ANNO DECIMO QUARTO & DECIMO QUINTO

VICTORIÆ REGINÆ.

Cap. lii.

An Act to enable the *South Wales* Railway Company to make a new Railway in the *Forest of Dean*, in lieu of the Railway already authorized, to construct new Lines at *Cardiff* and *Britton Ferry*, and to make an Alteration in the Line and Levels of their Railway; and for other Purposes. [3d *July* 1851.]

WHEREAS an Act was passed in the Session of Parliament held in the Eighth and Ninth Years of the Reign of Her present Majesty, called "The *South Wales* Railway Act, 1845," whereby certain Persons were incorporated by the Name or Style of "The *South Wales* Railway Company:" And whereas an Act was passed in the Session of Parliament held in the Ninth and Tenth Years of the Reign of Her present Majesty, called "The *South Wales* Railway Amendment Act, 1846:" And whereas an Act was passed in the Session of Parliament held in the Tenth and Eleventh Years of the Reign of Her present Majesty, called "The *South Wales* Railway Amendment Act, 1847:" And whereas Two Acts were passed in the last Session of Parliament, called respectively "The *South Wales* Railway Extension of Time Act, 1850," and "The *South*

8 & 9 Vict. c. 190.

9 & 10 Vict. c. 239.

10 & 11 Vict. c. 109.

13 & 14 Vict. cc. 7. & 44.

South Wales Railway (Capital) Act, 1850:" And whereas, in pursuance of Powers contained in "The *South Wales* Railway Amendment Act, 1847," the *South Wales* Railway Company have entered into a Contract with the *Forest of Dean* Railway Company for the Purchase of the *Forest of Dean* Railway and the Branches thereof, and the Works connected therewith, and the other Property of the last-mentioned Company, and the *South Wales* Railway Company are now in possession of the same by virtue of such Contract, but the Conveyance of such Railway, Works, and Property to the *South Wales* Railway Company has not yet been completed: And whereas it is expedient that such of the Powers and Provisions of "The *South Wales* Railway Amendment Act, 1847," as relate to an Alteration, Diversion, Widening, and Improving of the *Forest of Dean* Railway therein mentioned, and to the Construction of the Lines of Railway by the said Act authorized in lieu of certain Portions of the said *Forest of Dean* Railway, and to the Construction of a Line or Lines of Railway to or near *Britton Ferry*, should be abandoned, subject to certain Provisions herein-after contained, and that the *South Wales* Railway Company should be empowered to make and maintain in lieu thereof the new Lines of Railway herein-after mentioned in the said *Forest of Dean*, and to or near *Britton Ferry*: And whereas it is also expedient that the Company should be empowered to make the new Line of Railway herein-after mentioned in connexion with the *South Wales* Railway at or near *Cardiff*, and to raise further Money for the Purpose: And whereas it is also expedient that an Alteration should be made in the Line and Levels of a Portion of the *South Wales* Railway as authorized by the recited Acts: And whereas it is expedient that the Company should be empowered to make Arrangements with the *Vale of Neath* Railway Company with respect to Station Accommodation and otherwise at or near *Neath*, and also to make Arrangements with any Company that may be incorporated for the Purpose of constructing Docks at *Britton Ferry*, or other the Owners of such Docks, with respect to the Use of such Docks and the Works connected therewith, and also to make such Arrangements with the Owners of the *Bute* Dock at *Cardiff* as in this Act mentioned, and that some of the other Powers and Provisions of the recited Acts should be altered, amended, and enlarged, but the Purposes aforesaid cannot be effected without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same,

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

I. That the Provisions of "The Lands Clauses Consolidation Act, 1845," and of "The Railways Clauses Consolidation Act, 1845," shall respec-

respectively, except in so far as the same may be expressly varied by the Provisions of this Act, be incorporated with and form Part of this Act.

Extending Powers of recited Acts to this Act.

II. That the recited Acts relating to the *South Wales* Railway, so far as the same are now unrepealed and in force, as altered and amended by this Act, and this Act, shall be construed as One Act, and shall be carried into execution accordingly.

Short Title.

III. That in citing this Act in other Acts of Parliament, and in legal Instruments, Pleadings, and other Proceedings, it shall be sufficient to use the Expression "The *South Wales* Railway New Works Act, 1851."

Power to make new Lines of Railway in the Forest of Dean.

