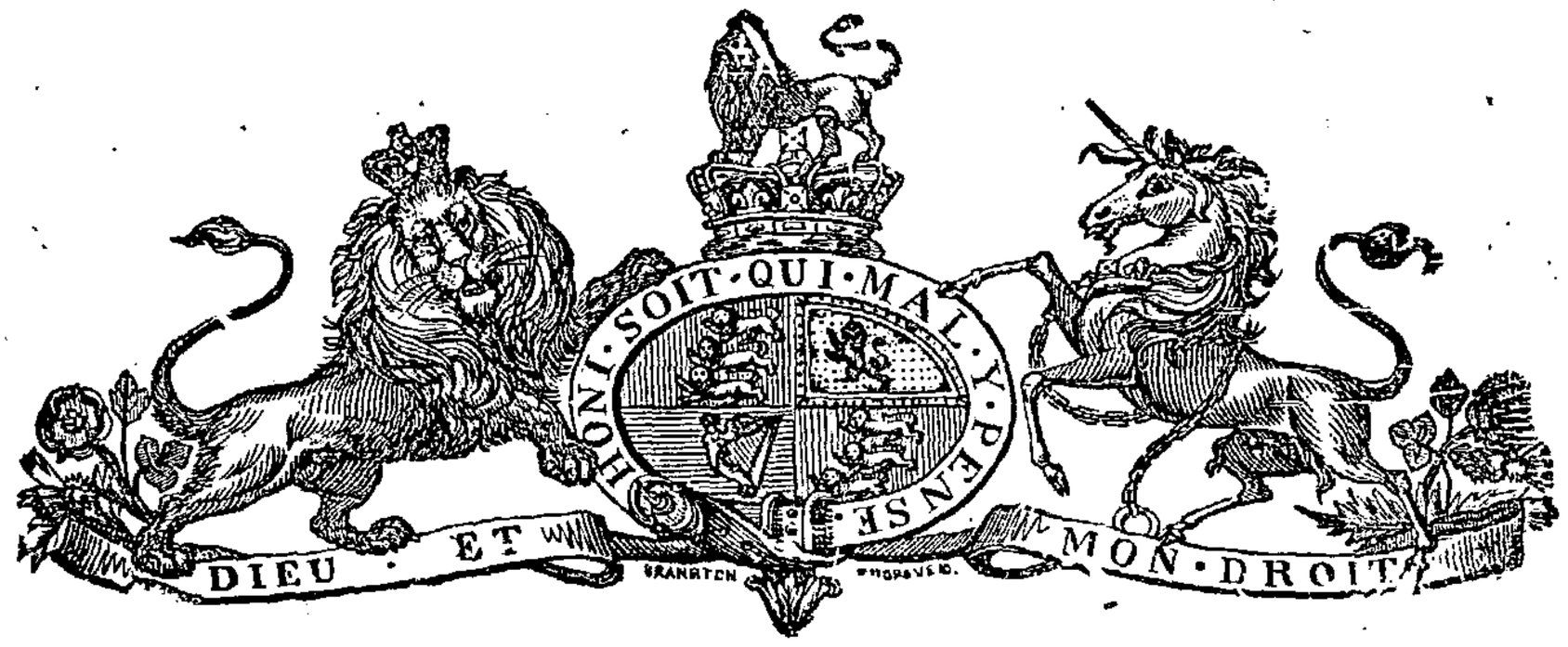


ANNO DECIMO QUARTO & DECIMO QUINTO

VICTORIÆ REGINÆ.

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Junction Railway Company," which Name was afterwards changed to "The *York and Newcastle* Railway Company," and has since been altered to "The *York, Newcastle, and Berwick* Railway Company:" And whereas the Provisions of the said recited Act have been amended and extended or altered by several subsequent Acts relating to the said Company, passed respectively in the Sixth, Seventh, Ninth, Tenth, Eleventh, Twelfth, Thirteenth, and Fourteenth Years of the Reign of Her present Majesty: And whereas the Coals and Coke the Produce of several Collieries now in work are conveyed upon the Railway called the *West Durham* Railway in the County of *Durham* belonging to the *West Durham* Railway Company, and along the *Byers Green* Branch of the *Clarence* Railway, belonging to the *Clarence* Railway Company, and the Coals and Coke the Produce of other Collieries, whether now in work or not now in work, and Coals which may hereafter be won, may be hereafter conveyed upon the said *West Durham* Railway and along the *Byers Green* Branch of the *Clarence* Railway: And whereas the said *West Durham* Railway joins on to and communicates with the said *Byers Green* Branch, and by means of such Branch and of the City of *Durham* Branch of the said *Clarence* Railway, or One of them, such Traffic is conveyed or may be conveyed on to the *Great North of England, Clarence, and Hartlepool Junction* Railway, belonging to the *Great North of England, Clarence, and Hartlepool Junction* Railway Company, and in Lease to the *York, Newcastle, and Berwick* Railway Company, and on to the *York, Newcastle, and Berwick* Railway belonging to the said *York, Newcastle, and Berwick* Railway Company, at or near the Station of *Ferry Hill*: And whereas it is expedient that there should be an effectual Transmission and Passage of Traffic coming from or destined for the said *Byers Green* Branch and *West Durham* Railway, or either of them, and that none of the said Companies should occasion Interruptions or Hindrances to such Transmission and Passage: And whereas it is also expedient that the said *York, Newcastle, and Berwick* Railway Company should be empowered to hold certain Shares in the *West Durham* Railway authorized to be made by an Act passed in the Session of Parliament held in the Second and Third Years of the Reign of Her present Majesty, intituled *An Act for incorporating certain Persons for the making and maintaining a Railway from the Township of* Crook *and* Billy Row *to the* Byers Green *Branch of the* Clarence *Railway in the Parish of* Saint Andrew Auckland, *all in the County of* Durham, *to be called* "*The* West Durham *Railway*," the Powers of which Act were extended, amended, or altered by another Act passed in the Session of Parliament held in the Fourth and Fifth Years of the Reign of Her present Majesty, intituled *An Act to enable the* West Durham *Railway Company to raise a further Sum of Money; and to amend the Act relating to the said Railway*:

