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Cap. cxlvi.

An Act to enable the *South Yorkshire* Railway and River *Dun* Company to alter their authorized Line; to purchase the *Barnsley* Coal Railway; and for other Purposes relating to the same Company. [13th *July* 1863.]

WHEREAS by "The *South Yorkshire* Railway (*Sheffield and Thorne*) Act, 1862," the *South Yorkshire* Railway and River *Dun* Company (who are herein-after called the *South Yorkshire* Railway Company) were authorized to make a Railway in the West Riding of *Yorkshire* between the Township of *Bentley with Arksey* and the Township and Parish of *Thorne*, and it is expedient that they should have Power to make certain Alterations in the same Railway, and also that they should be authorized to make a short Extension of their Railway at *Thorne*, and that they should be enabled to cross on a Level a Road called *Sandal Lane* in the Parish of *Doncaster:* And whereas the Railways by this Act authorized may form Part of the Communication between the *South Yorkshire* Railway and the *Great Northern* Railway on the one hand, and a Railway projected between the same Railways and the *Hull and Selby* Branch of the *North-eastern* Railway on

25 & 26 Vict c. cxli.

on the other hand, and it is expedient that the Power herein-after contained should be granted with respect to the making of Contracts between the *Great Northern*, the *North-eastern*, and the *South Yorkshire* Railway Companies: And whereas by virtue of "The *Barnsley* Coal Railway Act, 1861," a Railway is in course of Construction between the *South Yorkshire* Railway in the Parish of *Darfield* and the Township of *Notton* in the Parish of *Royston*, and the said Act authorizes the Company thereby incorporated and the *South Yorkshire* Railway Company to enter into Contracts for the Working, Management, Maintenance, and Repair of the *Barnsley* Coal Railway by the *South Yorkshire* Railway Company, and for the Appointment of Joint Committees of the Two Companies for the Management of the last-mentioned Railway; and inasmuch as the Undertaking of the *Barnsley* Coal Railway Company cannot advantageously be worked independently, it is expedient that the said Undertaking should be absolutely transferred to the *South Yorkshire* Railway Company: And whereas the estimated Expense of the Works authorized by this Act is Twenty thousand Pounds: And whereas a Plan and Section of the intended Works showing the Lines and Levels thereof, with a Book of Reference to the Plans containing the Names of the Owners and Lessees, or reputed Owners and Lessees, and of the Occupiers of the Lands through which the same will pass, have been deposited with the Clerk of the Peace for the West Riding of *Yorkshire*: And whereas the Purposes aforesaid cannot be accomplished 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:

24 & 25 Vict. c. clxv.

8 & 9 Vict. cc. 18. & 20. and 23 & 24 Vict. c. 106. incorporated.

1. "The Lands Clauses Consolidation Act, 1845," "The Railways Clauses Consolidation Act, 1845," and "The Lands Clauses Consolidation Acts Amendment Act, 1860," shall be incorporated with and form Part of this Act.

Power to make Railways according to deposited Plans.

2. It shall be lawful for the Company, subject to the Provisions in this and the incorporated Acts contained, to make and maintain the Works herein-after described, with all proper Sidings, Approaches, and Stations connected therewith, in the Line and upon the Lands delineated on the said Plan, and described in the said Book of Reference, and according to the Levels described on the said Section, and the Company may enter upon, take, and use such of the said Lands as shall be necessary for such Purposes.

Describing Railways.

3. The said Works (which will be wholly situate in the West Riding of *Yorkshire*) are:

1. A short Line of Railway commencing at or near *Linghouse Lane* in the Parish of *Barnby-upon-Don*, numbered 46 upon the Plans of the

the Railway deposited with respect to "The *South Yorkshire* Railway (*Sheffield and Thorne*) Act, 1862," and terminating at or near a Road in the Parish of *Hatfield*, numbered 104 on the same Plans, which Line of Railway will pass through the Parishes of *Barnby-upon-Don*, *Hatfield*, and *Thorne*, and is intended to be substituted for the Railway and Works between the Spots aforesaid authorized by the same Act:

2. A Railway to commence by a Junction with the Railway hereinbefore described at or near a Field in the Parish of *Hatfield*, numbered 95 on the last-mentioned deposited Plans, and terminating in the adjoining Parish of *Thorne* at or near the *Bawtry and Selby* Turnpike Road, about Twelve Chains North-west of *Crusts Mill Road*:

3. The Construction of the Railway across and on the Level of *Sandal Lane* in the Parish of *Doncaster*, instead of carrying the Railway over the same Lane as prescribed by the last-mentioned Act; and all the Provisions contained in the said Act with respect to the Roads thereby authorized to be crossed upon the Level shall apply to the crossing of the said *Sandal Lane* as fully as though such Provisions were expressly re-enacted in this Act:

And the Works hereby authorized shall form Part in the Calculation of Tolls and for all other Purposes of the *South Yorkshire* Railway, and of the Undertaking of the *South Yorkshire* Railway Company; and it shall be lawful for the same Company to demand and receive for and in respect of the said Railways the same Tolls and Charges as they are now authorized to receive in respect of their existing Railways as if they were Part of the same. Tolls.

4. Notwithstanding anything in "The Railways Clauses Consolidation Act, 1845," contained, the *South Yorkshire* Railway Company in the Construction of the said Works may deviate from the Line and Levels of any Arches, Tunnels, or Viaducts described in the said Plan or Section, so as the Deviations be made within the Limits of Deviation shown on the said Plan, and subject to the Limitations contained in the Eleventh, Twelfth, and Fifteenth Sections of that Act, and so as the Nature of the Work as described be not altered, and they may also substitute any other Engineering Work not shown on the said Plan or Section, instead of a Tunnel, Viaduct, Arch or Arches, as shown thereon, provided that every such Substitution be authorized by a Certificate of the Board of Trade; and the said Board is hereby empowered to grant such Certificates, provided it shall appear to the Board upon due Inquiry that the Company has acted in the Matter with good Faith, and that the Owners, Lessees, and Occupiers of the Land in which the Substitution is intended to be made consent thereto, and also that the Safety and Convenience of the Public will not be diminished thereby: Provided, that nothing herein contained shall take away or affect any of the Powers given Power to alter Engineering Works.

given to the Company or to the Board of Trade by the Eleventh, Twelfth, Fourteenth, or Fifteenth Sections of "The Railways Clauses Consolidation Act, 1845."

Level Crossings.

5. Subject to the Provisions in this Act and in "The Railways Clauses Consolidation Act, 1845," contained, it shall be lawful for the Company in the Construction of the Railways to carry the same across and upon the Level of the public Roads numbered on the said deposited Plan as follows; that is to say,

Number on Plan.	Parish.	Description of Road.
19	Hatfield - - - -	Public Highway.
61	Ditto - - - -	Ditto.
85	Ditto - - - -	Ditto.

But no more than a single Line of Railway shall be laid down at any such level Crossing so long as the Railway consists of a single Line of Railway, and in no Case shall more than a double Line of Railway be laid down on any such level Crossing.

As to shunting of Trains.

6. It shall not be lawful for the Company in shunting Trains to pass any Trains over any such level Crossing, or to allow any Train, Engine, Carriage, or Truck to stand across the same.

Company to erect Lodge where Roads crossed on the Level.

7. For the greater Convenience and Security of the Public the Company shall erect and permanently maintain a Lodge at the Points where the before-mentioned Roads shall be crossed on the Level; and the 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 Board of Trade; and if the Company shall fail to erect and at all Times maintain any such Lodge, or to appoint a proper Person to watch or superintend the Crossing at any such Point, or to 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 incurred.

Board of Trade may require Bridges instead of level Crossings.

8. The Board of Trade (if it shall appear to them necessary for the public Safety or Convenience, at any Time either before or after the Railways shall have been completed or open for public Traffic,) may require the Company within such Time as the Board shall direct, and at the Expense of the Company, to carry any of the said Roads either under or over the Railways by means of a Bridge or Arch, instead of crossing the

the same on a Level, or to execute such other Works as under the Circumstances of the Case shall appear to the said Board of Trade the best adapted for removing or diminishing the Danger arising from any such level Crossing.

