ANNO DECIMO & UNDECIMO

VICTORIÆ REGINÆ.

****

Cap. CCXXX.

An Act to enable the *South-eastern* Railway Company further to widen the *London and Greenwich* Railway, and to enlarge their *London Bridge* Station. [22d *July* 1847.]

WHEREAS an Act was passed in the Sixth Year of the Reign of His late Majesty King *William* the Fourth, intituled *An Act for making a Railway from the* London and Croydon *Railway to* Dover, *to be called "The* South-eastern *Railway,"* whereby several Person were incorporated by the Name of the *South-eastern* Railway Company: And whereas the Provisions of the said Act have been amended and enlarged by several subsequent Acts of Parliament relating to the said Company, passed respectively in the Sessions held in the First, Second, Second and Third, Third, Fifth, Sixth, Sixth and Seventh, Seventh, Seventh and Eighth, Eighth and Ninth, Ninth, and Ninth and Tenth Years of the Reign of Her present Majesty: And whereas the said *South-eastern* Railway Company are the Lessees of the *London and Greenwich* Railway: And whereas an Act was passed in the Session held in the Eighth and Ninth Years of the Reign of Her present Majesty, intituled *An Act to enable the* South-

6 & 7 W. 4. c. 75.

8 & 9 Vict. c. 186.

South-eastern *Railway Company to widen certain Parts of the* London and Greenwich *Railway*: And whereas an Act was passed in the Session held in the Ninth and Tenth Years of the Reign of Her present Majesty, intituled *An Act to enable the* South-eastern *Railway Company to make a Railway from the* London and Greenwich *Railway to* Woolwich *and* Gravesend: And whereas an Act was passed in the Session held in the Third and Fourth Years of the Reign of Her said Majesty, intituled *An Act to enable the* London and Greenwich *Railway Company to provide a Station in the Parish of* Saint Olave *in the County of* Surrey: And whereas another Act was passed in the said last-mentioned Session of Parliament, intituled *An Act to enable the* London and Croydon *Railway Company to provide additional Station Room at the Terminus of the* London and Greenwich *Railway in the Parish of* Saint Olave, *and for other Purposes relating thereto*: And whereas under the Powers and Provisions of the said last-recited Acts, or of Arrangements entered into by virtue of the same, and by virtue also of an Act passed in the last Session of Parliament for uniting the *London and Croydon* and *London and Brighton* Companies, Part of the *London Bridge* Railway Station is now the Property of the said *South-eastern* Railway Company, or is vested in them as Lessees of the said *London and Greenwich* Railway, and the Remainder of the said Station, which is usually designated as the *Brighton, Croydon, and Dover* Station, is now vested beneficially in and jointly occupied by the *South-eastern* Railway Company and the *London, Brighton, and South Coast* Railway Company (being the Company formed by the Consolidation of the *London and Brighton* and *London and Croydon* Railway Companies): And whereas the said *London and Greenwich* Railway as at present made and authorized to be enlarged, as well as the Station Accommodation of the *South-eastern* Railway Company at *London Bridge*, are insufficient for the present and anticipated Traffic of the said Company, and it is therefore expedient that so much of the said *London and Greenwich* Railway as is situate between the Terminus thereof at or near *London Bridge* and the Point where the *London, Brighton, and South Coast* Railway diverges therefrom should be enlarged, and also that further Station Accommodation should be provided for the said Company at or near *London Bridge* aforesaid: And whereas it would be attended with Convenience if the present Station at *London Bridge*, occupied jointly by the said *London, Brighton, and South Coast* and *South-eastern* Railway Companies, were divided between them: And whereas the *South-eastern* Railway Company are desirous of carrying the Objects aforesaid into effect, if authorized by Parliament so to do: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That all the Provisions, Matters, and Things contained in the several Acts relating to the *South-eastern* Railway, so far as the same are now unrepealed and are not inconsistent with or altered by the Provisions of this Act, and save in so far as the same may be inconsistent with the Provisions of the Lands Clauses Consolidation Act,

9 & 10 Vict. c. 305.

3 & 4 Vict. c. 128.

3 & 4 Vict. c. 129.

Powers of former Acts relating to the South-eastern Railway ex-

Act, 1845, or of the Railways Clauses Consolidation Act, 1845, shall extend to this Act and to the several Purposes thereof, as fully and effectually as if the said Provisions, Matters, and Things were repeated and re-enacted in this Act in reference to such Purposes; and the Works by this Act authorized to be made shall form Part of the Undertaking of the *South-eastern* Railway. tended to this Act.

II. And be it enacted, That the several Provisions of the said Lands Clauses Consolidation Act, 1845, and the several Provisions of the said Railways Clauses Consolidation Act, 1845, so far as the same may be applicable, and are not inconsistent with or modified by the Provisions of this Act, shall be incorporated with and form Part of this Act, and shall be applicable to the Purposes thereof. 8 & 9 Vict. c. 18. and 20. extended to this Act.

III. And be it enacted, That it shall be lawful for the said Company to raise, for the Purposes of this Act, the Sum of Two hundred thousand Pounds by the Creation of new Shares or Stock, in addition to any Sums which they are already authorized to raise, upon such Terms and in such Manner as may be or may have been agreed upon at any General Meeting or Meetings of the Company specially convened for the Purpose; and the new Shares or Stock created by virtue of this Act shall be considered Part of the general Capital of the Company. Power to raise Money by Creation of new Shares, to form Part of General Capital.