2 & 3 Vict. c. 71.

4 & 5 Vict. c. 26.

And

The Yo rk, Newcastle, and Berwick (West Durham) Railway Act, 1851.

And whereas by an Act passed in the First Year of the Reign of Her present Majesty, intituled *An Act for making and maintaining a Railway to connect the* Great North of England (Clarence and Hartlepool) *Railways in the County of* Durham, the *Great North of England* (*Clarence and Hartlepool Junction*) Railway Company was incorporated, and was empowered to raise a Capital in Shares of Fifty-two thousand five hundred Pounds, and the further Sum of Seventeen thousand five hundred Pounds on Mortgage or Bond: And whereas the said Company raised the Sum of Forty-two thousand and seventy-five Pounds, Part of the said Sum of Fifty-two thousand five hundred Pounds, by the Creation of Shares, and the further Sum of Seventeen thousand five hundred Pounds on Mortgage or Bond: And whereas by an Act passed in the Session of Parliament held in the Sixth and Seventh Years of the Reign of Her said Majesty, intituled *An Act to enable the* Great North of England, Clarence, and Hartlepool Junction *Railway Company to make a Branch Railway, and to explain and amend the Acts relating to the said Railway, and for other Purposes*, the *Great North of England* (*Clarence and Hartlepool Junction*) Railway Company was empowered to raise the further Sum of One thousand four hundred Pounds by the Creation of Shares, and it was thereby provided that if at the Time of the Creation of such new Shares the existing Shares of the Capital Stock of the Company were not at a Premium, then such new Shares might be of such nominal Amount or Value, and might be issued in such Manner, and at such Price, and with such Preference or Priority in the Payment of Dividends over the other Shares in the Company, or with such other Advantages as the Company should think fit: And whereas no Shares have yet been created for raising the said Sum of One thousand four hundred Pounds: And whereas by an Act passed in the Session of Parliament held in the Eighth and Ninth Years of the Reign of Her said Majesty, intituled *An Act for enabling the* Great North of England (Clarence and Hartlepool Junction) *Railway Company to make a Branch Railway, and for amending the Acts relating to the said Railway*, the *Great North of England* (*Clarence and Hartlepool Junction*) Railway Company was empowered to raise the further Sum of Twenty-one thousand Pounds by the Creation of Shares, and also the Sum of Seven thousand Pounds by Mortgage, and it was thereby declared that if at the Time of the Creation of such new Shares the existing Shares of the Company were not at a Premium, then such new Shares might be of such Amount and might be issued in such Manner and on such Terms as the Company at any Special Meeting convened for the Purpose should think fit: And whereas the said Company raised the Sum of Thirteen thousand seven hundred and twelve Pounds and Ten Shillings, Part of the said Sum of Twenty-one thousand Pounds, by the Creation of Shares, with

7 W. 4. & 1 Vict. c. 95.

6 & 7 Vict. c. 82.

8 & 9 Vict. c. 118.