IV. That it shall be lawful for the Company to construct and maintain the Line or Lines of Railway next herein-after mentioned, with all proper Works and Conveniences connected therewith, and to adapt to the Purposes of such new Line or Lines and Works so much and such Parts of the existing *Forest of Dean* Railway as may be applicable to the Purposes thereof; (that is to say,)

A Railway to commence at the Commencement of the said *Forest of Dean* Railway at the Summit of the Hill above *Churchway Engine* in the Township of *East Dean* in the *Forest of Dean* in the County of *Gloucester*, and to proceed thence to a Point at or near the South-eastern Corner of the Reservoir known as the *Dam Pool* in the said Township of *East Dean* and *Forest of Dean*, and also to commence at the Extremity of a Branch of the said *Forest of Dean* Railway at or near *Whimsey Pit* in the said Township of *East Dean* and *Forest of Dean*, and to proceed thence to the Point at or near the South-eastern Corner of *Dam Pool* aforesaid where the said Two Lines will unite, and thence proceed to and terminate by a Junction with the Line of Railway authorized to be made by "The *Gloucester and Dean Forest* Railway Act, 1846," at or near a Point in a Field numbered on the Plans of the *Gloucester and Dean Forest* Railway referred to in the said Act, 71, in the Parish of *Newnham* in the County of *Gloucester*;

And also a Line of Railway to commence at or near such last-mentioned Point of Junction, and to terminate at a Point in the Parish of *Awre* in the County of *Gloucester* situate at or near the Southern Extremity of the *Bullo Pill* Wharves of the *Forest of Dean* Railway Company.

Power to make new Lines of Railway in connexion

V. That it shall also be lawful for the Company to construct and maintain the Lines of Railway herein-after mentioned in connexion with the *South Wales* Railway, with all proper and convenient Wharfs, Shipping

with the South Wales Line.

Shipping Places, and other Works and Conveniences connected therewith; (that is to say,)

A Railway to commence by a Junction with the *South Wales* Railway at or near the Point where the same crosses *Bute Street, Cardiff*, and to terminate by a Junction with the *Taff Vale* Railway at or near a Point about Two hundred and fifty Yards to the North of the Crossings of the *Taff Vale* Railway over the *South Wales* Railway within the Parishes of *Saint Mary Cardiff* and *Saint John Cardiff*, or One of them:

A Railway or Railways commencing by a Junction with the *South Wales* Railway at or near a Point about Two hundred and fifty Yards to the North of the *Britton Ferry* Station of the said *South Wales* Railway, and terminating at or near a Point about Two hundred Yards South of the Mouth of the *Baglan Brook* or *Pill* within the Parishes or Places of *Baglan*, *Baglan Lower*, and *Britton Ferry*, or some of them.

Power to alter Levels of a Portion of South Wales Railway.

VI. That it shall be lawful for the Company to construct and maintain so much of the Line of the *South Wales* Railway as authorized by "The *South Wales* Railway Act, 1845," as extends from a Point in a certain Field numbered on the Plans referred to in the last-mentioned Act 73 in the Parish of *Llanelly* in the County of *Carmarthen* to a Point in a certain other Field numbered on the same Plans 97 in the same Parish, with all necessary Works connected therewith, according to the Levels thereof as shown upon the Sections deposited as herein-after mentioned.

Company not to take Property of Taff Vale Railway Company, &c. without Consent.

VII. That, notwithstanding anything in this Act contained, it shall not be lawful for the Company, or for any Person acting under or in execution of this Act, for the Purpose of forming the said Railway hereby authorized, to join the *Taff Vale* Railway, and the Works connected therewith, either permanently or temporarily to enter upon, take, or use, without the Consent in Writing of the said *Taff Vale* Railway Company under their Common Seal, any Land or Property now belonging to the said *Taff Vale* Railway Company, or which they have Power to take under their Acts of Parliament, or in any Manner to alter, vary, or interfere with the said *Taff Vale* Railway, or any Branch thereof, or any of the Works appertaining thereto.

Saving the Rights of the Taff Vale Railway Company.

VIII. That (except as is by this Act expressly enacted) nothing in this Act contained shall extend or be deemed or construed to extend to prejudice, diminish, alter, abridge, or in any way affect any of the Rights, Privileges, Powers, or Authorities vested in the *Taff Vale* Railway Company, but (except as aforesaid) there shall be saved and reserved to the said *Taff Vale* Railway Company all the Rights, Privileges, Powers, and Authorities to them belonging, and also (except

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as aforesaid) all the Powers, Authorities, and Provisions in the several Acts relating to the said *Taff Vale* Railway Company, as fully and effectually as if this Act had not been passed.