Lands for extraordinary Purposes.

9. The Quantity of Land to be taken by the Company adjoining or near to the Railway for the extraordinary Purposes mentioned in "The Railways Clauses Consolidation Act, 1845," shall not exceed Three Acres.

Powers for compulsory Purchases limited.

10. The Powers by this Act conferred for the compulsory Purchase of Lands shall not be exercised after the Expiration of Eighteen Months from the passing of this Act.

Period for Completion of Works.

11. The Works hereby authorized shall be completed within Three Years from the passing of this Act, and on the Expiration of such Period the Powers by this Act granted to the Company for executing the said Works, or otherwise in relation thereto, shall cease to be exercised, except as to so much thereof as shall then be completed.

Penalty if Line not completed.

12. If the said Works are not completed and opened for public Traffic within the Period of Three Years from the passing of this Act, the *South Yorkshire* Railway Company shall be liable to a Penalty at the Rate of Fifty Pounds for every Day after the said Period until the said Works shall be so completed and opened, and the said Penalty shall be deemed a Debt due to Her Majesty in right of Her Crown, and may be recovered accordingly: Provided always, that if the said Company has been prevented from completing or opening the said Works by unforeseen Accident, or by Circumstances beyond their Control, (of which Fact a Certificate under the Hand of the Secretary of the Board of Trade shall be the sole and conclusive Evidence,) the Company shall not be liable to the Payment of the same Penalty in respect of the Period during which it shall be certified that they have been so prevented as aforesaid, but the Want of sufficient Funds shall not be held to be a Circumstance beyond their Control.

Company to abandon certain Portion of authorized Railway.

13. The *South Yorkshire* Railway Company shall abandon the Formation of so much of their authorized Railway as was intended to be constructed between *Linghouse Lane* aforesaid and the said Road numbered 104 in the Parish of *Hatfield*, and all the Powers, Authorities, and Privileges by the said recited Act granted to the Company for the Construction, Maintenance, or Use of the Portion of the Railway by this Act required to be abandoned shall from and after the passing of this Act cease and determine.

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

14. In any Case where before the passing of this Act any Contract has been entered into or Notice given by the *South Yorkshire* Railway Company for purchasing or using any Lands which the Company were empowered to purchase for the Purpose of constructing the Portion of Railway so required to be abandoned as aforesaid, the Company shall make to the Owners and 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 such 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 said Portion of Railway 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 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 Lands Clauses Consolidation Act, 1845," contained.

Company may apply their Funds towards Purposes of Act.

15. It shall be lawful for the *South Yorkshire* Railway Company to apply towards the Purposes of this Act any of the Monies which they are already authorized to raise, and which may not be required by them for the specific Purposes for which the said Monies were authorized to be raised.

Power to raise additional Capital by new Shares.

16. The *South Yorkshire* Railway Company may from Time to Time raise (in addition to the Sums of Money which they are authorized to raise) any further Sums, not exceeding in the whole Twenty thousand Pounds, by the Creation of new Shares in their Undertaking, which Shares shall form Part of the general Capital of the Company, and shall be of such Amounts as will allow the same to be conveniently apportioned or disposed of according to the Resolution of any Ordinary or Extraordinary Meeting of the Company; and the Company may from Time to Time, but subject to the Provisions of this Act, fix the Amounts and Times of Payment of the Calls on Shares created under the Powers of this Act, and dispose of such Shares on such Terms and Conditions as may be so resolved upon, but not at less than the nominal Amount of such Shares.

If ordinary Shares at a Premium,

17. Provided always, That if at the Time of issuing any new Shares under this Act the ordinary Shares of the Company are at a Premium, the new Shares issued shall be offered to the then Holders of the ordinary

ordinary Shares in proportion to the ordinary Shares held by them respectively; and every such Offer shall be made by Letter, under the Hand of the Treasurer or Secretary of the Company, given to every such Shareholder, or sent by Post addressed to him according to his Address in the Company's Register, or left for him at his usual or last Place of Abode; and every such Offer made by Letter sent by Post shall be considered as made on the Day on which the Letter in due Course of the Post ought to be delivered at the Place to which it is addressed. new Shares to be offered to existing Shareholders.