with a preferential Dividend of Five Pounds *per Centum per Annum* attached, and also raised the said Sum of Seven thousand Pounds by Mortgage: And whereas under and by virtue of an Act passed in the Session of Parliament held in the Eleventh and Twelfth Years of the Reign of Her present Majesty, intituled *An Act for enabling the* Hartlepool *Dock and Railway Company and the* Great North of England (Clarence and Hartlepool Junction) *Railway Company to lease their respective Railways and Works to the* York, Newcastle, and Berwick *Railway Company*, and of a Lease granted in pursuance thereof, the Undertaking of the *Great North of England* (*Clarence and Hartlepool Junction*) Railway Company has been demised to the *York, Newcastle, and Berwick* Railway Company for the Term of Nine hundred and ninety-nine Years, during the Continuance of which Lease all the Powers and Provisions contained in the said Acts relating to the *Great North of England* (*Clarence and Hartlepool Junction*) Railway Company are by the last above-mentioned Act directed to be exercised and enjoyed by the said *York, Newcastle, and Berwick* Railway Company, in the same Manner as if the last-mentioned Company had been named in the said Acts instead of the said *Great North of England* (*Clarence and Hartlepool Junction*) Railway Company: And whereas, for the Purpose of paying off and discharging certain Debts and Liabilities of the *Great North of England* (*Clarence and Hartlepool Junction*) Railway Company, it is proposed, that the said Company should, with the Sanction and Consent of the *York, Newcastle, and Berwick* Railway Company, raise by the Creation and Issue of Shares so much of the respective Sums by the said Acts authorized to be raised by Shares as has not yet been raised, or such Part thereof as may be necessary to discharge such Debts or Liabilities, and it is expedient that the *Great North of England* (*Clarence and Hartlepool Junction*) Railway Company should be empowered to attach to the Shares to be created for raising the Sum of Ten thousand four hundred and twenty-five Pounds (being the Residue of the Sum of Fifty-two thousand five hundred Pounds by the said Act passed in the First Year of the Reign of Her present Majesty authorized to be raised by Shares) a Preference or Priority in the Payment of Dividends over all or any other Shares in the Company, except over any Preference Shares previously created and issued under the Authority of the recited Acts or either of them, and that the said Company should be empowered to appropriate and apply from Time to Time the Rent receivable by them under or by virtue of the said Lease, or any Part thereof, in or towards the Payment of such preference Dividends: And whereas it is also expedient that the *Great North of England* (*Clarence and Hartlepool Junction*) Railway Company should be empowered to consolidate all or any of the Shares

11 & 12 Vict. c. 81.

Shares for the Time being in their Undertaking into Stock: And whereas an Act was passed in the Second Year of the Reign of His Majesty King *William* the Fourth, intituled *An Act for making and maintaining Wet Docks in the Port of* Hartlepool, *and a Railway from the said Docks into the Township of* Moorsley, *with certain Branches therefrom, all in the County of* Durham, whereby a Company was incorporated by the Name of "The *Hartlepool* Dock and Railway Company:" And whereas the Powers and Provisions of the said Act were amended and enlarged by Two Acts passed respectively in the Sessions of Parliament held in the Fourth Year of the Reign of His said Majesty King *William* the Fourth and the Third and Fourth Years of the Reign of Her present Majesty: And whereas, under and by virtue of an Act passed in the Session of Parliament held in the Eleventh and Twelfth Years of the Reign of Her present Majesty, intituled *An Act for enabling the* Hartlepool *Dock and Railway Company and the* Great North of England, Clarence, and Hartlepool Junction *Railway Company to lease their respective Undertakings and Works to the* York, Newcastle, and Berwick *Railway Company*, and of a Lease granted in pursuance thereof, the Undertaking of the said *Hartlepool* Dock and Railway Company has been demised to the *York, Newcastle, and Berwick* Railway Company for the Term of Thirty-one Years from the First Day of *July* in the Year One thousand eight hundred and forty-eight: And whereas by the Sixth Section of the last-mentioned Act it was enacted, that during the Continuance of any Lease which might be granted to the *York, Newcastle, and Berwick* Railway Company by the *Hartlepool* Dock and Railway Company all the Powers and Provisions contained in the said recited Acts relating to such Company should and might be exercised and enjoyed by the said *York, Newcastle, and Berwick* Railway Company, in the same Manner and to the same Extent as if the said *York, Newcastle, and Berwick* Railway Company had been named in such Acts instead of the said *Hartlepool* Dock and Railway Company: And whereas it is expedient that the *Hartlepool* Dock and Railway Company should be empowered to consolidate all or any of the Shares for the Time being in their Undertaking into Stock: And whereas it is also expedient that some of the Powers and Provisions of the said recited Acts should be altered, amended, extended, 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,

2 & 3 W. 4. c. 67.

11 & 12 Vict. c. 81.

The York, Newcastle, and Berwick (West Durham) Railway Act, 1851.

Providing for Transmission to and from the York, Newcastle, and Berwick Railway of the Traffic of the Byers Green Branch of the Clarence Railway.