Certain Roads may be crossed on the Level.

IX. That, subject to the Provisions contained in the said "Railways Clauses Consolidation Act, 1845," with reference to the crossing of Roads on the Level, it shall be lawful for the Company, in the Construction of the Railways by this Act authorized to be made, to carry the same or any of them across the several Roads herein-after mentioned on the Level thereof, (that is to say,) the Roads numbered respectively on the Plans and in the Books of Reference herein-after referred to 19, 22, 79, and 180 in the Township of *East Dean*, and 6 in the Parish of *Britton Ferry*.

Company to erect a Station or Lodge at Points of crossing, and to abide by Rules, &c. of Commissioners of Railways.

X. That, for the greater Convenience and Security of the Public, the Company shall erect and permanently maintain either a Station or Lodge at the several Points where the said Railways cross the before-mentioned Roads on the Level; and the said Company shall be subject to and shall abide by all such Rules and Regulations with regard to the crossing of such Roads on the Level, or with regard to the Speed at which Trains shall pass such Roads, as may from Time to Time be made by the Commissioners of Railways; and if the Company shall fail to erect or at all Times maintain any such Station or Lodge, or appoint a proper Person to watch or superintend the Crossing at any such Point or Station, or to observe or abide by any such Rule or Regulation as aforesaid, they shall for every such Offence be liable to a Penalty of Twenty Pounds, and also to a daily Penalty of Ten Pounds for every Day such Offence shall continue after such Penalty of Twenty Pounds shall have been imposed.

Commissioners of Railways may require Bridges to be erected in lieu of level Crossings.

XI. That it shall be lawful for the Commissioners of Railways, if it shall appear to them to be necessary for the Public Safety, at any Time, either before or after the Railways by this Act authorized to be made shall have been completed and opened for public Traffic, to require the Company, within such Time as the Commissioners shall direct, and at the Expense of the Company, to carry any or either of the herein-before mentioned Roads either under or over the Railway by means of a Bridge or Arch in lieu of crossing the same on the Level, and to execute such other Works as under the Circumstances of the Case shall appear to the said Commissioners the best adapted for removing or diminishing the Danger arising from any such level Crossing.

Works to be executed according to deposited Plans.

XII. And whereas Plans and Sections of the several Works by this Act respectively authorized, together with Books of Reference to the said Plans, containing the Names of the reputed Owners and Lessees and

and of the Occupiers of the Lands and Buildings proposed to be taken under the Authority of this Act, have been deposited with the Clerks of the Peace for the Counties of *Glamorgan*, *Carmarthen*, and *Gloucester* respectively: Be it enacted, That the said new Lines of Railway, Alterations, and Works shall be made according to the Lines and Levels or Situations thereof as defined on the said Plans and Sections, and it shall be lawful for the Company to enter upon, take, and use such of the Lands delineated on the said Plans and described in the said Books of Reference as shall be necessary for the Purposes of such new Lines of Railway, Alterations, and Works.

Deviations of centre Line of Railway below High-water Mark to have Assent of Admiralty.

XIII. That in constructing the said Railway and Works connected therewith the centre Line thereof as shown on the Plan deposited at the Admiralty Office shall not be so deviated as that the Works of the said Railway shall thereby be extended below High-water Mark, without the previous Assent of the Lord High Admiral of the United Kingdom of *Great Britain* and *Ireland*, or the Commissioners for executing the Office of Lord High Admiral aforesaid, such Assent to be signified in Writing under the Hand of the Secretary of the Admiralty.

Admiralty may order local Survey, &c., at the Cost of the Company.

XIV. That if after Working Drawings of the Works hereby authorized shall have been submitted to the Lord High Admiral of the United Kingdom, or to the Commissioners for executing the Office of Lord High Admiral, it shall be deemed expedient by him or them to order a local Survey and Examination of such Works, or of the intended Site thereof, the Company shall defray the Costs of such local Survey and Examination, and the Amount thereof shall be a Debt due to Her Majesty from the Company, and if not paid upon 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 recovered from the Company.

