



ANNO DECIMO & UNDECIMO

VICTORIÆ REGINÆ.

Cap. clxiii.

An Act to enable the *Manchester and Leeds* Railway Company to make certain Branches, Extensions, and other Works, and to alter the Name of the Company. [9th July 1847.]

WHEREAS by the *Manchester and Leeds* Railway Act, 1836, the *Manchester and Leeds* Railway Company were incorporated, with Power to make a Railway from *Manchester* to *Leeds*: And whereas by "The *Manchester and Leeds* Railway Act, 1837," "The *Manchester and Leeds* Railway Act, 1839," "The *Manchester and Leeds* Railway Act, 1844," "The *Manchester and Leeds* Railway Act (No. 2.), 1845," and "The *Manchester and Leeds* Railway Act, 1846," the said Company are empowered to alter and extend the said Railway, as in the said Railway Acts respectively mentioned: And whereas by the said Acts, and by "The *Manchester and Leeds* Railway Act, 1841," and "The *Manchester and Leeds* Railway Act (No. 1.), 1845," the Powers of the said Company were in other respects amended and enlarged: And whereas by "The *Ashton, Stalybridge, and Liverpool Junction* Railway Act, 1844," the *Ashton, Stalybridge, and Liverpool Junction* Railway Company were incorporated, with Power to make a Railway from *Manchester* to *Ashton* and *Stalybridge*, and under the Powers

[Local.] 24 F of

6 & 7 W. 4.
c. 111.

9 & 10 Vict.
c. 378.

9 & 10 Vict.
c. 282.

9 & 10 Vict.
c. 277.

of the same Act the *Manchester and Leeds Railway Company* purchased the said Railway, whereupon the *Ashton, Stalybridge, and Liverpool Junction Railway Company* were dissolved, and their Undertaking, Powers, and Authorities became vested in the *Manchester and Leeds Railway Company*; and by "The *Ashton, Stalybridge, and Liverpool Junction Railway Act, 1845*," the *Manchester and Leeds Railway Company* were empowered to make certain Extensions of the last-mentioned Railway: And whereas by "The *Manchester, Bolton, and Bury Canal and Railway Act, 1831*," the Company of Proprietors of the *Manchester, Bolton, and Bury Canal Navigation and Railway* were incorporated, with Powers to make a Railway from *Manchester* to *Bolton* and *Bury*; and by "The *Manchester, Bolton, and Bury Canal and Railway Act, 1832*," "The *Manchester, Bolton, and Bury Canal and Railway Act, 1835*," "The *Manchester, Bolton, and Bury Canal and Railway Act, 1838*," and "The *Manchester, Bolton, and Bury Canal and Railway Act (No. 2.), 1846*," the said Company of Proprietors were empowered to alter and extend their Railway, and their Powers were altered, amended, and enlarged: And whereas by an Act passed in the last Session of Parliament, intituled *An Act to incorporate the Company of Proprietors of the Manchester, Bolton, and Bury Canal Navigation and Railway with the Manchester and Leeds Railway Company*, the said Company of Proprietors were amalgamated with, and their Undertakings, Powers, and Authorities have become vested in, the *Manchester and Leeds Railway Company*: And whereas by "The *Liverpool and Bury Railway Act, 1845*," the *Liverpool and Bury Railway Company* were incorporated, with Power to make a Railway from *Liverpool* to *Bury*; and by "The *Liverpool and Bury Railway Act, 1846*," the same Company were empowered to make certain Extensions of their said Railway: And whereas by an Act passed in the last Session of Parliament, intituled *An Act to incorporate the Liverpool and Bury Railway Company with the Manchester and Leeds Railway Company*, the *Liverpool and Bury Railway Company* were amalgamated with, and their Undertaking, Powers, and Authorities have become vested in, the *Manchester and Leeds Railway Company*: And whereas by "The *Huddersfield and Sheffield Junction Railway Act, 1845*," the *Huddersfield and Sheffield Junction Railway Company* were incorporated, with Powers to make a Railway from *Huddersfield* to *Penistone*: And whereas by an Act passed in the last Session of Parliament, intituled *An Act to incorporate the Huddersfield and Sheffield Junction Railway Company with the Manchester and Leeds Railway Company*, the *Huddersfield and Sheffield Junction Railway Company* were incorporated with, and their Undertaking, Powers, and Authorities have become vested in, the *Manchester and Leeds Railway Company*: And whereas by "The *West Riding Union Railways Act, 1846*," the *West Riding Union Railways Company* were incorporated, with Powers to make a Series of Railways in the West Riding of the County of *York*, and under the Provisions of the same Act the last-mentioned Company have become amalgamated with, and their Undertakings and Powers vested in, the *Manchester and Leeds Railway Company*: And whereas by "The *Wakefield, Pontefract, and Goole Railway Act, 1845*," the *Wakefield, Pontefract, and Goole Railway*