IV. And be it enacted, That, after the whole of the Capital in Shares or Stock by this and the several Acts relating to the said *South-eastern* Railway authorized to be raised shall have been subscribed for and One Half thereof actually paid up, it shall be lawful for the Company to borrow, on Mortgage, such Sums of Money as shall from Time to Time be authorized to be borrowed by Order of a General Meeting of the Company, not exceeding in the whole, in addition to the Sums authorized to be borrowed by the said Acts, the Sum of Sixty-six thousand six hundred and sixty-six Pounds, and to secure the Payment of the Sums so to be borrowed, with Interest, by Mortgage of the Undertaking of the *South-eastern* Railway, as in the said recited Acts mentioned, and, if they so think fit, of the future Calls, or any of them, to be made on the Share or Stock Holders. Power to borrow Money on Mortgage.

V. And be it enacted, That, if, after having borrowed any Part of the Monies by this Act authorized to be borrowed, the said Company shall pay off the same, it shall be lawful for them again to borrow the Sum so paid off, or any Part thereof, and so from Time to Time. Reborrowing.

VI. And be it enacted, That every Mortgage for securing Money borrowed by the Company under the Powers of this Act, and any Transfer of any Share, Mortgage, Bond, or other Security, to be granted or made by virtue of this or the said recited Acts, shall be by Deed, duly stamped, and wherein the Consideration shall be truly stated, and every such Mortgage may be according to the Form prescribed by the said first-recited Act, or to the like Effect. Mortgages and Assignments to be stamped.

VII. And

Rights of Mortgagees.

VII. And be it enacted, That the respective Mortgagees shall be entitled, one with another, to their respective Proportions of the Tolls and Premises comprised in such Mortgage, according to the respective Sums in such Mortgages mentioned to be advanced by such Mortgagees respectively, and to be repaid the Sums so advanced with Interest, without any Preference one above another by reason of the Priority of the Date of any such Mortgage, or of the Meeting at which the same was authorized, or on any other Account whatsoever.

Former Mortgages to have Priority.

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

Power to convert Loan into Capital.

IX. And be it enacted, That it shall be lawful for the Company, if they think fit, to raise the Sum by this Act authorized to be borrowed, or any Part thereof, by creating new Shares or Stock of the Company, instead of borrowing the same, or having borrowed the same it shall be lawful for them to pay off such Loan or any Part thereof, if they so think fit, by creating new Shares or Stock of the Company in manner aforesaid, but no such Augmentation of Capital shall take place without the previous Order of a General Meeting specially convened for that Purpose.

Interest not to be paid on Calls paid up.

X. And be it enacted, 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 Railway 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 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 said recited Acts or any of them in that Behalf contained.

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

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

Power to widen the London and Greenwich Railway.

XII. And be it enacted, That it shall be lawful for the said Company to widen and enlarge the Line of the *London and Greenwich* Railway in the Parish of *Saint Olave*, *Saint Thomas*, and *Saint John*

John Horselydown, *Southwark*, and *Saint Mary Magdalen Bermondsey*, *Saint Mary Rotherhithe*, and *Saint Paul Deptford*, in the County of *Surrey*, from the said *London Bridge* Station to the Point where the Line of the *London*, *Brighton*, *and South Coast* Railway diverges from the said *London and Greenwich* Railway.

Power to enlarge the London Bridge Station.

XIII. And be it enacted, That it shall be lawful for the said *South-eastern* Railway Company to alter, widen, extend, and enlarge the *London Bridge* Station belonging to or on Lease to them on the North Side thereof within the Parishes of *Saint Olave*, *Saint Thomas*, and *Saint John Horselydown* aforesaid.

Power to stop up and appropriate Streets.

XIV. And be it enacted, That it shall be lawful for the *South-eastern* Railway Company to stop up and appropriate to the Purposes of the said Station as by this Act authorized to be made, all such Streets, Ways, Courts, Yards, Squares, Alleys, and Passages as may be situate within the Limits of the said Station as so authorized to be enlarged, except *Bermondsey Street*, *Joiners Street*, *The Maze*, and *Dean Street*.

Deposit of Plans, &c.

XV. And whereas Maps or Plans and Sections showing the Line and Levels of the proposed Enlargement of the Line of the *London and Greenwich* Railway, and describing also the Lands to be taken for the Purposes thereof, and which may be required to be taken for the Enlargement of the said Station at *London Bridge* on the North Side thereof, by this Act authorized to be made, together with a Book of Reference to the said Plans containing the Names of the reputed Owners and Lessees and of the Occupiers of such Lands, have been deposited with the Clerk of the Peace for the County of *Surrey*; be it therefore enacted, That, subject to the Powers of Deviation contained in the said Railways Clauses Consolidation Act, 1845, the said Enlargement of the *London and Greenwich* Railway shall be made in the Line or Course and according to the Levels defined on the said Plans and Sections, and the same as well as the Enlargement of the said Station shall be made on the Lands delineated on the said Plans and described in the said Book of Reference, and it shall be lawful for the said Company to enter upon, take, and use such of the said Lands as shall be necessary for the Purposes aforesaid.