Admiralty may remove abandoned Works in tidal Waters, at the like Cost.

XV. That if any Work to be constructed by the Company under the Authority of this Act in or across any tidal Water or navigable River, or if any Portion of any such Work which affects any such Water or River, or Access thereto, shall be abandoned, or suffered to fall into Disuse or Decay, it shall be lawful for the Lord High Admiral, or the Commissioners for executing the Office of Lord High Admiral, 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, and be recoverable accordingly, with Costs of Suit.

XVI. That

New Lines, &c. to form Part of Undertaking of South Wales Railway Company.

XVI. That the new and altered Lines of Railway and Works by this Act authorized shall be and become Part of the Undertaking of the *South Wales* Railway Company, and shall as such be subject to the several Provisions of the recited Acts, in like Manner as though the same formed Part of the Undertaking thereby authorized; and the Company shall abandon the Formation of the Lines of Railway authorized by "The *South Wales* Railway Amendment Act, 1847," to be constructed in lieu of certain Portions of the said *Forest of Dean* Railway, and of the Line or Lines of Railway to or near *Britton Ferry*, authorized by the same Act, and also of so much and such Parts of the said *Forest of Dean* Railway as may, by the Construction of the Lines of Railway by this Act authorized, be rendered unnecessary.

Company to abandon Portions of Lines rendered unnecessary.

Compensation to be made where Contracts have been entered into or Notices given.

XVII. That in any Case where, before the passing of this Act, any Contract hath been entered into or Notice given by the Company for purchasing any Lands which the Company were by "The *South Wales* Railway Amendment Act, 1847," empowered to purchase for the Purpose of constructing the Railways or Portions of Railways so authorized to be abandoned as aforesaid, the Company shall make to the Owners or Occupiers of and other Parties interested in such Lands full Compensation for all Injury or Damage sustained by such Owners, Occupiers, and other Parties by reason of such Purchase not being completed pursuant to such Contract or Notice, and the Amount and Application of such Compensation shall be determined in the Manner provided by "The Lands Clauses Consolidation Act, 1845," for determining the Amount and Application of the Compensation to be paid for Lands taken under the Provisions thereof; provided that the Authority hereby given for abandoning the Formation of the Railways and Portions of Railways aforesaid shall not prejudice or affect the Right of the Owner or Occupier of any Lands which the Company were so empowered to purchase as aforesaid to receive from the Company full Compensation for any Damage that may have been occasioned by the Entry of the Company upon such Lands for the Purpose of surveying and taking Levels, and of probing or boring to ascertain the Nature of the Soil, or of setting out the Line of the Railway, pursuant to the Provisions for that Purpose in the said Lands Clauses Consolidation Act contained.

Period for Completion of Works.

XVIII. That so much of the said Line of Railway by this Act authorized which is to commence above *Churchway Engine* and at or near *Whimsey Pit* in the said *Forest of Dean*, and is to terminate at or near the said Point of Junction in the said Parish of *Newnham*, and the said other Line of Railway by this Act authorized which is to commence at or near the said last-mentioned Point of Junction, and is to terminate at or near the said *Bullo Pill* Wharves, as may be requisite to complete a continuous Broad Gauge Communication between

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the Points aforesaid, shall be completed on or before the 31st Day of *December* 1853, and the other new and altered Lines of Railway by this Act authorized shall be completed within Five Years from the passing of this Act, and on the Expiration of such Period of Five Years the Powers granted to the Company for executing the same, or otherwise in relation thereto, shall cease to be exercised, except as to so much of the said Railways as shall then be completed.

Lands for additional extraordinary Purposes.

XIX. That it shall be lawful for the Company to purchase any Quantity of Land for extraordinary Purposes not exceeding Twenty Acres, in addition to the Lands which the Company are by the recited Acts authorized to take for such Purposes.

Gauge of Rails.

XX. That the Railways by this Act authorized may be constructed upon the Broad Gauge of Seven Feet.

Power to appropriate Capital, and raise additional Money for Purposes of this Act.

XXI. That it shall be lawful for the Company to appropriate any Portion not exceeding Eighty-one thousand Pounds of the Capital which they are authorized to raise by the before-mentioned Acts to the Construction of the Works following by this Act authorized, or any of them, that is to say, the proposed new Lines of Railway and Works in the *Forest of Dean* and at *Britton Ferry*, and for the Purpose of constructing the other new Works by this Act authorized, to raise, by creating new Shares, in addition to the Capital which they are at present authorized to raise, any further Sum of Money not exceeding in the whole the Sum of Sixty-five thousand Pounds.