Railway Company were incorporated, with Powers to make a Railway from *Wakefield* to *Goole*; and by "The *Wakefield, Pontefract, and Goole* Railway Branches Act, 1846," and "The *Wakefield, Pontefract, and Goole* Railway and Port of *Goole* Act, 1846," the same Company were empowered to make certain Extensions of their said Railway, and under the Powers of the said Acts the *Manchester and Leeds* Railway Company have purchased the said Railway and its Extensions, and upon the Completion of such Purchase the *Wakefield, Pontefract, and Goole* Railway Company became amalgamated with, and their Undertakings, Powers, and Authorities vested in, the *Manchester and Leeds* Railway Company: And whereas it is expedient that the *Manchester and Leeds* Railway Company should be empowered to make the Alterations herein-after mentioned in the Line and Levels of Portions of the authorized Lines of the *Liverpool and Bury* Railway and the Extension of the *Heywood* Branch of the *Manchester and Leeds* Railway, and to abandon the Construction of the Portions of such Line and Levels herein-after defined, and to make and maintain the several Branch and Extension Lines of Railway herein-after mentioned, and to extend and enlarge the Stations and Works of the Company as now authorized in the Townships of *Liverpool* and *Bury*: And whereas the *Manchester and Leeds* Railway Company are willing, at their own Expence, to undertake such Works respectively: And whereas it is expedient that the *Manchester and Leeds* Railway Company should be empowered to contribute towards the Construction of the Branch herein-after referred to of the *Liverpool, Ormskirk, and Preston* Railway, and to make such Arrangements with respect to the same Branch Railway as are herein-after contained, and that some of the Powers and Provisions contained in the said recited Acts should be altered, amended, and enlarged, and that the Name and Style of the Company should be changed; but the several Objects 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, That from and after the last Day of the present Session of Parliament the Company by the said first-recited Act incorporated shall no longer be called by the Name of the *Manchester and Leeds* Railway Company, but the said Company shall be called and known and continue to be incorporated and have Continuance by the Name of the *Lancashire and Yorkshire* Railway Company, and by that Name shall and may keep and have perpetual Succession and a Common Seal, and sue and be sued, and have, hold, retain, use, and exercise all such and the same Lands, Tenements, Hereditaments, Tolls, Sums of Money, Credits, Debts, Duties, Penalties, Contracts, Goods and Chattels, Powers, Authorities, Rights, Privileges, Liberties, Profits and Advantages, which at the Period aforesaid, or at any Time thereafter, are or have or shall be, or by any Act passed in the present Session of Parliament may be, purchased by or contracted with or granted to or be vested in or did or may belong or be due to the said *Manchester and Leeds* Railway Company, or which they the said *Manchester and Leeds* Railway Company did or may possess or become

Name of
Company
changed.

become entitled to ; and the *Manchester and Leeds* Railway, together with the following Railways belonging to the Company, *viz.*, the *Ashton, Stalybridge, and Liverpool Junction* Railway, the *Manchester, Bolton, and Bury* Railway otherwise called the *Manchester and Bolton* Railway, the *Liverpool and Bury* Railway, the *Huddersfield and Sheffield Junction* Railway, the *Wakefield, Pontefract, and Goole* Railway, and the *West Riding Union* Railways, and the several Railways and Undertakings which under the Provisions of any Act of the present or any former Session of Parliament are or shall be vested in or become the Property of the *Manchester and Leeds* Railway Company, shall from thenceforth be called the *Lancashire and Yorkshire* Railway.

Evidence of
the Name of
Company.

II. Provided always, and be it enacted, That no Action, Suit, Bill, Process, Writ, Indictment, Information, or any other Proceeding, whether civil or criminal, which before the coming into operation of this Act shall have been commenced and be then pending, whether at the Suit or Instance of the *Manchester and Leeds* Railway Company against any other Corporation or against any Person, or at the Suit or Instance of any other Corporation, or of any Person, against the *Manchester and Leeds* Railway Company, shall abate, determine, or be otherwise impeached or affected for or by reason of the aforesaid Change of the Name of the *Manchester and Leeds* Railway Company, nor shall any Notice, Tender, Requisition, Warrant, Summons, Pleading, civil or criminal, Writ or other Process, Record, Deed, Contract, Agreement, Writing, Instrument, Document, or Matter that shall have been or shall be made, issued, written, or commenced, be deemed to be vacated, discharged, invalidated, prejudiced, or affected by reason of the Company being therein called by the Name of "The *Manchester and Leeds* Railway Company," or by reason of such several Railways and Undertakings of the Company being therein respectively called by the respective Names of the *Manchester and Leeds* Railway, the *Ashton, Stalybridge, and Liverpool Junction* Railway, the *Manchester, Bolton, and Bury* Railway or the *Manchester and Bolton* Railway, the *Liverpool and Bury* Railway, the *Huddersfield and Sheffield Junction* Railway, the *Wakefield, Pontefract, and Goole* Railway, and the *West Riding Union* Railways, or by any other Name by which any such several Railways or Undertakings of the Company, or any of them, may be called, in any Act of the present or any former Session, and it shall not be necessary in any Bill, Suit, Indictment, Information, Notice, Tender, Requisition, Warrant, Summons, Pleading, civil or criminal, Writ or other Process, or in any Record, Deed, Contract, Agreement, Writing, or other Instrument, Document, or Matter, to aver that the Company had been called or known, from the Time of the passing of the said first-recited Act until the Time of the coming into operation of this Act, by the Name of the *Manchester and Leeds* Railway Company, or that such several Railways and Undertakings of the Company had been called or known within that Period by the respective Names of the *Manchester and Leeds* Railway, the *Ashton, Stalybridge, and Liverpool Junction* Railway, the *Manchester, Bolton, and Bury* Railway or the *Manchester and Bolton* Railway, the *Liverpool and Bury* Railway,