Power to enlarge the London Bridge Station on the South Side.

XVI. And whereas a Map or Plan describing certain Lands situate on the South Side of the said *London and Greenwich* Railway, or of the said *London Bridge* Station, and within the Parishes of *Saint Olave*, *Saint Thomas*, *Saint John Horselydown*, and *Saint Saviour's*, or some of them, in the County of *Surrey*, together with a Book of Reference to such Plan containing the Names of the reputed Owners, Lessees, and Occupiers of such Lands, have been also deposited for public Inspection with the Clerk of the Peace for the County of *Surrey*: And whereas Part of the Lands delineated on the said last-mentioned Plan, and which are numbered thereon respectively 27*s*, 28*s*, 58*s*, and 126*s*, in the Parish of *Saint Olave*, and described in the Schedule A. to this Act annexed, will or may be required for the Enlarge-

Enlargement of the said *London Bridge* Station on the South Side thereof; be it therefore enacted, That it shall be lawful for the said *South-eastern* Railway Company to alter, widen, extend, and enlarge the said *London Bridge* Station on the South Side thereof, within the said Parish of *Saint Olave* in the County of *Surrey*, upon and over the said Lands described in the Schedule A. to this Act, and which are numbered respectively on the said last-mentioned Plan 27*s*, 28*s*, 58*s*, 126*s*, or upon any Part of such Lands, and to enter upon, purchase, take, and use so much of the said last-mentioned Lands as may be necessary for the Purpose of such widening, Extension, or Enlargement, and of any Works or Conveniences to be connected therewith: Provided always, that if the *South-eastern* Railway Company shall purchase the Lands comprised in the said Schedule A. to this Act annexed, they shall transfer to the *London, Brighton, and South Coast* Railway Company, when required by them so to do, so much of the said Lands as have been agreed to be appropriated to the Purposes of the *London, Brighton, and South Coast* Railway Company under the Arrangements herein-after referred to, at the same Price *per* superficial Foot as may have been paid for the same by the *South-eastern* Railway Company.

If Company take Part of Schoolhouse in St. John's, they may be required to take the whole.

XVII. And be it enacted, That if the Company shall take or use any Part of the Schoolhouse, Vestry Room, and Chapel in the Parish of *Saint John Horselydown*, distinguished on the said Plans by the Numbers 151*n*, 153*n*, and 157*n*, they shall, if the Trustees of the same Schoolhouse and Chapel shall require the same, take and pay for the whole of the same Schoolhouse, Vestry Room, and Chapel.

Company not to take Saint Olave's Grammar School until they have provided a new Site.

XVIII. And be it enacted, That if the Company shall require, for the Purposes of the said Railway, any Part or Portion of the Land belonging to the Corporation of the Warden and Governors of the Free Grammar School of Queen *Elizabeth* of the Parishioners of the Parish of *Saint Olave Southwark*, then and in such Case, if the said Governors shall so require, but not otherwise, the Company shall take the whole of the Land belonging to the said Governors in the Parish of *Saint Olave* which is now used for the Purposes of the said School, and in lieu of and in exchange for the said Land they shall provide and convey to the said Governors a Piece or Pieces of Freehold Land, either in the Parish of *Saint Olave Southwark* or in the Parish of *Saint John Horselydown*, or within Half a Mile of the Boundary of either of such Parishes, of at least equal Dimensions, convenient for the Erection of a new Grammar School, and for Houses for the Masters thereof, and other Premises required for the Purposes of the said School, and to be approved of, in case of Difference of Opinion between the said Company and the Governors, by the Bishop of the Diocese, being the Visitor of the said School; and in case the Land so to be provided as last aforesaid shall, in the Opinion of the said Governors, be of less Value than that taken by the Company from the said Governors, then such Sum of Money shall be paid to the said Governors for Equality of Exchange by the Company as shall be agreed upon, but in case of no Agreement the Amount to be paid

for Equality of Exchange shall be settled by Arbitration, according to the Provisions of the Lands Clauses Consolidation Act, 1845: Provided always, that the Change of Site or Removal of the said School shall not affect any of the Rights, Powers, or Privileges of the said Governors under any Charter or otherwise, except as herein specially provided: Provided also, that, except in the Case hereinafter provided for, the said Company shall not take possession of any of the said Lands belonging to the said Governors before providing and conveying to the said Governors the Lands which they are herein-before required to procure and convey in exchange for such Lands.

Company to provide Building for the temporary Accommodation of the School.

XIX. And be it enacted, That if the said Governors shall require the Company to take the whole of the Land belonging to the said Governors in the said Parish of *Saint Olave* now used for the Purposes of the said School, then and in such Case and before the Company shall take possession of any Part or Portion thereof, and until the Time when the new Schoolhouses, Masters Houses, and Premises for the Purposes of the said School shall have been erected and built upon the Land so to be provided by the Company as herein-before directed, and shall be completed fit for Occupation, the Company shall rent or otherwise provide convenient Houses or Buildings within the Limits aforesaid, with all necessary and proper Furniture or Fittings for the temporary Accommodation of the said School, and the Masters, Scholars, and Servants, and other the Purposes thereof, to be approved of, in case of Difference of Opinion between the Governors and the Company, by the Bishop of the Diocese being the Visitor of the said School, in order that the same may be used accordingly during the Erection of the new Schoolhouse and Masters Houses and Premises intended to be erected as aforesaid; and the said Governors shall have the Use of such Houses and Buildings until the Expiration of Three Years after and to be computed from the Time when they shall receive or be let into possession of the said Land conveyed to them as aforesaid; and the Company shall pay the Rent or other Consideration payable for the Use of such Houses and Buildings during the Time of such Occupation, together with all Rates and Taxes payable in respect thereof, and all necessary Expences of or incidental to the Removal of the said School and fitting up the said Houses and Premises for temporary Accommodation thereof as aforesaid.

