1845," as to Certificates of Shares shall, *mutatis mutandis*, apply to those Certificates.

Certificates of Annuities to be given.

22. The Rentcharges shall be a First Charge on all the Undertaking, Property, and Effects of the Company, and on the Tolls receivable by them under this Act, either in respect of the *Fulham Bridge* or of the Bridge by this Act authorized, and shall be payable by equal half-yearly Payments, the first of such Payments to be made at the End of Six Months from the Time of the Execution of the Conveyance herein-before mentioned.

Annuities to be a First Charge on Undertaking of Company.

23. Payment of any Rentcharge in arrear may be enforced in any Court of competent Jurisdiction, or by Distress levied on any Property or Effects of the Company, or on the Tolls receivable by the Company in respect of the *Fulham Bridge*, or the Bridge hereby authorized (which Distress may be made in such Manner and shall be subject to the same Incidents as Distresses made in the usual Way by Landlords for the Recovery of Rent in arrear), or by the Appointment of a Receiver by the Court of Chancery; and the Amount in arrear required to authorize the Application for a Receiver shall be Five hundred Pounds.

Remedies for enforcing Payment of Arrears.

24. In the event of any Rentcharge being granted under this Act the borrowing Powers of the Company shall be reduced by an Amount equal to Twenty Years Purchase of any Rentcharge so granted.

If Rentcharge granted borrowing Power to be reduced proportionally.

Company to maintain and keep open Fulham Bridge until opening of new Bridge.

25. From and after the Execution of the Conveyance aforesaid, and until the Bridge hereby authorized shall be opened for Traffic, the Company shall maintain and keep open for public Traffic the *Fulham Bridge*, with its Approaches and Appurtenances, and shall have and may exercise all the Rights, Powers, and Privileges of the Proprietors in respect thereof in like Manner as the same might have been exercised by the Proprietors if this Act had not passed: Provided that all Monies immediately before the Time of the Execution of the Conveyance due to the Proprietors shall be payable to and be received by the Proprietors, or if received by the Company, or any Officer or Servant of the Company, shall forthwith be paid over to the Proprietors, or as the Committee shall direct.

Fulham Bridge Proprietors to cease to exist as a Company when its Affairs wound up.

26. When and so soon as the Proprietors shall by means of the Committee or otherwise have fully completed all that is required for the Conveyance aforesaid, and the due Registration of the several Owners of Rentcharges, and shall have fully paid or satisfied all their Debts, Engagements, and Liabilities, the Committee shall be dissolved, and the Proprietors shall cease to be or act as a Body or Copartnership.

Recited Acts repealed when new Bridge open.

27. When and so soon as the Bridge hereby authorized is open for Traffic the recited Acts of the 11th *Geo.* 1st, Cap. 36, and the 1st *Geo.* 2nd, Cap. 18, shall be repealed.

Power to take Land for the Works.

28. Whereas Plans and Sections of the Bridge, Approaches, and Works, and a Book of Reference to the Plans, have been deposited with the Clerks of the Peace for the Counties of *Middlesex* and *Surrey*: Therefore, subject to the Provisions of this Act, the Company may make the Bridge, Approaches, and Works by this Act authorized in the Line or Course and upon the Lands shown on the Plans, and described in the Book of Reference, and may enter upon, take, and use such of those Lands as they think proper for the Purpose: Provided always, that no Part of the Works shall be constructed upon or interfere with the Lands of *Robert Henderson* Esquire.

Company empowered to deviate from Plans to a certain extent.

29. In making the said Bridge, Approaches, and Works by this Act authorized the Company shall have Power to deviate from the Line delineated on the deposited Plan as aforesaid, provided that no such Deviation shall extend to a greater Distance than the Limits of Deviation delineated on the said Plan, except that it shall be lawful for the Company after the Execution of the Conveyance herein-before mentioned to use for the making of the said Bridge and the Approach thereto on the *Middlesex* Side such Part as they may think proper of the Approach to the present Bridge, although exceeding the said Limits, and to alter the Line or Course of the said Works accordingly.

30. In

Power to deviate from Levels described on Section.

30. In constructing the said Bridge, Approaches, and Works the Company may deviate from the Levels of the same, as referred to the Datum Line described on the deposited Section as aforesaid, provided that the Extent of any such Deviation shall not exceed Five Feet, unless the Owners and Occupiers of the Land where such Deviation is intended to be made shall consent to a greater Deviation, or if a public Highway or Turnpike Road North of the *Thames* is affected thereby, unless in case of the former Two or more Justices for the Counties of *Surrey* or *Middlesex* in Petty Sessions assembled, and in case of the latter unless the Commissioners of the Metropolis Turnpike Roads North of the *Thames*, shall respectively consent to a greater Deviation.

