CHAPTER iv.

An Act for making and maintaining a Road and Bridge across the River Stour in the Parish of Christchurch and County of Southampton. [8th April 1881.]

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WHEREAS the making and maintaining of the road and bridge across the River Stour in the parish of Christchurch hereinafter authorised would be of public and local advantage :

And whereas plans and sections of the proposed road and bridge showing the lines situation and levels thereof and also a book of reference containing the names of the owners and lessees or reputed owners and lessees and of the occupiers of the lands required or which may be taken for the purposes thereof were duly deposited with the Clerk of the Peace for the county of Southampton and are hereinafter referred to as the deposited plans sections and book of reference :

And whereas the persons hereinafter named with others are willing to carry the said undertaking into execution and desire to be incorporated for the purpose :

And whereas the objects 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 for all purposes as "The Tuckton Bridge Act 1881." Short title.

2. "The Companies Clauses Consolidation Act 1845" Part I. relating to cancellation and surrender of shares and Part III. relating to Debenture Stock of "the Companies Clauses Act 1863" "the Lands Clauses Consolidation Acts 1845 1860 and 1869" are (except where expressly varied by this Act) incorporated with and form part of this Act. Incorporation of General Acts. 8 & 9 Vict. c. 16. 26 & 27 Vict. c. 118. 8 & 9 Vict. c. 18. 23 & 24 Vict. c. 106. 32 & 33 Vict. c. 18.

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Interpretation of terms.

3. In this Act the several words and expressions to which meanings are assigned by the Acts wholly or partially incorporated herewith have the same respective meanings unless there be something in the subject or context repugnant to such construction The expression "the Company" means the Company incorporated by this Act the expression "the undertaking" means the road and bridge or undertaking by this Act authorised to be executed by the Company or any part thereof and the expression "superior courts" or "court of competent jurisdiction" or any other like expression in this Act or any Act wholly or partially incorporated herewith shall be read and have effect as if the debt or demand with respect to which the expression is used were a common simple contract debt and not a debt or demand created by statute.

Company incorporated.

4. Frederick Moser, Thomas Armetriding Compton, William Maxwell Brander, James Kemp-Welch, John Edward Holloway, and James Druitt and all other persons and corporations who have already subscribed to or shall hereafter become proprietors in the undertaking and their executors administrators successors and assigns respectively shall be and are hereby united into a Company for the purpose of making and maintaining the road and bridge and for other the purposes of this Act and for those purposes shall be and are hereby incorporated by the name of "The Tuckton Bridge Company" and by that name shall be a body corporate with perpetual succession and a common seal and with power to purchase take hold and dispose of lands and other property for the purposes of this Act.

Power to make road bridge &c.

5. Subject to the provisions of this Act the Company may make and maintain in the lines and according to the levels shown on the deposited plans and sections the road and bridge hereinafter described with all proper toll-houses works and conveniences connected therewith respectively and may enter upon take and use such of the lands delineated on the said plans and described in the deposited book of reference as may be required for that purpose The road bridge and works hereinbefore referred to and authorised by this Act are

A road in continuation of the Stour Road commencing by a junction with that road at its present termination at or near the Marsh Ditch thence passing in a south-westerly direction and crossing the River Stour by means of a bridge with all proper piers abutments and other works and conveniences connected therewith and terminating in Green Low Lane at or near the point where that lane joins the public road leading from Wick to Pokesdown.

Capital.

6. The capital of the Company shall be six thousand pounds in six hundred shares of ten pounds each.

Shares not to be issued until one-fifth part been paid up.

7. The Company shall not issue any share created under the authority of this Act nor shall any share vest in the person accepting the same unless and until a sum not being less than one fifth of the amount of such share shall have been paid in respect thereof.

Calls.

8. One-fifth of the amount of a share shall be the greatest amount of a call and two months at least shall be the interval between successive calls and four-fifths of the amount of a share shall be the utmost aggregate amount of the calls made in any year upon any share.

Receipt clause in case of persons not sui juris.

9. If any money is payable to a shareholder being a minor idiot or lunatic the receipt of the guardian or committee of his estate shall be a sufficient discharge to the Company.

Power to borrow on mortgage.