Arbitration as to Value of Buildings.

XX. And be it enacted, That in case the Company shall be required by the said Governors to take the whole of the Land belonging to the said Governors in the said Parish of *Saint Olave* now used for the Purposes of the said Schools, the Company shall, before they shall take possession of any Part thereof over and above such Sum which may be payable for Equality of Exchange as aforesaid, pay to the said Governors for the Time being such Sum as and for the Purchase Money or Consideration for the Houses and Buildings which may be then standing on the said Land belonging to the said Governors as shall be agreed upon between the Governors and the Company, or as shall be determined by Arbitration under the Provisions

sions of the Lands Clauses Consolidation Act, 1845, and the Arbitrator shall take into his Consideration what Sum will be required for the Erection and Completion of a new Schoolhouse, Masters' Houses, and other Buildings and Appurtenances necessary or proper for the Purposes of the School, not being inferior to the existing Premises taken by the Company, and shall make his Award accordingly; and the said Governors shall retain and take all the Fixtures and Fittings which may then be on the said Premises.

As to taking Land on the North Side of the Greenwich Railway belonging to Saint Olave's School.

XXI. And be it enacted, That notwithstanding and without Prejudice to the Provisions herein-before contained, it shall be lawful for the Company, within Two Years from the passing of this Act before the Conveyance of the Land to be provided for the Purposes of the said School, to take possession of any Part of the Land belonging to the said Governors on the North Side of the *London and Greenwich* Railway, to the Extent only of Four Yards from the Northern Boundary of the Property lately purchased by the Company from the said Governors for the Purposes of the said Enlargements: Provided always, that in such Case the Company shall provide temporary Accommodation for the Governors in lieu of the Premises on such North Side, and that the Sum to be paid by the Company in respect of the whole of the said Premises on the North Side under the Provisions herein-before contained shall have been previously ascertained as aforesaid and paid.

Power to alter the Works of the London and Greenwich Railway.

XXII. And be it enacted, That it shall be lawful for the said *South-eastern* Railway Company to make such Alterations in the said *London and Greenwich* Railway, and in that Part of the *London Bridge* Station which belongs to the said *London and Greenwich* Railway Company as aforesaid, as may be necessary for the Purposes of the said intended Works.

Power to arrange the Station for Traffic, and to receive Rent for any Part thereof.

XXIII. And be it enacted, That it shall be lawful for the Company to erect such Arches, Warehouses, Buildings, and other Works and Conveniences on the Lands to be purchased by them as aforesaid for enlarging the said Station, and to lay down such Rails within the said Station so enlarged, and generally to arrange the said Station in such Manner as may be requisite or convenient for the Purposes of the Traffic using the same; and it shall be also lawful for the said Company to demand and receive such Rents or other Sums for the Use of the said Warehouses and Conveniences, or of any Part or Parts of the said Station, as they may be willing to accept for the same.

Provision for Deficiency in Paving and other Rates in Southwark, under 6 G. 3. c. 24.,

XXIV. And whereas by reason of taking down Houses and Buildings, and of executing this Act, there may be Deficiencies in the Rates or Assessments authorized to be made by the Commissioners for putting into execution Three several Acts, one passed in the Sixth Year of the Reign of His Majesty King *George* the Third, intituled *An Act for paving the Streets and Lanes within the Town and Borough of* Southwark *and certain Parts adjacent in the County of*

of Surrey, *and for cleansing, lighting, and watching the same, and also the Courts, Yards, Alleys, and Passages adjoining thereto, and for preventing Annoyances therein;* another Act passed in the Eleventh Year of the Reign of His said Majesty King *George* the Third, intituled *An Act to explain and amend so much of an Act of the Sixth Year of His present Majesty, for paving the Town and Borough of* Southwark *in the County of* Surrey, *as relates to the Commissioners of Sewers; and for regulating the Manner of taxing Churches and other public Buildings within the Limits of the said Act;* and another Act passed in the Twenty-eighth Year of the Reign of His said Majesty King *George* the Third, intituled *An Act for enabling the Commissioners for putting into execution an Act made in the Sixth Year of the Reign of His present Majesty, for paving the Streets and Lanes within the Town and Borough of* Southwark *and certain Parts adjacent in the County of* Surrey, *and for cleansing, lighting, and watching the same, and also the Courts, Yards, Alleys, and Passages adjoining thereto, and for preventing Annoyances therein, to open, widen, and better regulate the several Streets, Lanes, and Passages within the East Division in the said Act described;* be it therefore enacted, That the said Company from and after the passing of this Act, and until the Works hereby authorized to be made shall be completed and assessed to such Rates respectively, shall be subject and liable to be rated and assessed to the respective Rates or Assessments aforesaid for and in respect of all and every Land, Ground, House, Shop, Warehouse, Coach-house, Stable, Building, Manufactory, Garden, Cellar, Vault, or other Tenement or Hereditament, which the said Company shall for the Purposes of this Act pull down or demolish, or which shall become unoccupied by reason of any Notice or other Proceedings given or taken to or by the said Company, according to the Rental at which the same are or shall be respectively rated and assessed in and by the said several Rates and Assessments at the Time of the passing of this Act, and shall pay the same accordingly, on Demand thereof, to the respective Collectors of the said Rates or Assessments, or other Person or Persons duly authorized to receive the same.