Powers for compulsory Purchases limited.

31. 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 after the passing of this Act.

Works authorized to be executed.

32. The Works which the Company are by this Act authorized to execute are as follows; (that is to say,) a good and substantial Bridge for Carriages, Carts, Horses, and Passengers across the River *Thames*, (with Approaches thereto, and with all convenient and necessary Abutments, Piers, Landing Stairs, and Works,) from or near the Ferry Landing Place at the existing Bridge on the *Middlesex* Shores of the said River in the Parish of *All Saints Fulham* in the County of *Middlesex* to a Point directly opposite on the *Surrey* Shore in the Parish of *Saint Mary Putney* and in the County of *Surrey*.

Fence to Bridge.

33. The Company shall make and maintain on each Side of the Bridge a good and sufficient Fence of not less Height than Three Feet and Nine Inches.

Incidental Works.

34. For the Purposes of the Works the Company from Time to Time may, within the Limits of Deviation defined on the said Plans, dig and make proper Foundations in the River and on the Lands on each Side thereof, and make Dams in the River during the making or repairing of the Bridge, and cut, level, embank, and scour the Banks of the River, and cut, remove, scour, take, and carry away all Trees, Roots of Trees, Beds of Gravel, Sand, Mud, and other Impediments, and execute all other Works necessary or convenient for building, maintaining, and repairing the Bridge, and the Approaches to communicate with the Bridge on each Side of the River.

Works not to be commenced without Consent of Conservators.

35. The Company shall not make or commence any Work whatsoever on the Shore or Bed of the River *Thames*, or of any Creek or Inlet thereof, without the Consent of the Conservators of the River *Thames* in Writing under the Hands of their Secretary first had and obtained.

36. Before

Company to invest One thousand Pounds before Commencement of Works.

36. Before the Bridge across the River *Thames* by this Act authorized is commenced the Company shall invest in the Consolidated Three Pounds *per Centum* Annuities in the Names of *Jonathan Thorp* Esq., Captain *William Pigott* Deputy Master of the *Trinity House*, the Viscount *Ranelagh*, and Lieutenant Colonel *Brownlow Knox*, M.P., or the Survivors of them, the Sum of One thousand Pounds, which Sum when so invested, with all Dividends to accrue thereon, and which Dividends shall from Time to Time as they become payable be invested in like Manner and accumulated therewith, shall be and continue a Fund in trust for the following Purposes; that is to say,

First. So soon as it appears to the Satisfaction of the Trustees, or the Majority of them, that the Bridge and the Works connected therewith are so far made that the Trust Fund will be sufficient to complete the Bridge and Works, then the Trustees shall transfer the Trust Fund to the Company, or as they direct to be applied for that Purpose:

2ndly. Or in case the Company do not within Four Years after the passing of this Act complete such Bridge and Works, then the Trust Fund shall be applied in removing in such Manner as the Trustees, or the Majority of them, direct such Parts of such Bridge and Works as are then made but left unfinished:

3rdly. Or in case the Company after having commenced such Bridge and Works at any Time thereafter fail for Six successive Months to proceed with or make reasonable Progress in making the Bridge and Works, then the Trustees, or the Majority of them, if they in their Discretion think proper, may forthwith apply the Trust Fund for removing such Parts of the Bridge and Works as are made but left unfinished in like Manner as if the Four Years had actually expired.

Bridge to be made according to Plans deposited with Conservators.

37. The Bridge across the River *Thames* by this Act authorized shall be made according to a Plan and Elevation and on a Site to be approved by the Conservators of the River *Thames*, and deposited at their Office, and the Works thereof in the River *Thames* and adjoining thereto shall be executed to the Satisfaction of the Engineer of the Conservators, and the clear Height of the Headway under the Bridge shall be not less than Twenty-one Feet above *Trinity* High-water Mark at the Centre, and not less than Eight Feet above the Level of *Trinity* High Water at each of the Abutments, and the Foundations of the Piers and Abutments of the Bridge shall be sufficient to allow of any future deepening of the River to the Extent of at least Thirty Feet below the Level of *Trinity* High-water Mark, and the Traffic of the River shall not be interrupted more than is absolutely necessary in the making of the Works, and the Plan for the Cofferdams and all other preliminary Works for the Piers and Abutments of the Bridge shall be approved by the Conservators before the same shall be carried into execution.