10. The Company may from time to time borrow on mortgage any sum not exceeding in the whole two thousand pounds but no part thereof shall be borrowed until the whole capital of six thousand pounds is issued and accepted and one-half thereof is paid up and the Company have proved to the justice who is to certify under the fortieth section of "the Companies Clauses Consolidation Act 1845" (before he so certifies) that the whole of the capital of six thousand pounds has been issued and accepted and that one-half thereof has been paid up and that not less than one-fifth part of the amount of each separate share in such capital has been paid on account thereof before or at the time of the issue or acceptance thereof and that such capital was issued bona fide and is held by the persons or corporations to whom the same was issued or their executors administrators successors or assigns and that such persons or corporations their executors administrators successors or assigns are legally liable for the same and upon production to such justice of the books of the Company and of such other evidence as he shall think sufficient he shall grant a certificate that the proof aforesaid has been given which shall be sufficient evidence thereof.

Appointment of a Receiver.

11. The mortgagees of the Company may enforce payment of the arrears of interest or principal or principal and interest due on their mortgages by the appointment of a Receiver In order to authorise the appointment of a Receiver in respect of arrears of principal the amount owing to the mortgagees by whom the application for a Receiver is made shall not be less than two hundred pounds in the whole.

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Debenture stock.

12. The Company may create and issue Debenture Stock subject to the provisions of Part III of the Companies' Clauses Act 1863 but notwithstanding anything therein contained the interest of all debenture stock at any time created and issued by the Company shall rank pari passu with the interest of all mortgages at any time granted by the Company and shall have priority over all principal moneys secured by such mortgages.

Application of moneys.

13. All moneys raised under this Act whether by shares debenture stock or borrowing shall be applied for the purposes of this Act only.

First ordinary meeting.

14. The first ordinary meeting of the Company shall be held within three months after the passing of this Act.

Number of Directors.

15. The number of directors shall be six but the Company may from time to time reduce the number provided that the number be not less than three.

Qualification of Directors.

16. The qualification of a director shall be the possession in his own right of not less than six shares.

Quorum.

17. The quorum of a meeting of directors shall be three, and if the number of directors is reduced to three the quorum shall be two.

First Directors.

Election of Directors.

18. Frederick Moser, Thomas Armetriding Compton, William Maxwell Brander, James Kemp-Welch, John Edward Holloway and James Druitt shall be the first directors of the Company and shall continue in office until the first ordinary meeting held after the passing of this Act At that meeting the shareholders present in person or by proxy may either continue in office the directors appointed by this Act or any of them or may elect a new body of directors or directors to supply the place of those not continued in office the directors appointed by this Act being if qualified eligible for re-election and at the first ordinary meeting to be held in every year after the first ordinary meeting the shareholders present in person or by proxy shall subject to the power hereinbefore contained for reducing the number of directors elect persons to supply the places of the directors then retiring from office agreeably to the provisions of "the Companies Clauses Consolidation Act 1845" and the several persons elected at any such meeting being neither removed nor disqualified nor having resigned shall continue to be directors until others are elected in their stead in manner provided by the same Act.

Period for compulsory purchase of lands.

19. 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 of this Act.

Period for completion of works.

20. If the undertaking is not completed within five years from the passing of this Act then on the expiration of that period the powers by this Act granted to the Company for making and completing the same or otherwise in relation thereto shall cease to be exercised except as to so much thereof as is then completed Provided always that notwithstanding the expiration of the said five years it shall be lawful for the Company from time to time to improve maintain repair or rebuild such of the works by this Act authorised as they shall have executed within the said period of five years.

Land arches parts of bridge.

21. The land arches or openings on either side of the bridge shall be parts of the bridge.

Errors and omissions may be corrected.

22. If any omission mis-statement or erroneous description shall have been made of any lands or of the owners lessees or occupiers of any lands shown on the deposited plans or described in the deposited book of reference it shall be lawful for the Company after giving ten days' notice to the owners lessees and occupiers of the lands affected by such proposed correction to apply to two justices of the county of Southampton for the correction thereof and if it shall appear to such justices that such omission mis-statement or erroneous description arose from mistake they shall certify the same accordingly and they shall in such certificate state the particulars of such omission and in what respect any such matter shall have been mis-stated or erroneously described and such certificate shall be in duplicate and one part thereof shall be deposited with the clerk of the peace for the county and the other part therof with the parish clerk of the parish in which the lands affected thereby shall be situate and such certificate shall be kept by the said clerk of the peace and parish clerk respectively along with the other documents to which the same relates and thereupon the said plans and book of reference shall be deemed to be corrected according to such certificate and it shall be lawful for the Company to execute the works in accordance with such certificate.

Company empowered to deviate from plans to a certain extent.