Railway, the *Huddersfield and Sheffield Junction* Railway, the *Wakefield, Pontefract, and Goole* Railway, and the *West Riding Union* Railways, or by any such other Name as aforesaid, and that by this Act the Names of the said Company and such respective Railways and Undertakings were changed as aforesaid, and that after the coming into operation of this Act the Company hath been called and known by the Name of the *Lancashire and Yorkshire* Railway Company, and such several Railways and Undertakings by the Name of the *Lancashire and Yorkshire* Railway, but it shall be deemed true, lawful, and sufficient therein to aver the Style and describe the Company by the Name of the *Lancashire and Yorkshire* Railway Company, and such several Railways and Undertakings by the Name of the *Lancashire and Yorkshire* Railway, in the same Manner as if the said Company in and by the said first-recited Act had been originally incorporated, called, or known by the Name of the *Lancashire and Yorkshire* Railway Company, and as if such several Railways and Undertakings had been originally called or known by the Name of the *Lancashire and Yorkshire* Railway.

III. And be it enacted, That all the Powers, Provisions, Matters, and Things contained in the said recited Acts or any of them, with regard to the Use of the Railways by the said Acts authorized to be made, and the raising of Money by Shares, Mortgage, or otherwise, and with regard to Shareholders and Mortgagees, and all other the Powers, Provisions, Matters, and Things contained in the said recited Acts or any of them, (except such of them as by "The Lands Clauses Consolidation Act, 1845," or "The Railways Clauses Consolidation Act, 1845," or by this Act or any other Act, are repealed, altered, or otherwise provided for, or have expired by Effluxion of Time,) shall, so far as the same are applicable, extend to this Act and to the Company, and to the Use and Protection of their Railways and Works, including the Railways and Works hereby authorized to be made, and to the Money to be raised by Shares and Mortgage or otherwise for the same, and to Shareholders and Mortgagees, and generally shall operate and be in force in reference thereto, and in reference to the Company, as fully and effectually as if the same Provisions, Matters, and Things were repeated and re-enacted in this Act, and had specific Reference thereto and to the Company.

Extending Provisions of former Acts to this Act.

IV. And be it enacted, That "The Lands Clauses Consolidation Act, 1845," and "The Railways Clauses Consolidation Act, 1845," shall be incorporated with this Act, save as to such Parts thereof as may be modified by or are inconsistent with the Provisions of this Act.

8 & 9 Vict. cc. 18. & 20. extended to this Act.

V. And be it enacted, That it shall be lawful for the Perpetual Curate or Incumbent for the Time being of the Curacy of the Parochial Chapel of the Chapelry of *Burnley* in the Parish of *Whalley*, with the Consent of the Patron of the said Curacy and of the Lord Bishop of *Chester* or other the Ordinary for the Time being (to be testified in Writing under their respective Hands), to sell and convey any Lands,

With respect to the Purchase of the Glebe Lands of Burnley.

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being Part of the Glebe of such Curacy, which the Company are empowered to take for the Purposes of the *Burnley Branch Railway* authorized to be made by the said *Manchester and Leeds Railway Act, 1845*, unto the Company, in consideration of an annual Rent-charge payable by the Company to such Curate or Incumbent for the Time being, and charged upon the Undertaking of the said Company, and recoverable in such Manner as is by the said *Lands Clauses Consolidation Act, 1845*, provided and declared with respect to Chief Rents payable to Vendors absolutely entitled to the Lands sold.

Short Title of Amalgamation Acts and of this Act.

VI. And be it enacted, That in citing or referring to the following Acts and this Act respectively in other Acts of Parliament, and in legal Instruments, Notices, or other Documents, it shall be sufficient to use the several Expressions herein-after mentioned ; that is to say, in citing the said Act to incorporate the Company of Proprietors of the *Manchester, Bolton, and Bury Canal Navigation and Railway* with the *Manchester and Leeds Railway Company* it shall be sufficient to use the Expression “*The Manchester, Bolton, and Bury and Manchester and Leeds Canal and Railways Act, 1846,*” and in citing the said Act incorporating the *Liverpool and Bury Railway Company* with the *Manchester and Leeds Railway Company* it shall be sufficient to use the Expression “*The Liverpool and Bury and Manchester and Leeds Railways Act, 1846,*” and in citing the said Act incorporating the *Huddersfield and Sheffield Junction Railway Company* with the *Manchester and Leeds Railway Company* it shall be sufficient to use the Expression “*The Huddersfield and Sheffield Junction and Manchester and Leeds Railways Act, 1846,*” and in citing this Act it shall be sufficient to use the Expression “*The Manchester and Leeds Railway Act, No. 3., 1847.*”

Power to raise 140,000*l.* in Shares.