38. Nothing

Company not to interfere with Bed of Thames except according to Plan approved;

38. Nothing in this Act contained shall authorize the Company to embank, encroach upon, or interfere with any Part of the Soil or Bed of the River *Thames*, or the Shore thereof, except according to the Plan approved by the Conservators of the River *Thames*.

nor to take Material from River without Consent of Conservators.

39. The Company shall not take any Gravel, Soil, or other Material from the Bed of the River *Thames* without the previous Consent of the Conservators of the River *Thames* in Writing under the Hand of their Secretary.

Plans to be deposited for Approval of Board of Trade and Works to be in accordance with such Approval.

40. Previously to commencing the Bridge or the Works connected therewith the Company shall deposit at the Board of Trade Plans, Sections, and Working Drawings of the said Bridge and Works connected therewith for the Approval of the Board of Trade, such Approval to be signified in Writing under the Hand of the Secretary of the Board of Trade, and such Bridge and Works shall be constructed only in accordance with such Approval; and when any such Bridge or Works shall have been commenced or constructed it shall not be lawful for the Company at any Time to alter or extend the same without obtaining previously to making any such Alteration or Extension the like Consent or Approval; and if any such Bridge or Works shall be commenced or completed, or be altered, extended, or constructed, contrary to the Provisions of this Act, it shall be lawful for the said Board of Trade to abate, alter, and remove the same, and to restore the Site thereof to its former Condition, at the Cost and Charge of the Company, and the Amount thereof shall be a Debt due from the Company to the Crown, and be recoverable accordingly, with Costs of Suit, or may be recovered with Costs as a Penalty is or may be recoverable from the Company.

Directions as to Construction of Bridge.

41. The Bridge shall be constructed with not more than Two Piers in the Bed of the River, and shall be of Three Arches or Openings, and with a Headway in the Centre of not less than Twenty-one Feet from *Trinity* High-water Mark, and the Soffit of the Bridge at the Abutments shall not be less than Eight Feet in the Clear above *Trinity* High-water Mark, unless the Board of Trade shall as to all or any of the Requirements aforesaid otherwise consent, such Consent to be signified in Writing under the Hand of the Secretary of the Board of Trade, and then only in such Manner as may be mentioned in any such Consent.

Lights to be kept burning on Bridge.

42. During the Construction of the Bridge and Works connected therewith the Company shall hang out or exhibit thereat or near thereto, and for ever after the Completion of the Bridge the Company shall hang out or exhibit upon the Bridge and Works respectively every Night, from Sunset to Sunrise, Lights to be kept burning by and at the Expense of the Company, and proper and sufficient for the Navigation and safe Guidance of Vessels, and the Lights shall be from Time to Time altered by

by the Company in such Manner, and be of such Kind and Number, and be so placed, as the Conservators of the River *Thames* shall by Writing under the Hand of their Secretary approve of; and in case the Company shall neglect to exhibit and keep the Lights burning as aforesaid they shall forfeit and pay for every such Offence the Sum of Ten Pounds.

If public Stairs shut up Company to erect others.

43. Whenever the Company shall shut up, remove, or take away, or in any Manner obstruct, the free Use and Enjoyment of any existing public Stairs or Landing Place, they shall forthwith cause some equally convenient free public Stairs or Landing Place to be erected or provided in the Place or Stead of the Stairs or Landing Place so shut up, removed, or taken away, or the free Use and Enjoyment of which may be in any Manner obstructed.

Board of Trade may order local Survey at Expense of Company.

44. If at any Time or Times it shall be deemed expedient by the Board of Trade to order a local Survey and Examination of any Works of the Company in, over, or affecting the River *Thames*, or the intended Site thereof, the Company shall defray the Cost of every such local Survey and Examination, and the Amount thereof shall be a Debt due to Her Majesty from the Company, and if not paid on Demand may be recovered as a Debt due to the Crown, with the Costs of Suit, or may be recovered with Costs as a Penalty is or may be recoverable from the Company.

Board of Trade or Conservators may remove abandoned Works at Expense of Company.

45. If any Work to be constructed by the Company in, under, over, through, or across the River *Thames*, or if any Portion of any Work which affects or may affect any such River or Access thereto, shall be abandoned, or suffered to fall into Disuse or Decay, it shall be lawful for the Board of Trade or for the Conservators of the River *Thames* to abate and remove the same, or such Part or Parts thereof as he or they may at any Time or Times deem fit and proper, and to restore the Site thereof to its former Condition, at the Cost and Charge of the Company, and the Amount thereof shall be a Debt due from the Company to the Crown or the said Conservators, and if not paid upon Demand may be recovered as a Debt due to the Crown or the said Conservators, as the Case may be, with the Costs of Suit, or may be recovered with Costs as a Penalty is or may be recoverable from the Company.