23. In making the said road and bridge the Company shall have power to deviate from the centre line delineated on the plans deposited as aforesaid Provided that no such deviation shall extend to a greater distance than the limits of deviation delineated on the said plans nor shall such deviation extend into the lands of any person whose name is not mentioned in the said book of reference without the previous consent in writing of such person unless the name of such person shall have been omitted by mistake and the fact that such omission proceeded from mistake shall have been certified in manner hereinbefore provided for in cases of unintentional errors in the said book of reference.

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Power to deviate from levels described on section.

24. In constructing the said road and bridge the Company may deviate from the levels of the same as referred to the datum line described on the sections deposited as aforesaid Provided that the extent of any such deviation shall not exceed five feet But nothing contained in this Act shall authorise the Company to construct the bridge over the River Stour hereby authorised with a headway of less than eight feet clear of high watermark of ordinary spring tides.

Power to cross roads &c.

25. The Company from time to time may cross divert alter or stop up either temporarily or permanently any highways streets thoroughfares streams rivers waters drains and watercourses in any of the lands shown on the deposited plans and described in the deposited book of reference which they are by this Act authorised to enter upon take or use for the purpose of the said road and bridge Provided always that if in the exercise of such power it be found necessary to stop up any watercourse or drain the Company shall before the commencement of such operations cause a sufficient watercourse or drain to be made instead of the watercourse or drain to be interfered with Provided also that the Company shall not permanently stop up any public highway street or thoroughfare which is not shown upon the deposited plans as being intended to be stopped up.

Power to provide toll-gates and toll-houses.

26. When the road and bridge are opened for public traffic the Company from time to time may set up such toll-gates at or upon the bridge and remove the toll-gates and set up others and from time to time may provide and maintain such toll-houses and other conveniences near to the toll-gates as they think fit.

Power to take tolls.

27. The Company may demand and take at the toll-gates to be erected as aforesaid in respect of persons animals and carriages from time to time passing over along or upon the road and bridge or any part thereof respectively any tolls not exceeding the following (that is to say) :—

For every horse or other beast drawing any coach stage coach omnibus van caravan landau chariot barouche phaeton chaise hearse waggon wain cart or other four-wheeled carriage the sum of six pence ;

For every horse or other beast drawing any van gig cart or other two-wheeled carriage the sum of four pence ;

For every horse mule or ass laden or unladen and not drawing the sum of one penny halfpenny and if carrying more than one person for each additional person a further sum of one penny ;

For every ox cow bull or head of neat cattle the sum of one penny ;

For every calf pig sheep or lamb the sum of one halfpenny or for a score six pence ;

For every carriage drawn or propelled by steam or by any means other than animal power such tolls as are authorised by "the Locomotives' Act 1861"; 24 & 25 Vict. c. 70.

For every bicycle tricycle or perambulator or other such like carriage the sum of one penny halfpenny;

For every person on foot (except the person or persons not exceeding two in number actually driving and accompanying any waggon wain cart or other such carriage) the sum of one penny;

And for every person who shall ride in or upon any waggon or wain cart or other such like carriage or who shall ride upon any horse or beast drawing any waggon wain cart or other such like carriage (except the persons not exceeding two in number actually driving or accompanying such waggon wain cart or other such like carriage) the sum of one penny;

such tolls to be paid before any such person animal or carriage as aforesaid shall be entitled to pass through any such toll-gate and such tolls are hereby vested in the Company and their successors for the purposes of this Act Provided that one toll only shall be taken on each occasion of using the road or bridge.

Table of tolls to be put up.

28. After any toll-gate shall be erected by virtue of this Act the Company shall and they are hereby required to put up or cause to be put up and afterwards to be continued at every such toll-gate a table painted in distinct and legible black letters on a board with a white ground containing a list distinguishing the several tolls to be paid by virtue of this Act and to renew such board whenever any of the letters or figures thereof shall be worn out defaced or obliterated and the Company shall not demand or take or cause to be demanded or taken any tolls except for and during such time as the board so painted as aforesaid shall remain affixed to such toll-gate.

24 & 25 Vict. c. 70., and 28 & 29 Vict. c. 83. to apply to road and bridge. 41 & 42 Vict. c. 77.

29. The clauses and provisions of "the Locomotives' Act 1861" and "the Locomotives' Act 1865" (so long as the last-mentioned Act remains in force) as amended by "the Highways and Locomotives' Amendment Act 1878" with respect to tolls and all other matters shall apply to the road and bridge by this Act authorised to be made.

Exemptions from toll.