VII. And be it enacted, That it shall be lawful for the Company to raise by the Creation of Shares an additional Capital Sum of One hundred and forty thousand Pounds, over and above the Monies which they are authorized to raise by virtue of the said recited Acts or any of them, or any other Act or Acts of Parliament, or which they may be authorized to raise by any Acts of the present Session of Parliament.

Company to issue Shares.

VIII. And be it enacted, That for the Purpose of raising the said additional Capital of One hundred and forty thousand Pounds it shall be lawful for the Company to issue such and so many distinct Shares, of such Amount, and subject to the Provisions of this and the said recited Acts, and of any Act of the present Session, to be appropriated and disposed of in such Manner, to such Person or Persons, and for such Prices and on such Terms, and by such Ways and Means, as by the Order of any General or Special General Meeting of the Company shall be determined.

Powers of recited Act as to Shares to be especially applicable to this Act.

IX. And be it enacted, That the said additional Capital of One hundred and forty thousand Pounds shall be considered as forming Part of the general and original Capital authorized to be raised by the Company under the said recited Acts ; and that all the Provisions contained

contained in or referred to by the "*Manchester and Leeds Railway Act, 1841*," with regard to the Capital and Monies thereby authorized to be raised by Shares or Mortgage, and to the Proprietors thereof, shall in all respects (except as herein otherwise provided, and subject to the Order of any such General or Special General Meeting,) be especially applicable to the Capital and Monies hereby authorized to be raised by Shares or Mortgage, and to the Proprietors thereof; and all the Provisions contained in the *Manchester and Leeds Railway Act, 1844*, authorizing the same Company to consolidate their existing Shares into a general Capital Stock, shall in like Manner be applicable to the Shares to be created under the Authority of this Act.

X. And be it enacted, That it shall not be lawful for the said Company, out of any Money by this Act or any other Act relating to the said Railway Company authorized to be raised by Calls in respect of Shares, or by the Exercise of any Power of borrowing, to pay Interest to any Shareholder on the Amount of 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 said 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.

Interest not to be paid on Calls paid up.

XI. And be it enacted, That it shall not be lawful for the said Company, out of any Money by this Act or any other Act relating to the said Railway Company 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 Company to construct any other Railway or execute any other Work or Undertaking.

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

XII. And be it enacted, That if the Company shall exercise any of the Powers now vested in them to pay Interest upon any Part of the Principal Monies from Time to Time called and paid up under the Provisions of any of the recited Acts, or of any Act referred to therein, then it shall be lawful for the Company from Time to Time to make and give effect to such Alterations in and Regulations and Arrangements with respect to the Dividends payable on Shares the Proprietors of which shall become entitled to Interest as aforesaid, whether as to the Amount or Time of Commencement of such Dividends, or otherwise, as they shall deem expedient and just: Provided always, that inasmuch as particular Classes of Shareholders may be affected by Alterations, Regulations, and Arrangements to be made as aforesaid, no Class of Shareholders shall be affected thereby unless and until a Majority of Three Fifths of the Shareholders present, either in Person or by Proxy, at a Meeting of the Class of Shareholders liable to be affected, shall have consented to and approved of the Alterations, Regulations, and Arrangements relating to such Class of Shareholders which shall be proposed by the Company; and the Company shall

Company to make Regulations as to Dividends when Interest payable.

Meetings of particular Classes of Shareholders affected by such Regulations.

cause

cause Meetings of the respective Classes of Shareholders proposed to be affected by any such Alterations, Regulations, and Arrangements to be summoned accordingly, and the Provisions for calling and regulating Special General Meetings of the Company shall, so far as applicable, be deemed to apply to such Meetings as aforesaid of particular Classes of Shareholders.

Power to consolidate Shares into Stock.

XIII. And be it enacted, That all the Provisions and Regulations contained in "The *Manchester and Leeds Railway Act, 1844*," giving Power to the said Company to consolidate into a general Capital Stock the Shares then existing in the Capital of the Company, or in anywise relating thereto, shall be applicable and extend in all respects to the Shares to be created under the Authority of this Act.

Power to raise Money on Mortgage.

XIV. And be it enacted, That after the whole of the Capital of the Company by the said recited Acts and by this Act authorized to be raised by Shares shall have been subscribed, and One Half thereof actually paid up, it shall be lawful for the Company from Time to Time, by an Order of any General or Special General Meeting of the Company, in addition to the Money by the said recited Acts or any of them, or any other Act or Acts of Parliament, authorized to be borrowed, or which the said Company may be authorized to borrow by any Acts of the present Session of Parliament, to borrow on Mortgage any further Sum of Money not exceeding in Amount the Sum of Forty-six thousand Pounds, and to secure the Repayment thereof, with Interest, in like Manner as the Monies authorized to be raised by Mortgage by the said recited Acts or any of them.

Evidence of Authority for borrowing.