Saving Rights of Conservators.

46. Except as by this Act is expressly enacted, nothing in this Act contained shall extend to or be construed to extend to prejudice or derogate from the Estates, Rights, Interests, Liberties, Privileges, or Franchises of the Conservators of the River *Thames*, or to prohibit, defeat, alter, or diminish any Power, Authority, or Jurisdiction which at the Time of passing this Act the said Conservators did or might lawfully claim, use, or exercise.

47. Where

For Protection of Sewers of Metropolitan and other Boards.

47. Where any of the intended Works to be done under or by virtue of this Act shall or may pass over, under, or by the Side of, or so as to interfere with, any Sewer, Drain, Watercourse, Defence, or Work under the Jurisdiction or Control of the Metropolitan Board of Works, or of any Vestry or District Board constituted under "The Metropolis Local Management Act, 1855," or with any Sewers or Works to be made or executed by the said Boards or Vestry, or either of them, or shall or may in any way prejudicially affect the Sewerage or Drainage under their or either of their Control, the Company shall not commence such Work until they shall have given to the said Metropolitan Board or to the District Board or Vestry, as the Case may be, Fourteen Days previous Notice in Writing of their Intention to commence the same by leaving such Notice at the principal Office of such Board or Vestry, as the Case may be, for the Time being, with a Plan and Section showing the Course and Inclination thereof and other necessary Particulars relating thereto, and until such Board or Vestry respectively shall have signified their Approval of the same, unless such Board or Vestry, as the Case may be, do not signify their Approval, Disapproval, or other Direction within Fourteen Days after Service of the said Plan, Section, and Particulars as aforesaid; and the Company shall comply with and conform to all Directions and Regulations of the respective Board or Vestry in the Execution of the said Works, and shall provide by new, altered, or substituted Works, in such Manner as such Board or Vestry may deem necessary, for the proper Protection of, and for preventing Injury or Impediment to, the Sewers and Works herein-before referred to by or by reason of the said intended Works, or any Part thereof, and shall save harmless the said Metropolitan Board, District Board, and Vestry respectively against all and every the Expense to be occasioned thereby; and all such Works shall be done by or under the Direction, Superintendence, and Control of the Engineer or other Officer or Officers of the said Metropolitan Board, District Board, or Vestry, as the Case may be, at the Costs, Charges, and Expenses in all respects of the Company; and all Costs, Charges, and Expenses which the said Metropolitan Board or any District Board or Vestry may be put to by reason of the Works of the Company, whether in the Execution of Works, the Preparation or Examination of Plans or Designs, Superintendence, or otherwise, shall be paid to such Boards or Vestry by the Company on Demand; and when any new, altered, or substituted Works as aforesaid, or any Works or Defence connected herewith, shall be completed by or at the Costs, Charges, or Expenses of the Company under the Provisions of this Act, the same shall hereafter be as fully and completely under the Direction, Jurisdiction, and Control of the said Boards and Vestry respectively as any Sewers or Works now are or hereafter may be; and nothing in this Act shall extend to prejudice, diminish, alter, or take away any of the Rights, Powers, or Authorities vested or to be vested in the said Boards and Vestries, or any of them, or their Successors, but

all

all such Rights, Powers, and Authorities shall be as valid and effectual as if this Act had not been passed.

Protecting the Rights of the Commissioners of the Metropolis Turnpike Roads North of the Thames.

48. Whereas it is proposed to carry the Approaches to the Bridge near to or on the Side of a Draw Dock in the River *Thames* belonging to the Commissioners of the Metropolis Turnpike Roads North of the *Thames*, and to unite the Bridge with the Turnpike Road at *Fulham* leading to the present Bridge over the *Thames*, which Turnpike Road is under the Charge of the same Commissioners: Therefore any required Alterations in the Levels of the Turnpike Road shall be made subject to the Approval of the said Commissioners as to the Inclinations of the altered Road, and in all other respects, and so much of the Turnpike Road as shall be altered shall for ever thereafter be maintained by the said Company, and shall cease to be a Turnpike Road; and should the Requirements of the new Bridge involve the Removal of the present Draw Dock, the Company shall, with the Consent of the Conservators of the River *Thames*, construct a new Draw Dock on the West Side of the Abutment of the new Bridge, and such new Draw Dock shall be formed before the present one is interfered with, and the Means of Ingress and Egress either to the present or new Draw Dock shall be as easy as at present, and be kept open and uninterrupted both by Land and by Water to the Satisfaction of the general Surveyor for the Time being of the same Commissioners.

Company to give Notice before interfering with Mains, &c. of Southwark and Vauxhall Water Company.