18. Provided always, That the Directors, if they so think fit, but not otherwise, may permit any such Holder who, from Absence abroad or other Cause satisfactory to the Directors, omits to signify within the Period so fixed his Intention to avail himself of the Option, to avail himself of it notwithstanding such Period has elapsed. Directors may enlarge Time for accepting Option.

19. The Company may, with the Consent of Shareholders present, personally or by proxy, at any Extraordinary Meeting convened with due Notice of the Object, and holding at least Three Fourths of the paid-up Capital of the Company represented at such Meeting, attach to all or any of the Shares to be created under the Powers of this Act any preferential Dividend, with or without other Privileges, which the Company may think fit, and may attach to the said Shares a Condition that the same may be redeemed upon Conditions to be stated in the Resolutions creating the same, and for the Purpose of redeeming the same or any Part thereof the Company may create and issue from Time to Time fresh Shares, with or without any special Advantages: Provided that any fixed or preferential Dividend to be granted by the Authority of this Act shall not exceed the Rate of Five *per Centum per Annum* on the Amount for the Time being paid up on such Shares; and provided, that if in any Year ending the Thirty-first Day of *December* there shall not be Profits of the Company available for the Payment of the whole of any such preferential Dividends, the Deficiency shall not be made good out of the Profits of any subsequent Year, or out of any other Funds of the Company; and the Conditions under which any such Shares shall be created shall be stated on the Certificates thereof. Privileges may be attached to new Shares.

20. Provided always, That any Preference or Priority in the Payment of Interest or Dividend which may be granted in respect of any new Shares created in pursuance of this Act shall not prejudice or affect any Preference or Priority in the Payment of Interest or Dividend on any other Shares or Stock which may have been previously granted by the Company by or in pursuance of or which may have been confirmed by any Act of Parliament passed prior to this Act, or which may otherwise be lawfully subsisting. Saving existing Preference Shares.

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Limit of Amount and Number of Calls.

21. The Amount of any One Call to be made upon the Shares created under the Powers of this Act shall not exceed One Fourth of the Amount of such Shares, and there shall be an Interval of Two Months at least between every Two successive Calls, and not more than Three Fourths of the Amount of each Share shall be called up in any One Year.

Dividends on new Shares.

22. The Proprietors of any new Shares created under the Powers of this Act shall in respect of the same (except as otherwise provided by or under the Powers of this Act) be entitled to a Dividend with the other Shareholders proportioned to the Amount for the Time being paid up on such Shares.

Votes of Proprietors of new Shares.

23. The Proprietors of any new Shares created under the Powers of this Act shall be entitled to such Number of Votes in respect thereof as the nominal Amount represented by such Shares would have entitled them to if such Shares had been original Shares in the Company.

Power to borrow on Mortgage.

24. The Company may from Time to Time, under the Powers of this Act, borrow on Mortgage, beyond the Sum now authorized to be borrowed by them, any additional Sum of Money not exceeding Six thousand Pounds; but no Part of that Sum shall be borrowed until the whole of the additional Capital by this Act authorized to be raised by new Shares is *bonâ fide* subscribed for or taken, and One Half thereof is paid up, and until the Company shall prove to the Justice who is to certify under the Fortieth Section of "The Companies Clauses Consolidation Act, 1845," before he so certifies, that all such additional Capital has been subscribed for or taken *bonâ fide*, and is held by the Subscribers or their Assigns, and that such Subscribers and their Assigns are legally liable for the same, of which Proof having been given the Certificate of such Justice under that Section shall be sufficient Evidence.

Existing Mortgages to have Priority.

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

Application of Monies raised under this Act.

26. All and every Part of the Monies which the Company are by this Act authorized to raise by new Shares or Mortgage shall be applied only to the Purposes authorized by this Act.

Parts of 8 & 9 Vict. c. 16. incorporated.