XV. And be it enacted, That a Certificate of a Justice that the whole of the Capital by this Act and the said recited Acts authorized to be raised has been subscribed, and One Half thereof paid up (which Certificate such Justice is hereby authorized and required to grant, on Application made to him by the said Company, and on such Proof of the Facts as he may require), and a Copy of the Order of any General or Special General Meeting of the Company authorizing the borrowing of any Money, certified by One of the Directors or by the Secretary of the said Company, shall respectively and for all Purposes whatsoever be conclusive Evidence of the Fact of the Capital required to be subscribed and paid up as aforesaid having been so subscribed and paid up, and of the Fact of the Order for borrowing Money having been made.

Existing Mortgages to have Priority.

XVI. Provided always, and be it enacted, That all Mortgages granted under the Powers of the said recited Acts or any of them shall during the Continuance thereof have Priority over the Mortgages granted under this Act.

Power to close Transfer Books at certain Periods.

XVII. And be it enacted, That it shall be lawful for the Company and they are hereby authorized to close the Books kept for entering Memorials of Transfers of Shares for a Period not exceeding Twenty-one Days before each of the half-yearly General Meetings of the Company, and to fix a Day for that Purpose during which Time the Company

Company shall not be bound to take notice of any Transfer which shall not have been registered previously to the Day fixed for closing the Books ; but all such Transfers shall, as between the Party claiming under the same and the Company, but not otherwise, be considered as made subsequently to such half-yearly General Meeting : Provided always, that Seven Days Notice at least of the Day on which the Transfer Books shall be closed shall be given in One or more public Newspapers published in *Manchester* and *Leeds*.

XVIII. And whereas Plans and Sections showing the proposed Alterations in the Line and Levels of the *Liverpool and Bury* Railway and the *Heywood Branch Extension* Railway, and also showing the Line and Levels of the proposed new Railways by this Act authorized to be made, and also Plans of the Lands and Grounds necessary for the Extension and Enlargement of the said Stations and Works at *Liverpool* and *Bury* aforesaid, together with Books of Reference to the said Plans respectively, containing the Names of the Owners or reputed Owners, Lessees or reputed Lessees, and Occupiers of the Lands which may be required to be taken for the Purposes of the same Works respectively, have been deposited with the Clerk of the Peace for the County Palatine of *Lancaster* ; be it enacted, That, subject to the Provisions in this Act and the said Lands and Railways Clauses Consolidation Acts contained, it shall be lawful for the Company to make and maintain the Alterations in the Line and Levels of the authorized Line of the said *Liverpool and Bury* Railway, and of the authorized Line of the said Extension of the *Heywood* Branch of the *Manchester and Leeds* Railway respectively, herein-after mentioned, and also the new Railways and Works herein-after mentioned, in the Lines and upon the Lands delineated on the said Plans and described in the said Books of Reference, and also to alter, extend, and enlarge the said Stations at *Liverpool* and *Bury* aforesaid, and for the several Purposes aforesaid to enter upon, take, and use such of the said Lands as shall be necessary for such Purposes respectively.

Power to make Branch Railways, Stations, and Works according to deposited Plans.

XIX. And be it enacted, That it shall be lawful for the Company to alter the Level of the Portion of the authorized Line of the *Liverpool and Bury* Railway between the Easterly Side or Bank of the River *Irwell* numbered 1 in the Township of *Bury* on the original Plan of the said last-mentioned Railway deposited in the Office of the Clerk of the Peace for the County of *Lancaster*, and the Point where the said last-mentioned Railway is intended to form a Junction with the *East Lancashire* Railway in a Field which in the original Plan of the said *Liverpool and Bury* Railway is numbered 31 in the said Township of *Bury*, and also to alter the Level of the Portion of the authorized Line of the Extension of the *Heywood* Branch of the *Manchester and Leeds* Railway between a Garden which on the original Plan of the said *Heywood* Branch Extension Railway deposited at the Office of the said Clerk of the Peace for the County of *Lancaster* is numbered 53 in the said Township of *Bury*, and a Field which in the same Plan is numbered 33 in the same Township, and also to relinquish and abandon the Levels of the said Railways respectively between the Points aforesaid, as authorized to be made by the Acts relating thereto respectively.

Power to alter Levels of the *Liverpool and Bury* Railway and of the *Heywood* Branch Extension Railway, and to abandon Part of authorized Line.

[*Local.*]

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XX. And

Branch from
Liverpool
and Bury
Railway to
join Hey-
wood Branch
Extension.

XX. And be it enacted, That the First of such new Railways shall commence by a Junction with the *Liverpool and Bury* Railway, now in course of Construction, in a Field in the Township and Parish of *Bury* in the said Plan of the *Liverpool and Bury* Railway deposited with the Clerk of the Peace for the County of *Lancaster* numbered 18 in the said Township of *Bury*, and shall terminate by a Junction with the said Extension of the *Heywood* Branch of the *Manchester and Leeds* Railway in the said Garden numbered 53 in the Township of *Bury* in the original Plan of the said *Heywood* Branch Extension deposited with the Clerk of the Peace for the County of *Lancaster* as aforesaid on the Easterly Side of the Turnpike Road leading from *Prestwich* to *Bury*.