I. That, subject as herein-after provided, the *Clarence* Railway Company or their Lessees shall, by locomotive Power, and in the ordinary Course in which they shall for the Time being conduct their own Traffic, take along so much of the said *West Durham* Railway as they shall for the Time being be allowed to use (being to and from the usual Point or Place of Delivery at or near to the *Toddle*'s Incline), and along the *Byers Green* Branch and the City of *Durham* Branch of the said *Clarence* Railway, or any or either of them, according as shall be required by the said *York, Newcastle, and Berwick* Railway Company, or any Person or Persons whomsoever, and also shall deliver at and take from the Junction of the said *Great North of England, Clarence, and Hartlepool Junction* Railway, with the said *Byers Green* Branch, or at or from the Point of Junction of the said *West Durham* Railway with the said *Byers Green* Branch, or at or from the Station for the Time being of the *York, Newcastle, and Berwick* Railway Company at *Ferry Hill*, as the Case may be, and in the Order of their Arrival as near as may be, all Trucks and Waggons, whether empty, or laden with Coals, Coke, or other Minerals, destined for or coming from the said *Great North of England, Clarence, and Hartlepool Junction* Railway, or destined for or coming from the said *York, Newcastle, and Berwick* Railway respectively, as the Case may be, at Rates, and also at Charges for locomotive Haulage or otherwise, not exceeding the Rates and Charges *per* Ton *per* Mile charged for the Time being for or in respect of the Coal, Coke, and Minerals passing over and along the said *Byers Green* Branch, and destined for or passing over or on to or coming from any other Part of the *Clarence* Railway; provided that the Rates, Tolls, and Charges to be made and taken by the said Company of Proprietors of the *Clarence* Railway and their Lessees, or either of them, for the Use of Locomotive Engines and other moving Power, and for the Carriage of Coals, Coke, and Minerals to be conveyed upon, over, or along the said *Byers Green* Branch to or from the said *York, Newcastle, and Berwick* Railway, or the said *Great North of England, Clarence, and Hartlepool Junction* Railway, shall not exceed in the whole the Sum of One Penny *per* Ton *per* Mile; provided also, that this Enactment, and the Obligations hereby imposed on the said *Clarence* Railway Company and their Lessees, shall be binding and obligatory upon them respectively so long only or during such Time or Times as all Coal, Coke, and other Minerals conveyed upon the *West Durham* Railway shall, except when any Distinction of Rates or Charges is or shall be caused by or shall arise from the Fulfilment of some special Contract (if any such there be) existing prior to the Fourth Day of *April* in the Year One thousand eight hundred and fifty-one, and then only during the Continuance of such special Contract, be conveyed on, to, along, and off the said *West Durham* Railway, without Distinction

tinction of Rates or Charges on account of the Route such Coal, Coke, and other Minerals may be destined to go, or on any other Account whatsoever, and at Rates and Charges not exceeding One Fourth more than the Rates and Charges made by the *West Durham* Railway Company at any Time during the Year 1850, and with equal Facilities in every respect, to the Satisfaction of the Commissioners of Railways, or of Arbitrators to be appointed as herein-after mentioned, as the Case may be, in case of any Dispute in the Matter; provided further, that as regards Coals, Coke, and other Minerals destined for or coming from the *Great North of England, Clarence, and Hartlepool Junction* Railway, this Enactment, and the Obligations hereby imposed on the said *Clarence* Railway Company, and their Lessees, shall not be binding and obligatory upon them respectively until the *Great North of England, Clarence, and Hartlepool Junction* Railway Company, or their Lessees, shall have provided, and then so long only or during such Time or Times as they shall continue to have and provide, sufficient and proper Sidings, Attendance, and other Conveniences at or near to the Junction of their Railway with the said *Byers Green* Branch, to the Satisfaction of the Commissioners of Railways, or of Arbitrators to be appointed as herein-after mentioned, as the Case may be, in case of any Difference in the Matter.

In case of Differences as to Transmission, &c. of Traffic, the same to be settled by Commissioners of Railways.

II. That if any Difference shall arise between the said Company of Proprietors of the *Clarence* Railway or their Lessees, and the said *York, Newcastle, and Berwick* Railway Company, either as to the Facilities afforded for the Traffic to be taken or delivered by the said Company of Proprietors of the *Clarence* Railway, or their Lessees, as herein-before provided, by or to the said Companies and Lessees, or any or either of them, or as to Equality of the Rates, Tolls, and Charges made for the Carriage thereof, as compared with the Rates, Tolls, and Charges made in respect of other such Traffic by or along the said *Byers Green* Branch, destined for or going on to or coming from other Parts of the said *Clarence* Railway, or as to any other Matter or Thing herein-before specially provided for, with reference to the Traffic so to be taken or delivered by the said *Clarence* Railway Company or their Lessees, or as to the Meaning of any of the Provisions in this Act contained with reference thereto, then and in any such Case every such Difference or Dispute shall from Time to Time, as Occasion may require, at or upon the Request of either or both of the said Companies or of the said Lessees, be referred and be subject to and abide the Award and Determination of the Commissioners of Railways, whose Decision on all Matters so from Time to Time referred to them shall be final and conclusive between the Parties: Provided always, that if the said Commissioners shall have ceased to to act or exist, or shall refuse or neglect, after reasonable Request to them

them for that Purpose, by either of the said Companies or the said Lessees, to decide such Differences and Disputes when and as the same shall from Time to Time arise, then every such Dispute or Difference shall and may be settled by Arbitration in the Manner provided by "The Railways Clauses Consolidation Act, 1845," with respect to the Settlement of Disputes by Arbitration, the Clauses and Provisions of which last-mentioned Act with respect to the Settlement of Disputes by Arbitration shall, so far as the same are not varied by the Provisions of this Act, be incorporated with and form Part of this Act.