11 G. 3. c. 17., and 28 G. 3. c. 68.

XXV. And be it enacted, That all and every the Rates hereinbefore mentioned, and the Sums of Money which shall become payable on account thereof under or by virtue of this Act, shall be paid and payable by the said Company to the respective Collectors of such Rates, and in case of Default of such Payments for the Space of Twenty Days next after Demand in Writing made or given to the said Company by the Collector of any such Rate or Rates, such Collector shall or may bring or cause to be brought any Action of Debt or special Action on the Case, or other Action in any of Her Majesty's Courts of Record at *Westminster*, or to proceed in the County Court having Jurisdiction in the Town and Borough of *Southwark* against the said Company for Recovery of any such Rate or Assessment so in arrear, by and in the Name of the Collector entitled to receive the same, with full Costs of Suit; and the Judge of the said County Court

For Recovery of Rates.

shall proceed thereon in such Manner as now authorized and empowered to do for Recovery of any Debt.

Pavement taken up by the Company to be reinstated by the Commissioners at the Expence of the Company.

XXVI. And be it enacted, That whenever and so often as the said Company shall break or take up, disturb, or remove the Stone, Ground, Soil, or Pavement in or of any Street, Lane, Court, Yard, Passage, or Place under the Control or Jurisdiction of the said Commissioners as aforesaid, or any Part thereof, for the Purposes of this and the said recited Acts or either of them, and that it shall be necessary that such Stones, Ground, Soil, or Pavement, or any Part thereof, should be reinstated, or the Pavement of any such Street, Lane, Court, Yard, Passage, or Place so broken or taken up, or disturbed or removed, or any Part thereof, should be made good, or that any of the Stones, Ground, Soil, or Pavement near or contiguous thereto should be relaid or reinstated, the same shall be reinstated and placed, and made or relaid in as good State and Condition as the same was or were severally in at the Time of such Stone, Ground, Soil, or Pavement, or any Part thereof, being so broken or taken up, disturbed, or removed, by and under the Direction of the said Commissioners, but nevertheless at the Cost, Charge, and Expence of the said Company, and any Deficiency arising from Loss of Stone or by useless or broken Stone on such Removal or reinstating shall also be made good by the said Commissioners, and at the Expence of the said Company.

Expences of reinstating Pavements to be recovered by Action against the Company.

XXVII. And be it enacted, That it shall be lawful for the said Commissioners of Pavements for the East Division of *Southwark* and certain Parts adjacent in the County of *Surrey* and they are hereby required to give Notice in Writing, signed by any Two or more of them, or by their Treasurer or Clerk for the Time being, to the said Company, by leaving the same with the Clerk or other Officer of the said Company for the Time being, of the Sums of Money, Costs, Charges, and Expences which may from Time to Time be laid out or expended or incurred by or on account of the said Commissioners for or in the making good the State and Condition of or for or in repairing or reinstating all or any of such Part or Parts of the Stones, Ground, Soil, or Pavement, or of such Foot and Carriageway within the Control and Management of the said Commissioners shall be so broken, or taken up or disturbed, or removed by the said Company as aforesaid, or near or contiguous thereto, to which Notice shall be annexed the Particulars, Costs, and Expences thereby or therein incurred, and in case of the Delay of Payment or of the Nonpayment thereof by the said Company for the Space of One Calendar Month next after the Delivery of such Notice, then it shall be lawful for any Two or more of the said Commissioners and they are hereby authorized and empowered from Time to Time to bring any Action at Law in any of Her Majesty's Courts of Record at *Westminster*, in their Names or in the Name of their Clerk for the Time being, against the said Company, and to recover in any such Action such Sum of Money as shall have been from Time to Time fairly and *bonâ fide* paid, laid out, or expended or incurred for the Purposes aforesaid, together with

full Costs of Suit: Provided always, that it shall be lawful for the said Company, previously to any such Action being brought, to tender unto the Treasurer of the said Commissioners, or after such Action shall be brought to pay into the Court in which such Action shall be brought, such Sum of Money as the said Company may think just and reasonable to be a Satisfaction of the Costs and Charges to be incurred by the said Commissioners as aforesaid, and if it shall appear that sufficient Satisfaction or that a sufficient Sum was tendered previously to the bringing such Action, or that a sufficient Sum was paid into the Court in which such Action shall be brought as aforesaid, then the Jury shall find a Verdict for no more than such Sum of Money so tendered or paid into Court, and the Defendant shall thereupon be entitled to recover his Costs of Suit, and shall have such Remedy for recovering the same as any Defendant is entitled to or may have for his Costs in other Cases.