Certain Provisions of 8 & 9 Vict. c. 16. to apply to new Shares.

XXII. That all the Provisions of the Companies Clauses Consolidation Act, 1845, with reference to new Shares to be created for the Purpose of converting Money borrowed or authorized to be borrowed into Capital, shall apply to the new Shares to be created under the Authority of this Act.

Calls.

XXIII. That Twenty Pounds *per Centum* upon the Amount of each Share shall be the greatest Amount of any One Call which the Directors may make on or in respect of any Shares created by virtue of this Act, and Three Months at the least shall be the Interval between successive Calls.

Power to borrow on Mortgage.

XXIV. That after Shares for the whole of the Capital in Shares by this and the said recited Acts limited or authorized to be raised shall have been taken, and One Half of such Capital shall have been paid up, it shall be lawful for the Company to borrow on Mortgage or Bond such Sums of Money as shall from Time to Time be authorized to be borrowed by an Order of any General or Special General Meeting of the Company, not exceeding in the whole the Sum

Sum of Twenty-one thousand six hundred and sixty Pounds, in addition to the Sums which they are by the recited Acts authorized to borrow; and all the Provisions of the Companies Clauses Consolidation Act, 1845, with respect to the borrowing of Money by the Company, and to the Conversion of Money borrowed or authorized to be borrowed into Capital, shall be held applicable to the borrowing by the said Company of the Money hereby authorized to be borrowed by them, and to the Conversion thereof, if they think fit, into Capital; provided that all and every Part of the Money so to be borrowed or raised by Shares shall be applicable only to the Construction of the Works by this Act authorized.

Former Mortgages to have Priority.

XXV. That all Mortgages or Bonds granted under the Authority of the recited Acts, 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 or Bonds to be created by virtue of this Act.

Tolls.

XXVI. That it shall be lawful for the Company to demand and receive, in respect of the Use of the Railways by this Act authorized to be constructed, and of the Engines and Carriages employed thereon, any Tolls and Charges not exceeding the maximum Tolls and Charges limited by the first-recited Act, excepting as by this Act is otherwise specially provided.

As to maximum Charges to be made for Coals and other Articles on Forest of Dean Line.

XXVII. That from and after the Thirty-first Day of *December* which will be in the Year of our Lord One thousand eight hundred and fifty-three, or the opening for public Traffic of the Railways by this Act authorized to be constructed in lieu of the *Forest of Dean* Railway, which shall first happen, the maximum Rate of Charge to be made by the Company in whom the *Forest of Dean* Railway, or the Railways by this Act authorized to be constructed in lieu thereof, shall be vested, in respect of the Conveyance upon the same Railways or either of them, or any Portion thereof respectively, of Coals, Coke, Culm, Charcoal, and Cinders, of Stones for building, pitching, and paving, Timber of all Sorts, Bricks, Tiles, Slates, Clay, Sand, Ironstone, and Iron Ore, Pig Iron, Bar Iron, Rod Iron, Hoop Iron, and all other similar Descriptions of Wrought Iron, and Iron Castings not manufactured into Utensils or into other Articles of Merchandize, including the Charges for locomotive Power, and all other Charges, except for the Use of Waggons or Trucks, incidental to the Conveyance of such Goods along the said Railways or either of them, or any Portion thereof respectively, and also including the Use of the Company's Wharves at *Bullo Pill* for any Period not exceeding Two Months, (except a reasonable Charge for the Expense of loading and unloading, where such Service is performed by the Company,) shall not exceed the Sum of Twopence, and if Waggons or Trucks shall be

supplied by the Company, otherwise than under the Provision in this Act contained requiring them in certain Cases to supply the same, shall not exceed the Sum of Threepence *per* Ton *per* Mile, anything in any Act or Acts of Parliament relating to the said *Forest of Dean* Railway (formerly called the *Bullo Pill* Railway), or in the recited Acts or either of them, to the contrary thereof in anywise notwithstanding: Provided nevertheless, that for the Carriage of any single Piece of Timber, Stone, Machinery, or other single Article, the Weight of which, with the Carriage, shall exceed Eight Tons, the Company may demand such reasonable Sum as they think fit: Provided also, that when any such Articles or Things shall be so conveyed to or from any Point within Two Miles of the said *Bullo Pill* Wharves, and for a less Distance than Five Miles, it shall be lawful for the Company to demand and receive in respect thereof the same Charges which they would have been entitled to demand and receive for the same if such Articles or Things had been conveyed for the Distance of Five Miles.