Company empowered to hold Shares in the West Durham Railway.

III. And whereas the Directors of the *York, Newcastle, and Berwick* Railway Company purchased out of the Funds of the same Company Two thousand nine hundred and thirty-seven Shares of Ten Pounds each in the Capital of the *West Durham* Railway, the whole of which Shares are fully paid up, and such Purchase was, at a Special General Meeting of the same Company held on the Twenty-fifth Day of *October* One thousand eight hundred and forty-nine, adopted: Be it enacted, That it shall be lawful for the *York, Newcastle, and Berwick* Railway Company to hold the said Shares in the *West Durham* Railway in the Name of the *York, Newcastle, and Berwick* Railway Company.

Right of voting at Meetings of West Durham Railway Company.

IV. That it shall be lawful for the said *York, Newcastle, and Berwick* Railway Company to nominate and appoint any Person (whether such Person be a Shareholder or not in the *West Durham* Railway Company), by Writing under the Common Seal of the said *York, Newcastle, and Berwick* Railway Company, or under the Hand of the Chairman for the Time being of the Directors of such last-mentioned Company, to vote on behalf of such last-mentioned Company at any Meeting of the *West Durham* Railway Company, and such Person so appointed shall have the same Right of voting at such Meeting as though the Shares held by the *York, Newcastle, and Berwick* Railway Company in the Undertaking of the *West Durham* Railway Company were held by him and in his Name.

Number of Votes to which Company shall be entitled.

V. That at any Meeting of the *West Durham* Railway Company the said *York, Newcastle, and Berwick* Railway Company shall be entitled, in respect of the Shares hereby authorized to be held by them in the said *West Durham* Railway Company, to the same Number of Votes (and no more) as the Persons in whose Names such Shares are now standing are entitled to in respect thereof.

Power for Great North of England,

VI. That it shall be lawful for the *Great North of England, Clarence, and Hartlepool Junction* Railway Company, with the Consent

The York, Newcastle, and Berwick (West Durham) Railway Act, 1851.

Clarence, and Hartlepool Junction Railway Company to guarantee Dividends on Shares to be created under 7 W. 4. & 1 Vict. c. 95.

Consent of Three Fifths of the Votes of the Shareholders present in Person or by Proxy at any General Meeting of the Company specially convened for the Purpose, to guarantee, from and out of the Rent payable to them by the said *York, Newcastle, and Berwick* Railway Company under the said above-mentioned Lease, the Payment upon any Shares which may be created under the Authority of the said Act passed in the First Year of the Reign of Her present Majesty, for raising the Sum of Ten thousand four hundred and twenty-five Pounds (being the Residue of the Sum of Fifty-two thousand five hundred Pounds thereby authorized to be raised), or any Part thereof, of Dividends not exceeding Five Pounds *per Centum per Annum*, and such preferential Dividends may be guaranteed either permanently or for any limited Period or Periods, and shall be payable by such Instalments, and upon such Conditions and in such Manner as any General Meeting of the said *Great North of England, Clarence, and Hartlepool Junction* Railway Company, specially convened for the Purpose, shall, by the Votes of Three Fifths of the Shareholders present in Person or by Proxy at such Meeting, fix and determine, and the Money to be received by the said Company upon or in respect of such Shares shall be applied by them exclusively in or towards Payment and Discharge of their existing Debts or Liabilities, and to no other Purpose whatsoever: Provided always, that any Preference or Priority in the Payment of Dividends that may be assigned to any Shares or Stock in the *Great North of England, Clarence, and Hartlepool Junction* Railway Company, under the Authority 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 shall have been granted by the said Company in pursuance of or which may have been confirmed by any previous Act of Parliament relating to the said Company, or which may otherwise be lawfully subsisting.

and to apply Rent receivable from the York, Newcastle, and Berwick Railway Company towards Payment of preference Dividends.

VII. That it shall be lawful for the *Great North of England, Clarence, and Hartlepool Junction* Railway Company, from Time to Time to appropriate or apply all or any Part of the Monies receivable by them in respect of the Rent reserved by the before-mentioned Lease of their Undertaking to the *York, Newcastle, and Berwick* Railway Company, in or towards Payment of all or any of the preference Dividends which shall for the Time being be payable upon Shares entitled to preference Dividends under the recited Acts relating to the *Great North of England, Clarence, and Hartlepool Junction* Railway Company, or this Act.

Power for Great North of England,

VIII. That it shall be lawful for the *Great North of England, Clarence, and Hartlepool Junction* Railway Company, from Time to Time,

Clarence and Hartlepool Junction Railway Company to convert Shares into Stock.