49. The Company shall not begin any Work interfering with or in any way affecting any of the Mains or Pipes of the *Southwark and Vauxhall* Water Company, in this Act called the "*Southwark* Water Company," unless at least Twenty-one Days previous Notice in Writing of the Intention so to do, describing the Manner in which it is proposed to interfere with the Mains or Pipes, be given to the Surveyor of the *Southwark* Water Company, or left for him at their principal Office.

Works for Southwark Water Company to be executed by their Engineer at Expense of Company.

50. The Company shall not in any Manner alter, displace, or otherwise interfere with any of the Mains or Pipes of the *Southwark* Water Company, but their Engineer shall have the sole and exclusive Direction and Management of and may execute all such Works as he thinks necessary for the Purpose of removing, altering, and restoring the Mains or Pipes, and of preventing during the Execution thereof any Interruption to the Supply of Water by the *Southwark* Water Company, and all Expenses necessarily incurred by them in any way relating to the Execution by them of any Works for those Purposes shall be repaid to them by the Company.

In default of Southwark Water Company the

51. Provided, That if the *Southwark* Water Company for Ten Days next after the Day named in the Notice served by the Company for the Commencement of the Works interfering with or affecting any of the Mains

Mains or Pipes, or for Ten Days after such later Day as the Company by Notice in Writing to the *Southwark* Water Company name for commencing the Works, fail to commence or at any Time thereafter fail to proceed with reasonable Despatch in the Execution of the Works, the Company at their own Expense may remove, alter, or otherwise interfere with the Mains or Pipes in such Manner and to such Extent as they deem necessary, and execute all such other Works as they deem requisite for preventing any Interruption to the Supply of Water by the *Southwark* Water Company.

Company may execute the necessary Works.

52. Provided, That the *Southwark* Water Company shall not be liable for any Damage or Injury occasioned to the Works of the Company, or to any Streets or Roads, or otherwise howsoever, by reason of any of the Works executed under this Act, or in any way consequent thereupon, unless the Damage or Injury arise from the Neglect or Default of the *Southwark* Water Company, their Engineers, Workmen, or Servants.

Southwark Water Company not to be liable for Damage arising from Alteration of Mains or Pipes.

53. The Bridge, Approaches, and Works shall be completed within Four Years after the passing of this Act, and on the Expiration of that Period the Powers of the Company for making the same shall cease; nevertheless, after the Expiration of that Period the Company from Time to Time may improve, maintain, repair, or rebuild such of the Works as they execute within that Period.

Period for Completion of Works.

54. When the Bridge is completed for public Traffic the Company may from Time to Time demand and take for Persons, Animals, and Carriages from Time to Time passing over the Bridge, or any Part thereof, any Tolls not exceeding the Tolls following; (that is to say,)

Power to take Tolls.

For every Foot Passenger, or with a Wheelbarrow or such like Carriage, the Sum of One Halfpenny:

For every Horse, Mule, or Ass, laden or unladen, and not drawing, the Sum of One Penny:

For every Horse or Beast of Draught drawing any Coach, Chariot, Chaise, Berlin, Landau, Phaeton, Waggon, Timber Carriage, Wain, Cart, Dray, Truck, or other Carriage, the Sum of Threepence:

For every Coach, Chariot, Chaise, Berlin, Landau, Phaeton, Waggon, Timber Carriage, Wain, Cart, Dray, Truck, or other Carriage, not drawn by any Beast, and having only Two Wheels, the Sum of Sixpence; and having more than Two Wheels, the Sum of One Shilling:

For every Carriage drawn or propelled by Steam, or any Means other than Animal Power, such Tolls as are authorized by "The Locomotive Act, 1861:"

For every Bull, Ox, Cow, Steer, Heifer, or Calf, the Sum of Tenpence *per* Score, and so in proportion for any greater or less Number:

For every Sheep or Lamb, Boar, Sow, or Pig, after the Rate of Fivepence *per* Score, and so in proportion for any greater or less Number.

Exemption from Tolls.