Branch from
Manchester
and Leeds
Railway to
Heywood
Branch.

XXI. And be it enacted, That the Second of such new Railways shall commence by a Junction with the Main Line of the said *Manchester and Leeds* Railway near and on the Northerly Side of the Bridge carrying the said last-mentioned Railway across the *Heywood* Branch of the *Rochdale* Canal in the Township of *Hopwood* in the Parish of *Middleton* in the said County of *Lancaster*, and shall terminate by a Junction with the *Heywood* Branch of the said *Manchester and Leeds* Railway in the said Township of *Hopwood* and Parish of *Middleton* at a Point about Thirty-eight Chains South-west of the *Blue Pits* Station of the said *Manchester and Leeds* Railway.

Extension of
Clifton
Branch of
Manchester
and Bolton
Railway.

XXII. And be it enacted, That the Third of such new Railways shall commence by a Junction with the *Clifton* Branch of the *Manchester and Bolton* Railway in the Township of *Clifton* in the Parish of *Eccles* in the said County of *Lancaster* at the Distance of Fifteen Chains or thereabouts from and on the Westerly Side of the Point where that Branch Railway crosses the Turnpike Road leading from *Manchester* to *Bolton*, and shall terminate in a Field in the Township of *Little Hulton* in the Parish of *Dean* in the said County of *Lancaster* at the Distance of about Nineteen Chains North-west of certain Vitriol Works now in the Occupation of *Harrison Blair*.

Regulating
the crossing
of the East
Lancashire
Railway.

XXIII. And be it enacted, That the Railway and Works hereby authorized to be constructed under the *East Lancashire* Railway in the Township and Parish of *Bury* shall be so made as that the present Line, Width, and Level of the *East Lancashire* Railway shall be maintained, and all Tunnels, Arches, and Works requisite for carrying the said Railway under the *East Lancashire* Railway shall be constructed under the Superintendence and to the Satisfaction in all things of the Engineer for the Time being of the *East Lancashire* Railway Company, and the same shall for ever afterwards be maintained and kept in perfect Order and Repair to the like Satisfaction, by and at the Expence of the *Manchester and Leeds* Railway Company; and that the said Railway, and the Arches and Works connected therewith, shall be so constructed, maintained, and repaired as that the Rails of the *East Lancashire* Railway shall not be interfered with, nor any of the Culverts, Drains, or Sewers belonging thereto obstructed; and if the *Manchester and Leeds* Railway Company shall, in the Execution of the Works authorized by this Act, injure or obstruct the *East Lancashire* Railway, or the Banks or Sides thereof, or any

of the Works belonging thereto, they shall with all due Despatch, at their own Expence, repair and make good such Injury and remove such Obstruction, and also pay to the *East Lancashire* Railway Company, and to the Persons using their Railway, full Compensation for the Damage which may have been sustained in consequence thereof; and in case the *Manchester and Leeds* Railway Company shall not forthwith repair such Injury, and remove such Obstruction as aforesaid, it shall be lawful for the *East Lancashire* Railway Company to repair and remove the same, and to recover the Expences connected therewith, and all Loss occasioned thereby, from the *Manchester and Leeds* Railway Company, by Action or Suit in any Court of Law or Equity having competent Jurisdiction.

XXIV. And whereas it is intended that the Extension of the *Heywood* Branch of the *Manchester and Leeds* Railway shall form a Junction with the *East Lancashire* Railway on the East Side thereof in the Township of *Bury*; be it therefore enacted, That the Company shall and they are hereby required to construct a Junction of the said Extension of the *Heywood* Branch of the *Manchester and Leeds* Railway with the *East Lancashire* Railway on the East Side of the said last-mentioned Railway, which said Junction shall be opened within Twelve Months from the passing of this Act, or in case it shall become necessary to apply to Parliament for Powers to construct the said Junction, then within Twelve Months after such Powers shall have been obtained; and if such Application be necessary, the said *Manchester and Leeds* Railway Company shall make the same within the earliest Period that the Forms of Parliament will allow.

Junction with the East Lancashire Railway to be made.

XXV. And be it enacted, That, notwithstanding any thing in this Act contained to the contrary, it shall not be lawful for the *Manchester and Leeds* Railway Company, or for any other Person or Persons, in execution of the Powers of this Act or of any other Act relating to the Undertaking hereby authorized, either permanently or temporarily, to enter upon, purchase, take, or use any of the Lands, Slopes, Banks, or other Property of the *East Lancashire* Railway Company, or which they may have the Right to purchase under any Act of Parliament relating to the *East Lancashire* Railway, or in any Manner to alter, vary, or interfere with the said *East Lancashire* Railway, or any of the Works appertaining thereto, save only so far as may be necessary (subject to the Restrictions aforesaid) for the Purpose of constructing the First of the new Railways hereby authorized, and of effecting the Junctions herein-before required to be made in manner aforesaid, and not otherwise.

Preserving Lands and Property of the East Lancashire Railway Company.