30. Provided that no tolls shall be demanded or taken—

(*a*) For Her Majesty or any of the Royal Family or for any horse or carriage attending Her Majesty or any of the Royal Family or returning after having so attended;

(*b*) For any person horse beast carriage or cart of whatever sort employed in conveying or guarding mails or letters or telegrams under the authority of Her Majesty's Postmaster-General

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either when employed in conveying or guarding the mails letters or telegrams or going to fetch the same or returning from conveying or guarding the same;

(*c*) For any officer or soldier of Her Majesty's Regular Forces upon march or upon duty;

(*d*) For any animal carriage or cart of whatever sort attending soldiers with their arms or baggage or returning after being so employed;

(*e*) For any carriage or cart of whatever sort or any animal drawing the same employed in conveying any Ordnance or Commissariat or other public stores of or belonging to Her Majesty or to or for the use of Her Majesty's Forces or returning after being so employed;

(*f*) For any officer or man of Her Majesty's Auxiliary or Reserve Forces dressed in the uniforms of their respective corps on their march or upon duty or in going or returning from the place appointed for and on the days of exercise;

(*g*) For any horse furnished by or belonging to any officer of Her Majesty's Regular Auxiliary or Reserve Forces or to any corps of Yeomanry or Volunteer Cavalry and ridden by such officer on duty or by a member of such corps dressed in the uniform of the corps in going to or returning from the place appointed for and on the days of exercise;

(*h*) For any policeman on duty;

(*i*) For any animal carriage or cart of whatever sort employed only in conveying any vagrant sent by a legal pass or any prisoner sent by a legal warrant or returning empty after being so employed;

and if any person shall claim or take the benefit of any of the exemptions by this Act granted not being entitled to the same every such person for every such offence shall forfeit and pay to the Company any sum not exceeding forty shillings Provided that the provisions of this section shall be in addition to and not in derogation of any exemption existing under the Army Discipline and Regulation Act 1879 or any other Act relating to Her Majesty's Regular Reserve or Auxiliary Forces or existing by virtue of Her Majesty's prerogative.

42 & 43 Vict. c. 33.

Power to stop any person refusing to pay tolls.

31. If any person subject to the payment of the tolls hereby made payable or any of them shall after demand made thereof by any collector appointed to receive the same neglect or refuse to pay the same it shall be lawful for such collector by himself or taking such assistance as he shall think necessary to stop and prevent the passage of the person so neglecting or refusing or of the horse beast or cattle for or in respect of which such tolls ought to be paid until

full payment thereof or to seize and distrain any horse or other beast or cattle together with their bridles saddles gears harness or accoutrements and any carriage drawn by such horse cattle or beast together with the articles goods matters and things therein and if such tolls and the reasonable charges of such seizure and distress shall not be paid within the space of three days next after such seizure and distress shall have been made the person so seizing and distraining shall and may sell the horses cattle carriages goods chattels or things so seized and distrained or any part thereof returning the overplus (if any) and what shall remain unsold upon demand to the owner thereof after such tolls and the reasonable charges occasioned by such seizure distress and sale shall be deducted And if any person shall fraudulently or forcibly pass over the said bridge or through any or either of the said toll-gates without having paid the said tolls or shall assault interrupt or obstruct any person employed in the collection of the said tolls every person offending in any of such cases shall for every such offence forfeit and pay any sum not exceeding forty shillings.

Power to vary the tolls.

32. The Company may from time to time lessen or reduce all or any of the tolls hereby granted for such time as they shall think proper and raise again the tolls so lessened or reduced or any part thereof so that the same do never exceed the tolls hereinbefore granted and the tolls so lessened or reduced or raised again shall be collected and recovered in the same manner as the tolls hereby granted are authorised or directed to be collected and recovered.

Tolls to be charged equally.

33. Except as by this Act specially provided the tolls to be taken by virtue of this Act shall at all times be charged equally and after the same respective rate upon all persons passing over or using the said road and bridge and in respect of all horses beasts cattle and carriages of whatsoever description and no reduction or advance of the said tolls shall either directly or indirectly be made partially or in favour of any particular person or party but every such reduction or advance of tolls shall extend and take place in respect of the same description of beasts cattle and carriages and to all persons or parties whomsoever passing over or using the said road and bridge.

For preventing toll collectors from taking undue toll or misbehaving.