55. Provided always, That no Toll shall be demanded or taken for any Horses or Carriages belonging to Her Majesty, or attending any of the Royal Family, or returning after having so attended, or for any Horse, Beast, Cattle, or Carriage of whatever Description to be employed in conveying or guarding Mails of Letters and Expresses under the Authority of Her Majesty's Postmaster General, either when employed in conveying or guarding such Mails or Expresses, or returning back from carrying or guarding the same; or for any Soldiers upon their March or upon Duty, or for any Horse, Cattle, or Carriages attending them, with their Arms and Baggage, and returning after having been so employed; nor for any Waggon, Wain, Cart, or other Carriage whatsoever, or the Horse or Horses or other Cattle drawing the same, which shall be employed in conveying any Ordnance, Barrack, or Commissariat, or other public Stores of or belonging to Her Majesty, or to and for the Use of Her Majesty's Forces; or for any Volunteers upon their March or upon Duty, or in going to or returning from the Place appointed for and on the Days of Exercise; or for any Horse furnished by or for or belonging to any Corps of Yeomanry or Volunteer Cavalry, and rode by them in going to or returning from the Place appointed for and on the Days of Exercise, provided that such Persons be dressed in the Uniforms of their respective Corps, and have their Arms, Furniture, and Accoutrements according to the Regulations provided for such Corps respectively at the Time of claiming such Exemptions as aforesaid; or for any Horse, Beast, Cattle, or Carriage travelling with Vagrants sent by legal Passes, or with any Prisoner sent by any legal Warrant, or returning empty after having been so employed; and if any Person shall claim and take the Benefit of any of the Exemptions by this Act granted, not being entitled to the same, every such Person or Persons for every such Offence shall forfeit and pay any Sum not exceeding Forty Shillings.

Exemption from Toll in favour of the Bishops of London.

56. Provided always, That in lieu of their ancient Privilege of Ferry at *Fulham* all Bishops of *London* shall at all Times hereafter be entitled to, and shall have, possess, and enjoy, the Right of free Passage over and along the said Bridge and Approaches, and over, along, and through all Ways and Passages thereto belonging, for themselves and for all Persons to them belonging or residing in the Episcopal Palace at *Fulham*, and for all Horses, Coaches, Cattle, Goods, and Things whatsoever to the said Bishops or any of them belonging.

Power to provide Toll Gates and Toll Houses.

57. The Company may from Time to Time set up Toll Gates at or upon the Bridge or Approaches, and remove the Toll Gates, and set up other in lieu thereof, as they think fit, and may from Time to Time provide

provide and maintain such Toll Houses and other Conveniences near to the Toll Gates as they think fit.

Tolls to be taken before passing.

58. The Tolls granted by this Act shall be paid before any Person, Animal, or Carriage liable to Toll is entitled to pass or repass through any Toll Gate erected in pursuance of this Act.

Power to vary Tolls.

59. The Company from Time to Time at any General Meeting may reduce all or any of the Tolls for such Time as they think proper, and again raise all or any of the Tolls, so that the Tolls never exceed the Amount limited by this Act.

Tolls to be charged equally.

60. The Tolls shall at all Times be charged equally and after the same respective Rate upon all Persons, and in respect of all Horses, Beasts, Cattle, and Carriages; and no Reduction or Advance of the Tolls shall either directly or indirectly be made partially or in favour of any particular Person, but every such Reduction or Advance shall take effect with respect to all Persons, and to all Animals and Carriages of the same respective Sort.

Tolls to be taken by Toll Collectors.

61. The Tolls may be demanded and taken at the Toll Gates from Time to Time provided under this Act by such Persons as the Company and the Lessees of the Tolls respectively from Time to Time appoint to be the Toll Collectors.

Table of Tolls to be put up.

62. When any Toll Gate is erected by virtue of this Act the Company shall put up and afterwards continue at every such Toll Gate a Table printed in distinct and legible Black Letters on a Board and White Ground, containing a List distinguishing the several Tolls to be paid by virtue of this Act, and shall renew the Boards whenever any of the Letters or Figures thereon are worn out, defaced, or obliterated, and the Company shall not demand or take at any Toll Gate any Toll except while the Board so painted remains affixed at or near to the Toll Gate.

Power to stop Persons failing to pay Tolls, and to seize and distrain Horses, &c.

63. If any Person subject under this Act to the Payment of any Toll, after Demand made thereof by any Collector appointed to receive the same, fails to pay the Toll, the Collector by himself, or taking such Assistance as he thinks necessary, may stop and prevent the Passage of the Person so failing, and may seize and distrain the Horse, Beast, or Cattle in respect of which the Toll is payable, with their Bridles, Saddles, Gear, and Harness (except the Bridle or Reins of any Horse or Beast separate from the Horse or Beast, and any Carriage drawn by such Horse, Beast, or Cattle).

For settling Disputes concerning

64. If and whenever any Dispute happens about the Amount of Toll due, or the Charges of seizing, keeping, or selling any Distress for Non-payment

Tolls and Distresses.

payment of such Toll, the Collector or the Person distraining may retain the Distress or the Money arising from the Sale thereof until the Amount of the Toll due and of the Charges be ascertained by some Metropolitan Police Magistrate, or Justice or Justices of the Peace for the County of *Middlesex* or *Surrey*, who, upon Application made to him or them for that Purpose, may determine the Matter in dispute, and may also award such Costs to be paid by either Party to the other as to the Magistrate, Justice, or Justices seem reasonable.