Time, with the Consent of Three Fifths of the Votes of the Shareholders present in Person or by Proxy at any General Meeting of the Company specially convened for the Purpose, to convert or consolidate all or any Part of the Shares then existing in the Capital of the Company, and in respect whereof the whole Money subscribed shall have been or shall thereafter be paid up, into a general Capital Stock to be divided amongst the Shareholders according to their several Interests therein.

After Conversion, &c., Provisions of Great North of England, Clarence, and Hartlepool Junction Railway Company's Acts, requiring Capital to be divided into Shares, to cease.

IX. That after any such Conversion or Consolidation shall have taken place, all the Provisions contained in the said recited Acts relating to the *Great North of England, Clarence, and Hartlepool Junction* Railway Company, which require or imply that the Capital of the said Company shall be divided into Shares of any fixed Amount, and distinguished by Numbers, shall, as to so much of the Capital as shall have been so converted or consolidated into Stock, cease and be of no Effect; and it shall be lawful for the several Holders of such Stock thenceforth to transfer their respective Interests therein, or any Part or Parts of such Interests, in the same Manner and subject to the same Regulations and Provisions as are applicable to the Transfer of Shares in the Capital of the said Company under the Provisions of the said recited Acts relating thereto; and the said Company shall cause an Entry of every such Transfer to be made in a Book to be kept for that Purpose, and to be called "The Register of Transfers of Stock," and for every such Entry they may demand any Sum not exceeding Two Shillings and Sixpence.

Register of Holders of Consolidated Stock in Great North of England, Clarence, and Hartlepool Junction Railway Company, to be kept.

X. That the *Great North of England, Clarence, and Hartlepool Junction* Railway Company, shall from Time to Time cause the Names of the several Parties who may be interested in any such Stock as aforesaid, with the Amount of the Interest therein possessed by them respectively, to be entered in a Book to be kept for that Purpose, and to be called "The Register of Holders of Consolidated Stock;" and such Book shall be authenticated by the Common Seal of the said Company being affixed thereto, and such Authentication shall take place at the First Ordinary Half-yearly Meeting of the Company held after the Consolidation of any Shares into Stock, and so from Time to Time thereafter at each succeeding Ordinary Half-yearly Meeting of the said Company.

Address Book of Stockholders to be kept,

XI. That, in addition to the said Register of Holders of Consolidated Stock, the *Great North of England* (*Clarence and Hartlepool Junction*) Railway Company shall provide a Book, to be called "The Stockholders Address Book," in which the Secretary shall from Time to Time enter in alphabetical Order the Corporate Names and Places

of Business of the several Stockholders of the Company being Corporations, and the Surnames of the several other Stockholders, with their respective Christian Names, Places of Abode, and Descriptions, so far as the same shall be known to the said Company; and every Holder of Shares or Stock in the said Company, or, if the Holder of any Shares or Stock be a Corporation, the Clerk or Agent of such Corporation, may at all convenient Times peruse such Book *gratis*, or may require a Copy thereof or any Part thereof; and for every Hundred Words so required to be copied the said Company may demand a Sum not exceeding Sixpence.

Proprietors of Stock to be entitled to Dividends and same Privileges as conferred by Shares of equal Amount.

XII. That the Holders of any Stock in the *Great North of England, Clarence, and Hartlepool Junction* Railway Company, who may become entitled thereto as Holders of any Shares to which any Preference or Priority in Payment of Dividend may, under the Authority of the recited Acts or this Act, have been assigned, shall be entitled to the same Preference or Priority in Payment of Dividend as was attached to such Shares before the Conversion or Consolidation of the same into Stock, according to the Amount of their respective Interests in such Stock; and that the Holders of any Stock who may have become entitled thereto as Holders of any other Shares in the Company shall be entitled to participate, according to their respective Interests in such last-mentioned Stock, in the Dividends and Profits of the Company which shall remain after paying the Dividends on Shares or Stock entitled to Preference or Priority in Payment of Dividend; and such last-mentioned Interests shall, in proportion to the Amount thereof, confer on the Holders thereof respectively the same Privileges and Advantages for the Purpose of voting at Meetings of the Company, Qualification for the Office of Directors, and for other Purposes, as would have been conferred by Shares of equal Amount in the Capital of the Company, but so that none of such Privileges or Advantages, except such Participation in the Dividends and Profits of the Company as aforesaid, shall be conferred by any aliquot Part of such Amount of Consolidated Stock as would not, if existing in Shares, have conferred such Privileges or Advantages respectively.

Power for Hartlepool Dock and Railway Company to convert Shares into Stock.

XIII. That it shall be lawful for the *Hartlepool* Dock and Railway Company from Time to Time, with the Consent of Three Fifths of the Votes of the Shareholders present in Person or by Proxy at any General Meeting of the Company specially convened for the Purpose, to convert or consolidate all or any Part of the Shares then existing in the Capital of the Company, and in respect whereof the whole Money subscribed shall have been paid up, into a General Capital Stock, to be divided amongst the Shareholders according to their several Interests therein.