34. Every toll collector shall and he is hereby required to place his christian and surname painted on a board in legible characters in the front or some other conspicuous part of the toll-house or toll-gate immediately on his coming on duty each of the letters of such name or names to be at least two inches in length and of a breadth in proportion and painted in black letters on a board with a

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white ground and shall continue the same so placed during the whole time he shall be upon duty and if any toll collector shall not place such board and keep the same there during the time he shall be such collector as aforesaid or shall demand or take a greater or less toll from any person than he shall be authorised to do by virtue of the powers of this Act or of the orders and resolutions of the Company made in pursuance thereof or shall demand and take a toll from any person who shall be exempted from the payment thereof and claim such exemption or shall refuse to permit or suffer or shall in anywise hinder any person from reading the inscriptions on the said board or upon the table of tolls by this Act required to be put up at every toll gate of the Company or shall refuse to tell his christian or surname to any person who shall demand the same on having paid the said tolls or any of them or shall in answer to such demand give a false name or upon the legal toll being paid or tendered shall unnecessarily detain or wilfully obstruct hinder or prevent any passenger from passing through any turnpike or toll-gate then and in every such case every such toll collector shall forfeit and pay any sum not exceeding forty shillings for every such offence as the justice or justices before whom the complaint shall be heard shall adjudge.

Penalty on evading tolls.

35. If any person shall take off or cause to be taken off any horse or other beast from any carriage at or near to any toll-house or gate to be erected or set up by virtue of this Act and afterwards put or add the same after having passed such toll-house or gate as aforesaid with intent to evade and thereby shall evade or endeavour to evade the payment of any part of the said tolls or shall forge counterfeit or alter or receive from or deliver to any other person or persons any note or ticket with intent to evade or to enable or assist any other person or persons to evade the payment of any part of the said tolls every person so offending shall for every such offence forfeit and pay a sum not exceeding forty shillings.

For settling disputes concerning tolls.

36. In case any dispute shall happen about the amount of toll due or the charges of keeping or selling any distress made for non-payment of such toll the collector or the person distraining may retain such distress or the money arising from the sale thereof (as the case may be) until the amount of the toll due and the charges of the keeping and selling the distress be ascertained by a justice or justices who upon application made to him or them for that purpose shall have power to determine the amount of the toll due and other matters in dispute between the parties and may also award such costs to be paid by either party to the other as to such justice or justices shall seem just and reasonable.

Power to lease tolls.

37. The Company may from time to time lease or demise all or any of the said tolls for any term not exceeding three years at any one time for such rent payable at such times and under such covenants and upon such conditions as they shall think fit and during the continuance of the lease the lessees shall be deemed collectors of the tolls so leased and shall have the same powers for collecting and recovering the tolls leased and be subject to the same rules duties and penalties in reference thereto as if they were toll collectors appointed under this Act.

Company may remove collectors and appoint temporary collectors.

38. The Company or the lessee of the tolls as the case may be may from time to time discharge any collector or receiver of the tolls appointed by them respectively and nominate and appoint some other fit and proper person to be a collector or receiver of the said tolls in the stead of such collector or receiver who shall be so discharged or of any collector or receiver who may die or become incapable of performing his duty and such person so nominated and appointed shall be vested with the like power and authority and be answerable and accountable in like manner in all respects as the collector or receiver who shall so die or be discharged would have been ; and if any collector or receiver of the said tolls who shall be discharged from his office by virtue of this Act or the wife or widow or any of the children family or other representatives of any collector or receiver who shall die or be discharged or any other person who may have the possession of any toll-house or building or any appurtenances thereto to be erected set up or used by virtue of this Act shall neglect or refuse to deliver up the possession thereof for the space of three days next after demand thereof made by notice in writing signed by the Secretary of the Company or by such lessee for that purpose given to such collector or receiver or any person or persons or left at such toll-house building or premises then and in every of the said cases it shall be lawful for any justice by warrant under his hand to order any constable or other peace officer for the county of Southampton with such assistance as may be necessary to enter into such toll-house or other buildings or premises in the day time and to remove the persons who shall be found therein together with their goods out of the same and put the Company or lessee or such new appointed collector or receiver or such other person as the Company or lessee shall appoint as aforesaid into the possession thereof.

If discharged collectors refuse to deliver up toll-house any Justice may grant warrants and constables enter and remove them.

For preventing nuisances on the road and bridge.