Act not to affect Powers of Commissioners of Pavements of Southwark acting under 6 G. 3. c. 24., 11 G. 3., c. 17., 28 G. 3. c. 68., and 57 G. 3. c. 29.

XXVIII. And be it enacted, That, save as expressly authorized by this Act, nothing therein contained shall extend or be construed to give to or invest the said Company, or any other Person or Persons whomsoever, with any Right, Power, or Authority which may at all interfere with the Jurisdictions, Rights, Powers, Authorities, or Provisions heretofore granted by an Act passed in the Sixth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for paving the Streets and Lanes within the Town and Borough of* Southwark *and certain Parts adjacent in the County of* Surrey, *and for cleansing, lighting, and watching the same, and also the Courts, Yards, Alleys, and Passages adjoining thereto, and for preventing Annoyance therein;* and by an Act passed in the Eleventh Year of the Reign of His said late Majesty, intituled *An Act to explain and amend so much of an Act of the Sixth Year of His present Majesty, for paving the Town and Borough of* Southwark *in the County of* Surrey, *as relates to the Commissioners of Sewers, and for regulating the Manner of taxing Churches and other public Buildings within the Limits of the said Act;* and also by another Act passed in the Twenty-eighth Year of the Reign of His said late Majesty, intituled *An Act for enabling the Commissioners for putting into execution an Act made in the Sixth Year of the Reign of His present Majesty for paving the Streets and Lanes within the Town and Borough of* Southwark *and certain Parts adjacent in the County of* Surrey, *and for cleansing, lighting, and watching the same, and also the Courts, Yards, Alleys, and Passages adjoining thereto, and for preventing Annoyances therein, to open, widen, and better regulate the several Streets, Lanes, and Passages within the East Division in the said Act described;* and also by an Act passed in the Fifty-seventh Year of the Reign of His said late Majesty, intituled *An Act for better paving, improving, and regulating the Streets of the Metropolis, and removing and preventing Nuisances and Obstructions therein;* but all the Rights, Powers, and Authorities vested in the Commissioners for carrying the said several Acts respectively into execution shall be as good, valid, and effectual as if this Act had not been made.

XXIX. And

Power to enter into Arrangements with the London, Brighton, and South Coast Railway Company.

XXIX. And be it enacted, That it shall be lawful for the said *South-eastern* Railway Company and for the said *London, Brighton, and South Coast* Railway Company to enter into and carry into effect such mutual Arrangements as to them may seem expedient, for the Apportionment between them of that Part of the *London Bridge* Station which is now vested in or occupied by them jointly, upon such Terms and Conditions as they may think fit, and generally with relation to all such Matters and Things in connexion with the said Station as they may consider conducive to their Convenience or that of the Public; and it shall be lawful for the said Two Companies respectively, in pursuance of any such Arrangements, to execute such Conveyances and Assurances from the one to the other of them of any Portions of the said Station as may be necessary for giving Effect to such Arrangements, and to hold in severalty such Portions of the said Station as may be so conveyed to or agreed to be vested in either of them separately; and all Arrangements which may have been entered into between the said Two Companies prior to the passing of this Act, and consistently with the Provisions thereof, shall, except in so far as the same may have been modified by this Act or by the *London Bridge* Railway Termini General Enlargement Act, 1847, be as binding on the said Two Companies respectively as though the same had been entered into subsequently to the passing of this Act.

As to a Diversion of Joiners Street.

XXX. And whereas it would be attended with Convenience and Advantage to the Governors of *Saint Thomas*'s Hospital if the present Line of *Joiners Street* were altered and diverted from the North End thereof adjoining *Duke Street* to the South End thereof adjoining *Saint Thomas*'s *Street*, and a new Street in substitution thereof were carried from the North End of *Glean Alley* to a Point near the South End of *Joiners Street* adjoining *Saint Thomas*'s *Street* East; be it therefore enacted, That, subject to the Purchase by the said Governors of the Lands which they are authorized to purchase from the said *London, Brighton, and South Coast* Railway Company, under the Provisions of the *London Bridge* Railway Termini General Enlargement Act, 1847, and subject also to the Consent and Approval of the Commissioners of Pavements having Control of the said Street, the said *South-eastern* Railway Company and the said *London, Brighton, and South Coast* Railway Company shall, if required by the Governors of the said Hospital, divert the said Street at the joint Expence of the said Companies, and in equal Moieties, and form a new Street in substitution thereof between the Points aforesaid of a Width of Thirty-five Feet and of a Height to the Soffit of the Arch of Eighteen Feet, and Ten Feet over the Footpaths: Provided always, that so much of the present Street as is or may be situate under the Station or Works of either of the said Companies shall, upon the Completion of a new Line of Street in substitution thereof, vest in such Company, and so much of the said present Street as may adjoin the Lands belonging to the Governors of *Saint Thomas*'s Hospital, and for which a new Line of Street may be substituted, shall vest in the said Governors.

XXXI. And

So much of 3 & 4 Vict. c. 128. as restricts the Erection of certain Buildings repealed.