XIV. That

After Conversion, &c., Provisions of Hartlepool Dock and Railway Company's Acts requiring Capital to be divided into Shares to cease.

XIV. That after any such Conversion or Consolidation shall have taken place all the Provisions contained in the said recited Acts relating to the *Hartlepool* Dock and Railway Company which require or imply that the Capital of the said Company shall be divided into Shares of any fixed Amount, and distinguished by Numbers, shall, as to so much of the Capital as shall have been so converted or consolidated into Stock, cease and be of no Effect; and it shall be lawful for the several Holders of such Stock thenceforth to transfer their respective Interests therein, or any Part or Parts of such Interests, in the same Manner and subject to the same Regulations and Provisions as are applicable to the Transfer of Shares in the Capital of the said Company under the Provisions of the said recited Acts relating thereto; and the said Company shall cause an Entry of every such Transfer to be made in a Book to be kept for that Purpose, and to be called "The Register of Transfers of Stock," and for every such Entry they may demand any Sum not exceeding Two Shillings and Sixpence.

Register of Holders of such Consolidated Stock to be kept.

XV. That the *Hartlepool* Dock and Railway Company shall from Time to Time cause the Names of the several Parties who may be interested in any such Stock as aforesaid, with the Amount of the Interest therein possessed by them respectively, to be entered in a Book to be kept for that Purpose, and to be called "The Register of Holders of Consolidated Stock," and such Book shall be authenticated by the Common Seal of the said Company being affixed thereto, and such Authentication shall take place at the First Ordinary Half-yearly Meeting of the Company held after the Consolidation of any Shares into Stock, and so from Time to Time thereafter at each succeeding Ordinary Half-yearly Meeting of the said Company.

Address Book of Stockholders in Hartlepool Dock and Railway Company to be kept.

XVI. That, in addition to the said Register of Holders of Consolidated Stock, the *Hartlepool* Dock and Railway Company shall provide a Book, to be called "The Stockholders Address Book," in which the Secretary shall from Time to Time enter in alphabetical Order the Corporate Names and Places of Business of the several Stockholders of the Company being Corporations, and the Surnames of the several Stockholders, with their respective Christian Names, Places of Abode, and Descriptions, so far as the same shall be known to the said Company; and every Holder of Shares or Stock in the said Company, or, if the Holder of any Shares or Stock be a Corporation, the Clerk or Agent of such Corporation, may at all convenient Times peruse such Book *gratis*, or may require a Copy thereof or any Part thereof; and for every Hundred Words so required to be copied the said Company may demand a Sum not exceeding Sixpence.

XVII. That

Proprietors of Stock entitled to Dividends, and to same Privileges as conferred by Shares of equal Amount.

XVII. That the several Holders of such Stock shall be entitled to participate in the Dividends and Profits of the *Hartlepool* Dock and Railway Company according to the Amount of their respective Interests in such Stock, and such Interests shall, in proportion to the Amount thereof, confer on the Holders thereof respectively the same Privileges and Advantages for the Purpose of voting at Meetings of the Company, Qualification for the Office of Directors, and for other Purposes, as would have been conferred by Shares of equal Amount in the Capital of the Company, but so that none of such Privileges or Advantages, except the Participation in the Dividends and Profits of the Company, shall be conferred by any aliquot Part of such Amount of Consolidated Stock as would not, if existing in Shares, have conferred such Privileges or Advantages respectively.

Where Roads have been interfered with, or new Roads made, Certificate of Justices to be Evidence of the same.

XVIII. And whereas no Provision is made in the said recited Acts for enabling the *York, Newcastle, and Berwick* Railway Company to obtain authentic Evidence that any Road which may have been interfered with or substituted for another Road has been restored or put into a permanently substantial Condition, as by the said Acts required: Be it therefore enacted, That where any Road shall have been interfered with in the Exercise of the Powers granted by the Acts relating to the Railways of the said Company, or a new Road substituted in lieu thereof, the Certificate of Two Justices in Petty Sessions assembled, that such Road has been restored, or a new Road substituted in lieu thereof, according to the Provisions of the said recited Acts, (which Certificate such Justices are hereby required, on being satisfied, from a View of such Road, or by Evidence, that such Road has been properly restored, and put into a permanently substantial Condition, or a new or sufficient Road substituted in lieu thereof, and put into a permanently substantial Condition, to grant, on Application being made for the same by the said Company,) shall in all Cases be taken and received as sufficient Evidence that such Road has been so restored, or such substituted Road completed and put into a permanent and substantial Condition, as by the said Acts or any of them required.

Amendment of Provisions as to the Sale of superfluous Lands, under the York, Newcastle, and Berwick Railway Act, 1849.