27. The Clauses and Provisions of "The Companies Clauses Consolidation Act, 1845," "with respect to the Distribution of the Capital of the Company into Shares;" "with respect to the Transfer or Transmission of Shares;" "with respect to the Payment of Subscriptions, and

Means

Means of enforcing the Payment of Calls;" "with respect to the Forfeiture of Shares for Nonpayment of Calls;" "with respect to the Remedies of Creditors of the Company against the Shareholders;" "with respect to the borrowing of Money by the Company on Mortgage or Bond;" "with respect to the Conversion of the borrowed Money into Capital;" and "with respect to the Consolidation of Shares into Stock," shall be incorporated with this Act, and shall apply to all Shares created, and to Mortgages granted, and Money borrowed, under the Powers of this Act.

Power to enter into Arrangements with other Companies.

28. The *South Yorkshire* Railway Company and the *North-eastern* and the *Great Northern* Railway Companies, or either of the Two last-mentioned Companies, may from Time to Time enter into Contracts or Arrangements with respect to the following Purposes, or any of them; that is to say,

The Working, Maintenance, and Use of the Railway by this Act secondly authorized, and the Collection, Conveyance, and Conduct of the Traffic thereof, and the Supply of any Rolling or Working Stock, or of any Officers or Servants required for such Purposes; the fixing and levying of the Tolls, Rates, and Charges arising therefrom, and the Division between the Companies, Parties to the Contract, of the Receipts arising from the said Traffic.

Railways to be deemed continuous.

29. During any such Working Arrangement, in estimating the Tolls and Charges to be paid in respect of Articles or Persons conveyed over the said Portion of Railway, and also over the Railway of the contracting Company, the Distances traversed shall be reckoned continuously on such Railways as if those Railways were One Railway.

Conditions of such Agreements.

30. All such Agreements as aforesaid shall be subject to the Approval of the Board of Trade, and no Agreement authorized or confirmed by this Act shall in any Manner increase or diminish, alter or affect, any of the Tolls, Rates, or Charges which the Companies Parties thereto are from Time to Time respectively authorized and entitled to demand or take from any Person, but all other Persons shall, notwithstanding any such Agreement, be entitled to the Use and Benefit of the Railways to which the Agreement relates on the same Terms and Conditions, and on Payment of the same Tolls and Charges, as if the Agreement were not entered into.

Agreement to be first approved by Shareholders.

31. No such Agreement shall have any Operation or Effect unless and until it be submitted to and approved by Shareholders present, personally or by proxy, at Extraordinary Meetings of the respective Companies Parties to such Agreement specially convened for the Purpose, such Shareholders holding at least Three Fourths of the paid-up Capital of the Company represented at such Meeting.

Agreement between Companies may be modified if required by the Board of Trade.

32. If at the Expiration of Ten Years from the making of any such Agreement, for which the Approval of the Board of Trade is required by this Act, and so from Ten Years to Ten Years, the Board of Trade are of opinion that the public Interests are injuriously affected by any of the Terms or Conditions thereof, the Board of Trade may require the Parties thereto to modify the Terms and Conditions of the Agreement in such Manner as the Board of Trade may think necessary for removing the public Injury, and the Agreement shall be modified accordingly.

Public Notice at Expiration of decennial Period.

33. The *South Yorkshire* Railway Company, previously to the Expiration of each decennial Period, shall give such public Notice as the Board of Trade may prescribe that the Board is about to enter on the said Revision, and will entertain Complaints with a view to the Removal of any Evil resulting to the Public from any such Arrangement.

Saving existing Right to Contract.

34. Nothing in this Act contained shall lessen or invalidate the Right to make Contracts which the Company may derive from Acts heretofore passed relating to the Company, or from "The Railways Clauses Consolidation Act, 1845," or from the General Law.

Appointment of Joint Committee for carrying Agreements into effect.

35. The contracting Companies may, by any such Contract or Agreement, appoint a Joint Committee composed of such Number of the respective Directors or Officers of those Companies as they may respectively think proper, and from Time to Time may alter, vary, and renew any such Committee as Occasion may require, and may regulate the Proceedings of such Committee, and delegate to such Committee all such Powers of the contracting Companies respectively as may be necessary for carrying into effect the Purposes of such Contract or Agreement; and every such Joint Committee so appointed shall have and may exercise the Powers so for the Time being delegated to them in like Manner as the same might have been had and exercised by the contracting Companies respectively or their respective Directors.