Locomotive Power to be provided by the Company.

XXVIII. That from and after the said Thirty-first Day of *December* One thousand eight hundred and fifty-three, or the opening for public Traffic of such Railway as aforesaid in lieu of the said *Forest of Dean* Railway, which shall first happen, the Company in whom the said *Forest of Dean* Railway, or the Railways by this Act authorized to be constructed in lieu thereof, shall be vested, shall and they are hereby required from Time to Time and at all Times to find and provide sufficient locomotive Power, when and as the same shall be required, and as soon as an adequate and sufficient Load shall be in readiness, to convey all Merchandize, Articles, empty Waggons, Trucks, Matters, and Things upon and along the said last-mentioned Railway.

In certain Cases Company not to be bound to provide locomotive Power.

XXIX. Provided always, That in respect of any of the Articles or Things herein-before mentioned which shall be conveyed along the said *Forest of Dean* Railway, or the said Railways by this Act authorized to be constructed in lieu thereof, or either of them, or any Portion thereof respectively, but not to or from any Point within Two Miles of the said Wharves at *Bullo Pill*, the Company, notwithstanding anything in the recited Acts or any of them contained, shall not be bound to find or provide locomotive Power, except only that in case any such Articles or Things shall have to be so conveyed for a Distance of Three Miles or upwards, then and in every such Case, when an adequate and sufficient Load shall be in readiness, the Company shall, on reasonable Notice, convey such Goods by some of such Trains (if any) propelled by the locomotive Power of the Company (not being Trains for which the Company shall have been specially required to provide locomotive Power for other Parties) as may happen to be passing up or down the said Railways.

XXX. That,

As to Rates of Tolls and Charges in certain Cases.

XXX. That, notwithstanding anything in the recited Acts or any of them contained, from and after the Thirty-first Day of *December* One thousand eight hundred and fifty-three, or the opening for public Traffic of the Railways by this Act authorized to be constructed in lieu of the *Forest of Dean* Railway, which shall first happen, it shall be lawful for the Company to demand and receive Payments in respect of any of the Articles or Things herein-before mentioned which shall be conveyed along the said Railways or either of them, but not to or from any Point within Two Miles of the said Wharves at *Bullo Pill*, after the following Rates; namely, any Rate not exceeding One Penny Three Farthings *per* Ton *per* Mile for Tolls for the Use of the Railways; any Rate not exceeding One Penny *per* Ton *per* Mile for locomotive Power, if and when provided by the Company; and any Rate not exceeding Three Farthings *per* Ton *per* Mile for the Use of Waggons or Trucks, if and when supplied by the Company otherwise than under the Provision in this Act contained requiring them in certain Cases to supply the same; yet so nevertheless that the maximum Charge to be made when locomotive Power is supplied by the Company (including Tolls for the Use of the Railway) shall not exceed the Sum of Twopence *per* Ton *per* Mile; and when Waggons or Trucks, otherwise than under the Provision before referred to, are supplied by the Company, as well as locomotive Power, the maximum Rate of Charge to be made, including Tolls for the Use of the Railway, shall never exceed in the whole the Rate of Threepence *per* Ton *per* Mile: Provided always, that when any such Articles or Things shall be conveyed for a less Distance than One Mile, but not to or from any Point within Two Miles of the said Wharves at *Bullo Pill*, the Company shall be entitled to demand and receive the same Charges which they would have been entitled to demand and receive for the same if they had been so conveyed for a Distance of One Mile.

Charge to be made for the Use of Wharves at Bullo Pill.