XXXI. And be it enacted, That so much of an Act passed in the Third and Fourth Years of the Reign of Her present Majesty, intituled *An Act to enable the* London and Greenwich *Railway Company to provide a Station in the Parish of* Saint Olave *in the County of* Surrey, as prohibits the Erection of any Building exceeding the Height of the Roof of the then present Shed or Building on the Platform belonging to the *London and Croydon* Railway Company, or as limits the Height of any Buildings erected or to be erected between *Joiners Street* and *Dean Street*, shall be and the same Provisions are hereby repealed.

Restricting Height of Buildings on Station.

XXXII. And be it enacted, That no Building shall be erected by the said *South-eastern* Railway Company on any Part of their present Station, or any Enlargement thereof, or of any new Station to be constructed under the Powers of this Act between *Dean Street* and *Joiners Street*, to a greater Height than Seventy-five Feet from the present Level of the Foot Pavement of *Joiners Street*, without the Consent of the Governors of *Saint Thomas*'s Hospital, to be signified by Writing under the Hand of their Treasurer for the Time being.

As to crossing Bermondsey Street.

XXXIII. And be it enacted, That the Works hereby and by the said recited Act of the Eighth and Ninth Years of the Reign of Her present Majesty authorized shall be carried across *Bermondsey Street* by a Skew Arch of One Span, so as to preserve the present Width and Direction of the said Street, and the springing of such Arch shall be Nine Feet at least above the present Foot Pavement of *Bermondsey Street*, and the Soffit of such Arch shall be at least Nineteen Feet above the present Level of the Carriage Road of the said Street, and that such Arching shall not be extended more than One hundred and forty Feet to the Northward of the present Viaduct over *Bermondsey Street*.

As to crossing other Streets.

XXXIV. And be it enacted, That, in constructing any Works over *Dean Street*, *Joiners Street*, and *The Maze* necessary for enlarging the said Station, or in carrying the proposed widening and enlarging of the Line of the *London and Greenwich* Railway over any Street between *Bermondsey Street* and the Point where the *London, Brighton, and South Coast* Railway diverges from the *London and Greenwich* Railway, the Company shall and they are hereby required to construct such Works over such Streets respectively by an Arch or Girder of One Span, and such Arch or Girder shall be carried over such Streets respectively in such Manner as that the Underside of such Arch or Girder shall not be lower than the Underside of the present Arch or Girder already constructed over such Streets respectively, and so as to preserve the present Width and Direction of such Streets respectively.

Regulations as to the building of

XXXV. And be it enacted, That all Arches which may under the Powers of this Act be constructed over public Streets shall be built

Arches over Streets.

built with Roman Cement instead of Mortar, and that wherever the said Arches are built on the Skew they shall be provided with Stone Springers.

Arches and Tunnels to be lighted at the Expence of the Company.

XXXVI. And be it enacted, That the said Company shall and they are hereby required, at their own Expence, to find and provide such Number of Gas Lamps, with all proper Fittings and Apparatus to the same, as shall by the Surveyor for the Time being to the said Commissioners for paving the East Division of *Southwark* and lighting the Streets and Places therein, be deemed necessary for well and effectually lighting with Gaslight the Arches by which the Streets called *Dean Street*, *The Maze*, *Joiners' Street*, and *Bermondsey Street* shall be carried under the Enlargement of the said Station, or the said *London and Greenwich* Railway, and shall cause the same to be affixed to Parts of the said Arches, under the Direction of the said Surveyor, and keep the same lighted during all proper Hours for the public Safety and for the Convenience and Protection of the Passengers travelling or passing through such Streets; and in case the said Company shall neglect, omit, or at any Time discontinue lighting such Gas Lamps, it shall be lawful for the Commissioners having the Control of the Pavements within the said East Division of *Southwark* to light the same, or such of them as shall have been omitted or discontinued to be lighted; and all the Costs, Charges, and Expences which the said Commissioners shall expend or incur thereby shall be paid by the Treasurer of the said Company, on Demand, and in case of Delay of Payment, or of the Nonpayment thereof for the Space of One Calendar Month next after such Demand, then it shall and may be lawful for any Five or more of the said Commissioners and they are hereby authorized and empowered from Time to Time to bring any Action at Law in any of Her Majesty's Courts of Record at *Westminster*, in their Names or in the Name of their Clerk for the Time being, against the said Company, and to recover in such Action such Sum of Money as shall have been from Time to Time fairly and *bonâ fide* expended or incurred for the Purposes aforesaid, together with full Costs of Suit.

Saving Rights of Commissioners of Sewers.

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

Commissioners may make Drain, &c. under Railway.

XXXVIII. Provided always, and be it enacted, That it shall be lawful for the Commissioners of Sewers for the Limits extending from *East Moulsey* in *Surrey* to *Ravensbourne* in *Kent* at any Time to construct any Drain or Sewer under or across any Line of Railway hereby authorized to be formed, which in their Opinion may be

necessary

necessary for effectuating any Improvements in the Drainage of Places under their Jurisdiction, so that such Drain or Sewer shall be constructed under the Superintendence of the Engineer for the Time being of the Company, and that the Traffic along the Railway shall not be obstructed during the Construction of such Drain or Sewer.

Company to be assessed to Sewers Rates.