39. If any person shall wilfully or negligently injure destroy or otherwise damage or shall ride or drive or lead any horse beast cattle or carriage over or upon any footpath or causeway on the side or sides of any part of the said road or bridge or shall wilfully

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obstruct the passage thereof or if the driver of any waggon or other carriage shall wilfully or carelessly break or damage any of the posts or stones which may be erected for the security of the said footpaths or causeways or if any person shall scrape off any mud soil or other matter or thing which shall be or lie upon any part of the said road or bridge so as to damage the same or any part thereof or if any person shall leave any waggon wain cart or other carriage or any plough harrow or other implement of husbandry without some reasonable cause to be allowed by the justice who shall hear any such complaint or except with regard to such waggon wain cart or other carriage during such reasonable time as the same shall be loading or unloading and standing as near the side of the said road as conveniently may be in upon or on the sides of the said bridge either with or without any horse or beast harnessed or yoked thereto or shall lay any timber wood or bushes or any stones bricks hay straw lime dung manure soil or rubbish whatsoever upon any part of the said road or bridge or on the side or sides thereof to the prejudice thereof or to the annoyance of any person travelling thereon every person so offending shall for every such offence forfeit and pay a sum not exceeding forty shillings.

Damages and charges in case of dispute to be settled by Justices.

40. In all cases wherein damages or charges are by this Act directed or authorised to be paid and the manner of ascertaining the same is not specified or provided for the amount in case of non-payment thereof or any dispute respecting the same shall be ascertained and determined by one or more justice or justices of the peace for the county of Southampton.

Recovery and application of penalties &c.

41. All offences under this Act and all penalties and forfeitures damages charges tolls and costs inflicted imposed or ordered to be paid or payable under or by virtue of this Act may be taken cognisance of or recovered under the provisions with respect to summary convictions and orders of any Act from time to time in force relating to the performance of duties of Justices of the Peace out of Sessions in England and all such penalties shall be paid to the Company unless the convicting justice or justices shall think fit to award a portion not exceeding one moiety thereof to the informer.

Declaring what shall be good service of notice by the Company.

42. In all cases in which it may be necessary for the Company to serve any summons or demand or any notice or any writ or other proceeding at law or in equity upon any Corporation or person whomsoever under the provisions or directions contained in this Act the same shall be in writing or in print, or partly in writing and partly in print, and be signed by the secretary or clerk or by the chairman for the time being of the Company without being required to be under the common seal of the Company and may be personally

delivered to such person or left at his last or usual place of abode in England or Wales, or be delivered to some clerk or other officer of such Corporation or be left at the office of such clerk or principal officer or at his last or usual place of abode which shall be deemed good and sufficient service of the same respectively upon such person or corporation (as the case may be) except in cases where any other mode of service is by this Act particularly directed.

Company to provide office for service of notices upon them.

43. The Company shall provide at some convenient place in Christchurch an office for the purposes of this Act, and shall thereat keep the documents by this Act required to be kept by them and all notices to the Company or any lessee of the tolls may be served by being delivered to the Secretary or Clerk of the Company or to such lessee personally or by being left for them respectively at the said office.

Books of account to be kept and open to inspection.

44. The books of account of the Company shall be kept at the said office, and shall at all reasonable times be open to the inspection and transcription of the mortgagees and debenture stockholders without fee or reward.

No bridge or ferry to be erected or maintained within a radius of 530 yards of the bridge.

45. From and after the completion of the road and bridge by this Act authorised and the opening of the same for public traffic it shall not be lawful for any Corporation person or persons to erect a bridge or maintain a ferry across the River Stour in respect of which tolls rates or duties shall or may be levied within a radius of 530 yards measured from any part of the centre line shown on the deposited plans of the bridge by this Act authorised.

Saving rights under 29 & 30 Vict. c. 62.

46. Nothing contained in this Act or to be done under the authority thereof shall in any manner affect the title to any of the subjects or any rights powers or authorities mentioned in or reserved by Sections 21 and 22 of the Crown Lands' Act, 1866, and belonging to or exerciseable on behalf of Her Majesty Her heirs or successors.

Saving rights of the Crown in the foreshore.

47. Nothing contained in this Act shall authorise the Company to take use or in any manner interfere with any portion of the shore or bed of the sea or of any river channel creek bay or estuary or any right in respect thereof belonging to the Queen's Most Excellent Majesty in right of Her Crown and under the management of the Board of Trade without the previous consent in writing of the Board of Trade on behalf of Her Majesty (which consent the Board of Trade may give) neither shall anything in this Act contained extend to take away prejudice diminish or alter any of the estates rights privileges powers or authorities vested in or

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enjoyed or exercisable by the Queen's Majesty Her heirs or successors.

Expenses of Act.

48. 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 Company.

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