XXVI. And be it enacted, That nothing in this Act contained shall prejudice, diminish, alter, or take away any of the Rights, Powers, Privileges, Franchises, or Authorities of or vested in or belonging to the *East Lancashire* Railway Company under any Act or Acts of Parliament relating to the *East Lancashire* Railway, or any Railway united or amalgamated therewith, or otherwise howsoever, but all their Rights, Privileges, Powers, Franchises, and Authorities, under their several Acts of Parliament or otherwise, are hereby

Reserving the Rights of the East Lancashire Railway Company.

hereby saved and reserved, except so far as the same are hereby expressly altered or varied.

Period for
Completion
of Works.

XXVII. And be it enacted, That after the Expiration of Five Years from the passing of this Act all the Powers hereby granted to the Company for making and executing the said Alterations, Railways, and Works shall cease to be exercised, except as to so much of the same as shall then be completed.

Lands for ex-
traordinary
Purposes.

XXVIII. And be it enacted, That the Quantity of Land to be taken by the Company for extraordinary Purposes shall not exceed in the whole Twenty Acres, in addition to the Lands which the Company are authorized by any other Acts to take for such Purposes.

Bridges over
private Roads
may be made
otherwise
than as di-
rected, with
Consent.

XXIX. Provided also, and be it enacted, That Bridges over or under any private Carriageway or private Road may be built, and the Approaches to any such Bridge may be made, in any other Manner than is herein or in the said "Railways Clauses Consolidation Act, 1845," directed, with the Consent of the Owners of such Way or Road.

Provisions of
recited Acts
as to Ton-
nage, Tolls,
&c. to apply
to the Pur-
poses of this
Act.

XXX. And be it enacted, That the Company may, subject to the Provisions in the said recited Acts and this Act contained, lawfully demand and receive, in respect of each of the new Railways hereby authorized, for the Tonnage of all Articles, Matters, and Things conveyed upon such Railway, and for and in respect of Passengers, Beasts, Cattle, and Animals conveyed in Carriages, and for Carriages conveyed on such Railway, and for and in respect of Locomotive or Stationary Engines or other Power supplied by the Company, and for the Conveyance upon such Railway, in Waggons or Carriages belonging to the Company, of any Passengers, Cattle or other Animals, Goods, Wares, Merchandize, Articles, Matters, and Things, such Rates, Tolls, or other Charges as the Company are now authorized to demand and receive in respect of the Main Line of Railway of or from which such new Railway is a Deviation, Branch, or Extension, and all the Powers and Provisions in the said recited Acts contained and now in force relative to the Collection and Recovery of Tolls or otherwise in relation thereto in respect of such Main Line shall extend and be applicable to the Tolls to be levied by virtue of this Act in respect of such new Railway.

As to Lock-
age Tolls on
the Man-
chester,
Bolton, and
Bury Canal.

XXXI. And whereas in the recited Act to incorporate the Company of Proprietors of the *Manchester, Bolton, and Bury* Canal Navigation and Railway with the *Manchester and Leeds* Railway Company it is enacted, that the maximum Tolls to be charged by the *Manchester and Leeds* Railway Company, for and in respect of any Boats, Barges, and other Vessels navigating the said Canal, should not exceed the following Sums; that is to say, for Coals, Cannel, Culm, and Cinders, the Sum of Three Farthings *per Ton per Mile*; for Slack, Five Eighths of a Penny *per Ton per Mile*; subject to a Provision that with respect to Coals, Cannel, Coke, Culm, Cinders, and Slack conveyed upon the said Canal for any Distance less than Two
Miles

Miles the said Company may demand as for Tolls Three Halfpence *per* Ton at the least, and an additional Sum of Two-pence Halfpenny *per* Ton in case the same shall pass through a Lock; for Lime or Limestone, Clay, Bricks, Stones, or other Minerals, the Sum of One Penny *per* Ton *per* Mile; for Timber, Goods, Wares, Merchandize, or other Commodities, the Sum of Two-pence *per* Ton *per* Mile; subject to a Proviso that with respect to Lime, Limestone, Clay, Bricks, Stones, or other Minerals, Timber, Goods, Wares, Merchandize, or other Commodities, conveyed upon the said Canal any Distance less than Two Miles, the said Company may demand for Tolls as for Two Miles, with an additional Sum of Two-pence Halfpenny *per* Ton in case the same shall pass through a Lock; be it enacted, That so much of the said Act as is lastly herein-before set forth shall be and is hereby repealed.

XXXII. And be it enacted, That the maximum Tolls to be charged by the Company for or in respect of any Boats, Barges, and other Vessels navigating the said *Manchester, Bolton, and Bury* Canal shall not exceed the following Sums; that is to say, Maximum Tolls on Manchester, Bolton, and Bury Canal.

