CHAPTER cclix.

An Act to amend the provisions of the London and South-western and Metropolitan District Railway Companies (Kingston and London Railway) Act 1882. A.D. 1884.

[14th August 1884.]

WHEREAS by the Kingston and London Railway Act 1881 (in this Act called "the Act of 1881") the Kingston and London Railway Company (in this Act called "the Kingston Company") were incorporated and were authorised to make and maintain a railway (in this Act called "the Kingston Railway") from the main line of the South-western Railway near Surbiton Station to the Fulham extension of the Metropolitan District Railway at or near the Putney Bridge and Fulham Station thereon:

And whereas by the London and South-western and Metropolitan District Railway Companies (Kingston and London Railway) Act 1882 (in this Act called "the Kingston Act 1882") the undertaking of the Kingston Company was vested in the London and South-western Railway Company (in this Act called "the South-western Company") and the Metropolitan District Railway Company (in this Act called "the District Company") jointly and provision was made therein for the raising of the capital necessary for the purposes thereof:

And whereas it is expedient that the powers given by the Kingston Act 1882 to the District Company for the purpose of raising one half of the capital therein prescribed should be enlarged:

And whereas the purposes of this Act cannot be effected without the authority of Parliament:

May it therefore please Your Majesty that it may be enacted and be it enacted by the Queen's most Excellent Majesty by and with the advice and consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled and by the authority of the same as follows (that is to say):—

1. This Act may be cited as the South-western and District Railway Companies Act 1884. Short title.

A.D. 1884.

Alteration of section 31 of Act of 1882.

2. Notwithstanding and in addition to the provisions of subsection (H) of section 31 of the Kingston Act 1882 by which it is enacted:—

That the South-western Company may contribute more than one half of the capital of seven hundred and thirty thousand pounds and that the interest upon such excess of contribution shall be a first charge on the proportion payable to the District Company of the balance or residue of the joint property fund to be formed in accordance with the agreement scheduled to the said Act and on the whole of the gross receipts of the District Company after deducting forty-five per centum for working expenses arising upon the lines of the District Company other than the Kingston Railway from traffic to and from the Kingston Railway and in addition thereto upon all moneys payable to the District Company by the South-western Company for passing over the railways of the District Company

It shall be lawful for the District Company to create and issue stock or shares to be called the Metropolitan District (Kingston and London) Railway stock or shares to any amount not exceeding four hundred and eighty-six thousand six hundred and sixty-six pounds to bear a dividend of four per centum per annum which shall form the first charge on the proportion payable to the District Company of the balance or residue of the joint property fund before referred to and on the whole of the gross receipts of the District Company after deducting forty-five per centum for working expenses arising upon the lines of the District Company other than the Kingston Railway from traffic to and from the Kingston Railway and in addition thereto upon all moneys payable to the District Company by the South-western Company for the passage over any railway or railways of the District Company of traffic passing over the said railway or railways and also over the Kingston Railway or any part thereof.

Alteration of District Company's powers under Kingston Act 1882.

3. If the District Company create and issue any stock or shares under the powers of this Act their power of borrowing on mortgage under subsection M of section 31 of the Kingston Act 1882 shall thereupon absolutely cease and be, by this Act determined. The powers given to the District Company by the Kingston Act 1882 to raise capital for the purposes of that Act shall be diminished by the amount of any capital raised under the powers of this Act. The powers given to the District Company by the Kingston Act 1882 to raise preference capital are hereby repealed.

Proportionate reduction of District stock

4. If the District Company create and issue any stock or shares for the purposes of the Kingston Railway under the provisions of

any Act of Parliament passed or to be passed during the present session of Parliament the amount which by this Act the District Company are empowered to create and issue of Metropolitan District (Kingston and London) stock or shares shall be reduced by the amount of stock or shares so raised under any such other Act of Parliament. But all stock and shares to be created by the District Company under this Act and under any such other Act as aforesaid shall rank pari passu.

if capital raised by other Act.

5. No interest or dividend shall be paid out of any share or loan capital which the District Company are by this or any other Act authorised to raise to any shareholder on the amount of the calls made in respect of the shares held by him: Provided that this Act shall not prevent the District Company from paying to any shareholder such interest on money advanced by him beyond the amount of the calls actually made as is in conformity with the Companies Clauses Consolidation Act 1845.

Interest not to be paid on calls paid up.

6. The District Company shall not out of any money by this Act authorised to be raised pay or deposit any sum which by any standing orders of either House of Parliament now or hereafter in force is required to be deposited in respect of an application to Parliament for the purpose of obtaining an Act authorising the District Company to construct any other railway or to execute any other work or undertaking.

Deposit for future Bills not to be paid out of capital.

7. Nothing in the Act of 1881 the Kingston Act 1882 or the South-western Act 1882 or this Act contained shall exempt the railways of any railway company from the provisions of any general Act relating to railways or 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 or alteration under the authority of Parliament of the maximum rates of fares and charges or of the rates for small parcels authorised by the recited Acts or any of them.

Provision as to general Railway Acts.

8. All costs charges and expenses of and incident to the preparing for obtaining and passing of this Act or otherwise in relation thereto shall be paid by the two companies in equal proportions.

Costs of Act.

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