XXXIX. Provided always, and be it enacted, That the said Company shall, from Time to Time after the passing of this Act, until the Works hereby authorized to be made shall be completed, be liable to be rated and assessed to the Rates made by the Commissioners of Sewers for or in respect of any Land of which they may become possessed by virtue of this Act, or which may become unoccupied by reason of any Proceeding taken by the said Company, shall be rated and assessed to the said Rates according to the Rental at which such Lands, with any Building thereon, were valued or rated at the Time of the passing of this Act, and on Demand of such Rates or Assessments the Company or their Treasurer shall pay the same to the Collector thereof.

Lands for extraordinary Purposes.

XL. And be it enacted, That it shall be lawful for the Company, in addition to the Lands which they are at present authorized to purchase, and in addition also to the Lands herein-before authorized to be purchased by them for the Purposes of the Construction of the Works by this Act authorized, to contract with any Party willing to sell the same for the Purchase of and to purchase any Land adjoining or near to those Parts of the said *London and Greenwich* Railway, or the said Station thereof, which are so authorized to be widened and enlarged as aforesaid, not exceeding in the whole Twenty Acres, for any of the extraordinary Purposes specified in the said Railways Clauses Consolidation Act, 1845.

Period for compulsory Purchase of Lands.

XLI. And be it enacted, That the Powers of the Company for the compulsory Purchase of Lands for the Purposes of this Act shall not be exercised after the Expiration of Three Years from the passing thereof.

Sale of superfluous Lands.

XLII. And be it enacted, That the several Provisions of the Lands Clauses Consolidation Act, 1845, with respect to the Sale of Lands which may be purchased by the Company, and which may not be required for the Purposes of the Works authorized to be carried into effect by them, shall alone be applicable to the Sale of Lands which may be purchased by the said *South-eastern* Railway Company and which may not be required for the Purposes of the Works authorized by this Act or by any Act passed in any preceding Session of Parliament.

Period for Completion of Works.

XLIII. And be it enacted, That the Works by this Act authorized shall be completed within Seven 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

cease to be exercised, except as to so much of the said Works as shall then be completed.

Tolls and Charges.

XLIV. And be it enacted, That it shall be lawful for the Company to demand any Tolls for the Use of the Enlargement of the Railway by this Act authorized not exceeding the Tolls which they are now authorized to demand for the Use of the *South-eastern* Railway by virtue of the said recited Acts relating thereto: Provided always, that the maximum Charges which it shall be lawful for the said Company to demand or take for the Conveyance of Passengers, Animals, Carriages, and Goods on the Line of such Enlargement, including the Tolls for the Use of the Railway and for locomotive Power and Carriages, and all other Charges incidental to such Conveyance, and also the Cost of loading and unloading, shall not exceed the maximum Charges which they are authorized to demand and receive by the said recited Act relating to the Line from the *London and Greenwich* Railway to *Woolwich* and *Gravesend* passed in the last Session of Parliament, or which they may be authorized to demand and receive by virtue of any Act to be passed in the present Session of Parliament.

Railway 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., and 9 & 10 Vict. cc. 57. & 105.

XLV. And whereas an Act was passed in the First and Second Years of the Reign of Her present Majesty, intituled *An Act to provide for the Conveyance of the Mails by Railways;* and another Act was passed in the Third and Fourth Years of the Reign of Her said Majesty, intituled *An Act for regulating Railways;* and another Act was passed in the Fifth and Sixth Years 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 Seventh and Eighth Years of the Reign of Her said Majesty, intituled *An Act to attach certain Conditions to the Construction of future Railways authorized or to be authorized by any Act of the present or succeeding Sessions of Parliament, and for other Purposes in relation to Railways;* and Two other Acts were passed in the last Session of Parliament, intituled respectively *An Act for regulating the Gauge of Railways*, and *An Act for constituting Commissioners of Railways;* be it enacted, That nothing in this Act contained shall be held to exempt the Railway by this Act authorized or the said Company from the Provisions of the said several Acts respectively, but that such Provisions shall be in force in respect to the said Railway and Company, so far as the same shall be applicable thereto.

Expences of Act.

XLVI. And be it enacted, That all the Costs, Charges, and Expences of and attending the passing of this Act, or incidental thereto, shall be paid by the said Company, *pari passu* with the Costs, Charges, and Expences of any other Act of Parliament passed in the present Session to which they may be liable, out of the first Monies which shall come to their Hands, and in preference to any other Payment whatsoever.

Railway to be subject to the Pro-

XLVII. Provided always, and be it enacted, That nothing herein contained shall be deemed or construed to exempt the Railway and Works

Works by this and the said recited Acts authorized to be made from the Provisions of any general Act relating to such Acts, or of any general Act relating to Railways, now in force or which may hereafter pass during the present or any future Session of Parliament, or from any future Revision and Alteration, under the Authority of Parliament, of the maximum Rates of Fares and Charges authorized by this Act. visions of any future general Acts.

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

SCHEDULE (A.) referred to in the foregoing Act.

No. on Plan.	Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
		Parish of Saint Olave, Southwark, County of Surrey.		
27 *s*	House and Premises	John Locke -	- - -	Thomas William Allingham.
28 *s*	House and Premises	The same - -	- - -	Michael Riley.
58 *s*	Yard and Shed -	The South-eastern Railway Company.	- - -	Samuel Grinsdell.
126 *s*	School - -	The Governors of Saint Olave's Free Grammar School.	- - -	The Reverend Charles M'Kenzie.

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