Power to sell Distress.

65. If the Toll and the reasonable Charges of such Seizure and Distress be not paid within Three Days after the Seizure and Distress, the Person so seizing and distraining may sell all the Horses, Beasts, Cattle, Chattels, and Carriages so seized and distrained, or any Part thereof, returning the Overplus, if any, of the Proceeds of the Sale, after deducting the Toll and the reasonable Charges of the Seizure and Distress and Sale, and what, if any, remains unsold, upon Demand, to the Owner thereof.

Penalty for fraudulently passing Bridge, &c.

66. If any Person fraudulently or forcibly pass over the said Bridge or through any Toll Gate without having paid the Tolls, or assault, obstruct, or interrupt any Person employed in the Collection of the Tolls, every Person so offending shall for every such Offence incur a Penalty not exceeding Forty Shillings.

Toll Collector to place his Name on Toll House.

67. Every Toll Collector shall place his Christian and Surname painted on a Board in legible Characters in the Front or some other conspicuous Part of the Toll House or Toll Gate immediately on his coming on Duty, each of the Letters of the Name or Names to be at least Two Inches in Length and of a Breadth in proportion, and painted in Black Letters on a Board with a White Ground, and shall continue the same so placed during the whole Time he is upon Duty.

Penalty for Offences by Toll Collector.

68. If any Toll Collector commit any of the following Offences:

Firstly, do not place such Board and continue the same so placed during the whole Time he is on Duty;

Secondly, demand or take from any Person a greater or less Toll than he is for the Time being authorized to demand or take;

Thirdly, demand and take a Toll from any Person exempted from the Payment thereof and claiming such Exemption;

Fourthly, refuse to permit any Person to read, or in anywise hinder any Person from reading, the Inscriptions on the Board or on the Table of the Toll put up at the Toll Gate;

Fifthly, refuse to tell his Christian or Surname to any Person who, having paid any Toll, demands the same;

Sixthly, in answer to any such Demand give a false Name;

Seventhly,

Seventhly, on the legal Toll being paid or tendered, unnecessarily detain or wilfully hinder or prevent any Passenger from passing through the Toll Gate;

he shall for each such Offence incur a Penalty not exceeding Forty Shillings.

Penalty for evading Tolls.

69. If any Person take off any Horse or other Beast from any Carriage at or near to the Bridge, or at or near to any Toll Gate set up under this Act, and afterwards put on the Horse or Beast after having passed the Bridge or any such Toll Gate, with Intent to evade and thereby evades or endeavours to evade the Payment of any Part of the Toll, or forges, counterfeits, or alters, or recieves from or delivers to any other Person, any Note or Ticket with Intent to evade the Payment of any Part of the Tolls, or if any Person cause any such Act to be done, or aid or abet any Person so acting, every Person so offending shall for every such Offence forfeit not exceeding Forty Shillings.

Penalty for damaging Bridge, &c. and other Offences.

70. If any Person commit any of the Offences; (that is to say,)

(1.) Rides or drives or leads any Horse, Beast, Cattle, or Carriage over or upon any Footpath or Causeway on the Side of any Part of the Bridge or Approaches;

(2.) Wilfully obstructs the Passage of the Bridge or Approaches;

(3.) Wilfully or carelessly breaks or damages any Part of the Bridge or Approaches;

(4.) Without reasonable Cause, to be allowed by the Justices who hear the Complaint, leaves any Waggon, Cart, or other Carriage, or any Plough, Harrow, or other Implement of Husbandry, on or at the Side of the Bridge or Approaches, or any Part thereof, either with or without any Horse, Beast, or Cattle harnessed or yoked thereto, after having been ordered by the Toll Collector to remove the same;

(5.) Places any Timber, Wood, or Bushes, or any Stones, Bricks, Hay, Straw, Lime, Dung, Manure, Soil, or Rubbish whatsoever, on any Part of the Bridge or Approaches to the Prejudice thereof, or to the Annoyance of any Person travelling thereon;

he shall for each Offence incur a Penalty not exceeding Forty Shillings.

Penalty for destroying Bridge, &c.

7 & 8 G. 4. c. 30.