XXXI. That in respect of any of the Articles or Things herein-before mentioned which shall be conveyed along any Part of the said *Forest of Dean* Railway, or the said Railway to be constructed in lieu thereof to the West of the Main Line of the *South Wales* Railway, and shall be shipped from or landed at or laid upon the said Wharves at *Bullo Pill*, notwithstanding anything in the said recited Acts or any of them contained, no Charge shall be made by the Company for the Use of such Wharves, except as to any Articles or Things which shall remain at or upon the same for any Time exceeding Two Calendar Months, in respect of which additional Time the said Company may take the following Tolls or Sums; *viz.*, any Sum not exceeding the Sum of One Penny *per* Ton for any such additional Time not exceeding One Calendar Month; Twopence *per* Ton for any such additional Time exceeding One Calendar Month and not exceeding Two Calendar Months that any such Articles or Things shall remain

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at or upon the same; Threepence *per* Ton for any such additional Time exceeding Two Months and not exceeding Three Months; and so on in the same progressive Increase of Charge at the Rate of One Penny *per* Ton *per* Month for any such additional Period exceeding Three Months.

Company to provide Waggons or Trucks on Application.

XXXII. That from and after the said Thirty-first Day of *December* One thousand eight hundred and fifty-three, or the opening for public Traffic of the Railways by this Act authorized to be constructed in lieu of the *Forest of Dean* Railway, which shall first happen, the Company in whom the *Forest of Dean* Railway, or the Railways by this Act authorized to be constructed in lieu thereof, shall be vested, shall and they are hereby required, from Time to Time and at all Times, to find and provide Waggons or Trucks for the Conveyance upon the same Railways of Coals, Coke, and other Minerals, Goods, Merchandize, Articles, and Things, when and so often as Application may be made to them so to do, and that the Rate of Charge on or Payment made by the Person making such Application shall be such as may be agreed on, or, in case of Difference between such Person and such Company as aforesaid, as may be settled and determined by Arbitration as a fair and remunerative Payment for the Supply and Use of the Waggons or Trucks so required, such Arbitration to be carried into effect under the Powers of and in the Manner prescribed by the Companies Clauses Consolidation Act, 1845.

Power to make Arrangements as to Station, &c., at Neath.

XXXIII. And whereas the *Vale of Neath* Railway Company have Power to construct a Station at *Neath*, and the *South Wales* Railway Company have also Power to construct a Station at *Neath*, and it is expedient that the said Two Companies should be empowered to make Agreements with reference to the Management, Use, and Occupation of such Stations, or of One joint Station or joint Stations in lieu thereof, and of the Lines of Rails, Road Approaches, Lands, and Works connected therewith: Be it enacted, That it shall be lawful for the *South Wales* Railway Company and the *Vale of Neath* Railway Company to enter into Arrangements and Agreements with respect to the Management and Use of a joint Station or Stations at or near the Town of *Neath*, and the Works connected therewith, and with respect to the Apportionment of the Cost of the Construction and Maintenance of such Station or Stations, or with respect to the Use thereof by the said Companies or either of them, and with respect to the exclusive Appropriation to or Use by either of the said Companies of any Portion or Portions of the said Station or Stations, Lines of Rails, Road Approaches, Lands, and Works connected therewith, on such Terms and Conditions as may be mutually agreed on between them.

XXXIV. And

Power to enter into Agreements with the Baglan Dock, &c. Company as to Construction of Branch Railway, if and when said Company's Bill passed.

XXXIV. And whereas a Bill is now pending in Parliament, intituled *An Act for making and maintaining Docks at* Baglan Bay *in the County of* Glamorgan, *with a Branch Line of Railway to the* South Wales *Railway*, whereby it is intended that the Company thereby to be incorporated shall be authorized to construct the Dock, Railway, and Works therein described or referred to: And whereas the Railway so intended to be authorized is, according to the Plan and Section thereof referred to in the said Bill, identical with the Railway by this Act authorized to be constructed from the *South Wales* Railway to or near to the Mouth of the *Baglan Brook* or *Pill*; and it is expedient that the *South Wales* Railway Company, and the Company by the recited Bill intended to be incorporated, should be empowered to make and enter into mutual Arrangements with respect to the Construction and Maintenance of the said Railway: Be it therefore enacted, That if the recited Bill shall pass into a Law, and the Company to be thereby incorporated shall be empowered to construct the said Railway, it shall be lawful for such Company and for the *South Wales* Railway Company from Time to Time to enter into such Agreements and Arrangements as may be mutually agreed on between them for the Construction and Maintenance by either of the said Companies, solely, or by both of them jointly, of the said Railway or any Part thereof, and for any Payment or Contribution by One of them to the other of them of or towards the Expense of such Construction and Maintenance, and for vesting the said Railway or any Part thereof in either of the said Companies solely, and as a Portion of the Undertaking of such Company, or in the said Two Companies jointly, and it shall be lawful for the said Two Companies to make and execute all such Deeds, Instruments, and Assurances as may be required for giving full Effect to any such Agreements or Arrangements.