XIX. And whereas by "The *York, Newcastle, and Berwick* Railway Act, 1849," Provisions were made with reference to the Sale of superfluous Lands belonging to the said Company, or of which they were Lessees: And whereas Difficulties have arisen in proceeding to effect Sales of some of such superfluous Lands, owing to the Provisions contained in the various Acts of Parliament under which the same were purchased being in many Cases dissimilar, and in some Instances of doubtful Meaning, and it is expedient to assimilate the same, and remove such Doubts: Be it therefore enacted, That (except where

by any Act of Parliament under which any of such Lands were purchased a special Right of Pre-emption or Repurchase has been reserved to any Person or Persons by Name, or by any Description other than such as those following, (that is to say,) the Person from whom such Lands were purchased, the Person from whom such Lands were originally purchased, the Person then entitled to the Lands from which the same were originally severed or taken, the Owners of adjoining Lands, the Person whose Lands shall immediately adjoin the Lands so proposed to be sold, or where, by any Agreement, Deed, Conveyance, or other Instrument relating to such Lands, a special Right of Pre-emption or Repurchase has been reserved to any Person or Persons by Name or Description, which Rights it is hereby declared shall not be in any way prejudiced or affected by this Act,) all the Powers and Provisions of "The Lands Clauses Consolidation Act, 1845," with reference to the Sale of superfluous Lands, as amended and explained by Section Thirty-five of "The *York, Newcastle, and Berwick* Railway Act, 1849," shall extend and apply to all Lands belonging to or held under Lease by the said Company; and all other Provisions with reference to the Sale of such of the said Lands as now are or hereafter may become superfluous shall (except as aforesaid) be and the same are hereby repealed, but without Prejudice to any Sale of superfluous Lands already effected under the Provisions of any of the said Acts: Provided always, that where any of such superfluous Lands shall be situate within a Town, or shall be Lands built upon, or used for Building Purposes, or shall have been or be laid out or offered for Sale, and afterwards *bonâ fide* sold by the Company for Building Purposes, or shall have been purchased by the said Company as or at the Rate or Price of Building Ground, then and in any or either of the said Cases the Company may sell the whole or any Part thereof, without previously offering the same to any Person whomsoever.

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

XX. That it shall not be lawful for the *York, Newcastle, and Berwick* Railway Company, the *Great North of England, Clarence, and Hartlepool Junction* Railway Company, or the *Hartlepool* Dock and Railway Company, out of any Money by any Act relating to either of the said Companies authorized to be raised for the Purposes of such Act or Acts, to pay or deposit any Sum of Money which by any Standing Order of either House of Parliament, now in force or hereafter to be in force, may be required to be deposited in respect of any Application to Parliament for the Purpose of obtaining an Act authorizing the said Companies, or any or either of them, to construct any other Railway or execute any other Work or Undertaking.

Certain Provisions of 8 & 9 Vict. c. 16. to

XXI. That the Provisions of "The Companies Clauses Consolidation Act, 1845," with respect to the keeping of Accounts, and the Right

Right of Inspection thereof by the Shareholders, and with respect to the Provision to be made for affording Access to the Special Act by all Parties interested, shall apply to the *Great North of England, Clarence, and Hartlepool Junction* Railway Company, and to the *Hartlepool* Dock and Railway Company; and the Term "Special Act" shall mean and include all the Acts relating to the *Great North of England, Clarence, and Hartlepool Junction* Railway Company, and the *Hartlepool* Dock and Railway Company, respectively.

apply to the Great North of England &c., Junction Railway, and the Hartlepool Dock and Railway Companies.

Meaning of "Special Act."

XXII. And whereas an Act was passed in the Second Year of the Reign of Her present Majesty, intituled *An Act 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 of Parliament, intituled *An Act for constituting Commissioners of Railways:* Be it enacted, That nothing in this Act contained shall be held to exempt the *York, Newcastle, and Berwick* Railway, the *Great North of England, Clarence, and Hartlepool Junction* Railway, or the *Hartlepool* Dock and Railway, or either of the said Companies respectively, from the Provisions of the same several Acts respectively, but that such Provisions shall be in force with reference to the same Railways and Companies respectively, so far as the same are applicable.

Railway and Company to be subject to Provisions of 1 & 2 Vict. c. 98., 3 & 4 Vict. c. 97., 5 & 6 Vict. c. 55., 7 & 8 Vict. c. 85., and 9 & 10 Vict. cc. 57. 105.

XXIII. That nothing herein contained shall be deemed or construed to exempt the Railways by the said recited Acts authorized to be made, or the said 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.

Railways not exempt from Provisions of any future General Acts.

XXIV. That

Expenses of Act.

XXIV. That all the Costs, Charges, and Expenses of and attending the passing of this Act, or incidental thereto, shall be paid by the *York, Newcastle, and Berwick* Railway Company.

Short Title.

XXV. That in citing this Act in other Acts of Parliament, and in legal Instruments and other Proceedings, it shall be sufficient to refer to and describe it as "The *York, Newcastle, and Berwick* (*West Durham*) Railway Act, 1851."

LONDON:
Printed by GEORGE EDWARD EYRE and WILLIAM SPOTTISWOODE,
Printers to the Queen's most Excellent Majesty. 1851.