71. The Bridge and the Toll Houses and Toll Gates, Works, and other Property of the Company shall be deemed a public Bridge within the Meaning of the Act of the Session of the Seventh and Eighth Years of *George* the Fourth, intituled *An Act for consolidating and amending the Laws relative to malicious Injuries to Property.*

Barge Owners answerable for Damage

72. If and whenever any Person having the Care of any Boat, Barge, or other Vessel navigated on the River wilfully, carelessly, or negligently causes or suffers any Damage or Injury to be done by the Vessel to the Bridge,

done by their Servants.

Bridge, the Owner of the Vessel shall be liable to make Satisfaction to the Company for all such Damage or Injury.

Power to lease Tolls.

73. The Company may from Time to Time lease all or any of the Tolls for any Term not exceeding Three Years at any One Time to such Persons, at such Rents, payable at such Times, and under such Covenants, and upon such Conditions, as the Company think fit, which Rents shall be applied for the Purposes of this Act.

Evidence of Appointment and Removal of Toll Collector.

74. A Certificate in Writing under the Hand of the Secretary of the Company, or, as the Case may be, of the Lessee of the Tolls, shall for all Purposes be sufficient Evidence of the Appointment or Removal of any Toll Collector.

Power to obtain from discharged Toll Collectors Possession of Toll House, &c.

75. If any Toll Collector when discharged, or the Wife, Widow, or any of the Children, Family, or Representatives of any Toll Collector who may have died, or any other Person having the Possession of any Toll House or other Building being the Property of the Company, fail for Two Days after Demand by Notice in Writing signed by the Secretary of the Company, or by the Lessee of the Tolls, and given to such Toll Collector, or to any such Person, or left at the Toll House, Building, or Premises, to deliver up Possession thereof, any Metropolitan Police Magistrate, or any One or more Justice or Justices of the Peace of the Counties of *Middlesex* or *Surrey*, may, by Warrant under his or their Hand and Seal or Hands and Seals, order any Constable or other Peace Officer with requisite Assistance to enter into the Toll House, Building, or Premises in the Daytime, and to remove all Persons found therein, with their Goods, out of the same, and put the Company or Lessee, or any Person named by them or him, into possession thereof.

Recovery and Application of Penalties.

11 & 12 Vict. c. 43.

76. All Offences under this Act, and all Penalties, Damages, Charges, Tolls, and Costs imposed or payable under this Act, may be recovered in a summary Manner under the Provisions of the Act of the Session of the Eleventh and Twelfth Years of Her present Majesty, Chapter Forty-three, intituled *An Act to facilitate the Performance of the Duties of Justices of the Peace out of the Sessions within* England *and* Wales *with respect to summary Convictions and Orders*, and all such Penalties shall be paid to the Company, except so far as the convicting Justices award, not more than One Half thereof, to the Informer.

Service of Notice by the Company.

77. Where it is necessary for the Company to serve any Summons, Demand, Notice, Writ, or other Proceeding at Law or in Equity upon any Person, the same may be in Writing or in Print, or partly in Writing and partly in Print, and be signed by the Secretary or Clerk of the Company, and need not be under the Common Seal of the Company, and shall be sufficiently served by being delivered personally to such Person,

or

or being left at his or their usual or last Place of Abode or Business in *England*, or by being delivered to some Clerk or other Officer of such Person being a Corporation, or being left at the Office of such Clerk or principal Officer, or at his or their usual or last Place of Abode or Business in *England*.

Yearly Account to be made up and transmitted to Clerk of the Peace.

78. The Company shall every Year prepare an Account in abstract showing the whole Receipts and Expenditure of all Funds levied by virtue of this Act for the Year ending on the Thirty-first Day of *December* or some other convenient Day then last, under the several distinct Heads of Receipts and Expenditure, with a Statement of the Balance of such Account, duly audited and certified by the Directors or some of them and by the Auditors, and shall send a Copy of the Account free of Charge to the Clerk of the Peace of *Middlesex* on or before the Expiration of One Month after the Day on which the Account ends, which Account shall be open to the Inspection of the Public at all seasonable Hours on Payment of One Shilling for every such Inspection; and if the Company fail so to prepare or to send any such Account they shall for every such Failure forfeit not exceeding Twenty Pounds.

Appropriation of Tolls.

79. All Tolls leviable under this Act, and any Rents payable in respect of Tolls, shall be deemed to be Profits of the Company, and be applicable accordingly in manner provided by "The Companies Clauses Consolidation Act, 1845."

Expenses of Act.

80. All the Costs, Charges, and Expenses of and incident to the preparing, obtaining, and passing of this Act shall be paid by the Company out of any Monies for the Time being in their Hands.

LONDON:
Printed by GEORGE EDWARD EYRE and WILLIAM SPOTTISWOODE,
Printers to the Queen's most Excellent Majesty. 1863.