Power to make Arrangements as to Use of Britton Ferry Dock, &c.

XXXV. That in the event of an Act of Parliament being passed in the present or next Session authorizing the Construction of a Dock or Docks at *Britton Ferry*, it shall be lawful for the *South Wales* Railway Company and the Company incorporated by such Act, or other the Owners of such Docks, to enter into such Arrangements and Agreements with respect to the Use of such Docks, and the Wharfs, Staiths, Landing Places, Warehouses, Sidings, Branch Railways, Approaches, and other Works connected therewith, and upon the Payment of such Rates or Dues, or other Sum of Money, and upon such other Terms and Conditions as may be mutually agreed on between the *South Wales* Railway Company and such other Company or Owners as aforesaid.

Power to make Arrangements with the Owners

XXXVI. That it shall be lawful for the *South Wales* Railway Company and the Owners of the *Bute* Dock at *Cardiff* to make and enter into Arrangements and Agreements with respect to the Use by the

of the Bute Dock at Cardiff.

the Company of a Portion or Portions of any new or additional Dock that may hereafter be constructed by the said Owners of the *Bute* Dock at *Cardiff*, and the Shipping Places and other Works and Conveniences to be connected therewith, and the Construction or Formation of Shipping Places, Staiths, Slips, Wharfs, Works, and Conveniences to be connected with such new Dock and the *South Wales* Railway, upon the Payment of such Sum or Sums of Money and upon such other Terms and Conditions as may be mutually agreed on between them.

Capital not to be applied in Payment of Interest on Calls.

XXXVII. That the Company shall not, out of any Money by this Act, or any other Act relating to the Company, authorized to be raised by Calls in respect of Shares, or by the Exercise of any Power of borrowing, pay Interest or Dividend to any Shareholder on the Amount of Calls made in respect of Shares held by him in the Capital by this Act authorized to be raised; provided that the Company may pay to any Shareholder such Interest on Money advanced by him beyond the Amount of the Calls actually made as is in conformity with the Provisions of "The Companies Clauses Consolidation Act, 1845," in that Behalf.

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

XXXVIII. That it shall not be lawful for the said Company, out of any Money by any existing Act relating to the said Company authorized to be raised for the Purposes of such Act, 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 to any Application to Parliament for the Purpose of obtaining any Act authorizing the said Company to construct any other Railway or execute any other Work or Undertaking.

Railways 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.

XXXIX. And whereas an Act was passed in the Second Year of the Reign of Her present Majesty, intituled *An Act to provide for the Conveyance of the Mails by Railways*; and another Act was passed in the Fourth Year of the Reign of Her said Majesty, intituled *An Act for regulating Railways*; and another Act was passed in the Sixth Year of the Reign of Her said Majesty, intituled *An Act for the better Regulation of Railways, and for the Conveyance of Troops*; and another Act was passed in the Eighth Year of the Reign of Her said Majesty, intituled *An Act to attach certain Conditions to the Construction of future Railways authorized or to be authorized by any Act of the present or succeeding Sessions of Parliament, and for other Purposes in relation to Railways*; and another Act was passed in the Session of Parliament held in the Ninth and Tenth Years of the Reign of Her said Majesty, intituled *An Act for regulating the Gauge of Railways*; and another Act was passed in the same Session, intituled *An Act for constituting Commissioners of Railways*: Be it enacted, That

That nothing in this Act contained shall be held to exempt the said Railways and Works 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 Railways and Works and Company so far as the same are applicable.

Railways to be subject to Provisions of future General Acts.

XL. That nothing herein contained shall be deemed or construed to exempt the Railways by this or the said recited Act authorized to be made, or the Company, from the Provisions of any General Act relating to such Acts, or of any General Act relating to Railways, or to the better and more impartial Audit of the Accounts of Railway Companies, now in force or which may hereafter pass during this or any future Session of Parliament, or from any future Revision and Alteration, under the Authority of Parliament, of the maximum Rates of Fares and Charges authorized by the said recited Acts or this Act.

Expenses of Act.

XLI. That all the Costs, Charges, and Expenses of and attending the passing of this Act, or incidental thereto, shall be paid by the Company.

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