Power to purchase Barnsley Coal Railway.

36. It shall be lawful for the *Barnsley* Coal Railway Company, by and with the Authority and Approbation of Three Fifths in Value of the Proprietors present, either personally or by proxy, at some Extraordinary General Meeting of the Company specially convened for the Purpose, to sell and transfer to the *South Yorkshire* Railway Company, and for the last-mentioned Company, by and with the like Authority, on the Part of the Proprietors of the same Company, (and by means of any Funds then at the Disposal of the same Company, and not required for the specific Purposes defined by the Acts under the Authority of which the said Sums were raised,) to purchase, the Undertaking of the *Barnsley* Coal Railway Company, whether before or after the Completion thereof, but subject to any Mortgages, Contracts, Agreements, or Liabilities affecting the

the same; and on the Completion of such Purchase (of which Completion the Transfer or Conveyance duly stamped for denoting the Payment of the full and proper Stamp Duty by Law payable in respect of the Purchase Money or other Consideration, and under the respective Corporate Seals of the said Companies, shall be sufficient Evidence,) the *South Yorkshire* Railway Company may take, have, and hold the said Undertaking, and use, exercise, and enjoy all the Rights, Powers, and Privileges which the *Barnsley* Coal Railway Company at the Time of the said Transfer possessed or were entitled to, and shall be subject to all the Debts, Duties, Covenants, Restrictions, and Liabilities to which the *Barnsley* Coal Railway Company at the Time of the said Transfer may be subject; and the Corporate Seal of the *South Yorkshire* Railway Company may be used when necessary in reference to the Undertaking so transferred in like Manner as though the same Company had been originally authorized to carry the same into effect; and from and after the said Transfer, and the Advertisement thereof in the *London Gazette* and in Two Newspapers published in the West Riding of *Yorkshire*, the *Barnsley* Coal Railway Company shall cease to exist, unless solely for the Purpose of winding up their Affairs.

Power to enter into Contracts with same Railway Company.

37. It shall be lawful for the Two Companies to make and enter into Contracts or Agreements for effecting the Purpose aforesaid as they may deem advisable, and every such Contract or Agreement may contain such Covenants, Clauses, Powers, Provisions, and Conditions as may be agreed on between the said Companies.

Leases, &c. not to affect Rights.

38. Provided always, That no such Sale, Contract, or Agreement as aforesaid shall increase the Tolls or Charges which either Company is authorized to take, or shall prejudice or injuriously affect the Rights which any Persons or Companies now have, or may at the Date of such Lease, Sale, Contract, or Agreement have or be entitled to, with respect to the Use of the *Barnsley* Coal Railway or otherwise.

Interest not to be paid on Calls paid up.

39. It shall not be lawful for the *South Yorkshire* Railway Company, out of any Money by this Act or by 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, to pay Interest or Dividend to any Shareholder on the Amount of the Calls made in respect of the Shares held by him in the Capital by this Act authorized to be raised: Provided always, that nothing herein-before contained shall be deemed to prevent the Company from paying to any Shareholder such Interest on Money advanced by him beyond the Amount of the Calls actually made as shall be in conformity with the Provisions in "The Companies Clauses Consolidation Act, 1845," in that Behalf contained.

40. It

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

40. It shall not be lawful for the Company, out of any Money by this Act 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 of any Application to Parliament for the Purpose of obtaining an Act authorizing the Company to construct any other Railway, or to execute any other Work or Undertaking.

Railways, &c. not exempt from Provisions of present and future General Acts.

41. Nothing herein contained shall be deemed or construed to exempt the Railways or the *South Yorkshire* Railway Company from the Provisions of any General Act relative to Railways, or to the better or 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 to be taken by the Company, or of the Rates for small Parcels.

Short Title. Expenses of Act.

42. This Act may be cited as "The *South Yorkshire* Railway Act, 1863;" and all the Costs, Charges, and Expenses of applying for, obtaining, and passing this Act, or preparatory or incident thereto, shall be paid by the *South Yorkshire* Railway Company.

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