For Coal, Cannel, Coke, Culm, and Cinders, the Sum of Three Farthings *per* Ton *per* Mile:

For Slack Five Eighths of a Penny *per* Ton *per* Mile:

For Lime or Limestone, Clay, Bricks, Stones, or other Minerals, the Sum of One Penny *per* Ton *per* Mile:

For Timber, Goods, Wares, Merchandize, or other Commodities, the Sum of Two-pence *per* Ton *per* Mile:

Provided always, that with respect to any of the before-mentioned Articles, Matters, and Things which shall be conveyed upon the said Canal any Distance less than Two Miles the Company may demand Tolls as for Two Miles; and with respect to any of the before-mentioned Articles, Matters, and Things which shall be conveyed upon the said Canal any Distance, and shall pass through a Lock upon the said Canal, the Company may demand Tolls and Charges equal in amount at the least to the Sum of Two-pence Halfpenny *per* Ton, added to the Amount of Tolls for Two Miles.

XXXIII. And whereas under the Provisions of the said recited Acts of the last Session of Parliament, or some of them, the maximum Rates of Charges to be made by the *Manchester and Leeds* Railway Company for the Conveyance along the Railway of Dung, Compost, and all Sorts of Manure, Lime, Limestone, and all undressed Materials for the Repair of public Roads, Charcoal, Stone for building, pitching, and paving, all Bricks, Tiles, Slates, Clay, Sand, Ironstone and Iron Ore, are fixed at the Sum of One Penny Halfpenny *per* Ton *per* Mile, if conveyed for a Distance not exceeding Fifteen Miles, and at the Sum of One Penny and an Eighth *per* Ton *per* Mile if conveyed a Distance exceeding Fifteen Miles; be it enacted, That where any such Articles, Matters, or Things shall be conveyed on the Railways of the Company or any of them for a Distance exceeding Fifteen Miles the Company are hereby empowered to demand and receive Rates, Tolls, or Charges as for Fifteen Miles after the Rates in such Acts prescribed and herein-before mentioned for Distances not exceeding Fifteen Miles. Regulations as to Tolls on certain Articles carried more than Fifteen Miles.

[Local.]

24 I

XXXIV. And

Repealing certain Provision as to Tolls in Liverpool and Bury and Manchester and Leeds Railway Amalgamation Act.

XXXIV. And whereas by the said Act to incorporate the *Liverpool and Bury* Railway Company with the *Manchester and Leeds* Railway Company it was among other things enacted, that the Tolls, Rates, and Charges *per* Mile to be levied or taken by the *Manchester and Leeds* Railway Company, for or in respect of Goods, Wares, Merchandize, or Things carried or conveyed from or to *Liverpool* through *Manchester*, or to or from any Point or Place on the *Manchester and Leeds* Railway, should not in any Case exceed the Rates, Tolls, and Charges *per* Mile to be levied or taken by the Company for or in respect of the same Description of Goods, Wares, Merchandize, or Things carried or conveyed from or to *Liverpool* to or from the same Point or Place, but not passing through *Manchester*, and passing along or upon the *Liverpool and Bury* Railway alone, or along or upon both that Railway and the *Manchester and Leeds* Railway or any Part thereof, nor should the said Traffic passing through *Manchester* as aforesaid be in any Case subject to or prejudiced by any Disadvantage or Inconvenience, either in respect of the Use of the Railway, or of the respective Stations, Warehouses, Wharfs, or other Works thereon, or by any relatively unequal Rate of Charges in respect of the Reception or Transmission thereof: And whereas it is expedient to repeal so much of the said last-mentioned Act as is herein-before recited, and to substitute for such Enactments the extended and altered Provisions herein-after enacted; be it therefore enacted, That so much of the said Act last herein-before mentioned as is lastly herein-before recited shall be and is hereby repealed.

Tolls to be charged equally.

XXXV. And be it enacted, That the Tolls, Rates, and Charges *per* Mile to be levied or taken by the Company for or in respect of Goods, Wares, Merchandize, or Things of the same Description travelling from or to *Liverpool* or *Runcorn* to or from any Point or Place on any Railway or Railways, Canal or Canals, now belonging to or which by or by virtue of any Act of the present Session shall belong to the Company, and carried along or upon such Railway or Railways and Canal or Canals, or any or either of them, or any Part thereof respectively, shall be after the same Rate, by whatever Conveyance such Goods, Wares, Merchandize, or Things shall arrive at or depart from such Railway or Railways or Canal or Canals, nor shall such Traffic as aforesaid not passing wholly upon such Railway or Railways and Canal or Canals be in anywise subjected to or prejudiced by any unfair or disproportionate Disadvantage or Inconvenience, either in respect of the Use of such Railway or Railways or Canal or Canals, or the Stations, Warehouses, Wharfs, or other Works of or belonging thereto or connected therewith, or in any other Manner whatever: Provided always, that this Clause shall not take away the Right of the Company to levy or take Tolls for or in respect of Traffic carried upon or along the said Railway or Railways for a less Distance than Six Miles, or for or in respect of Boats, Barges, or Vessels navigating the said Canal or Canals for a less Distance than Two Miles, or passing through a Lock, to the Extent authorized by any Act of Parliament relating to such Railways and Canals respectively; provided also, that in case any Dispute or Difference shall arise on the Matters in this present Clause contained the same shall

be referred to the Railway Commissioners from Time to Time, to examine, by themselves or their Agents, into such Dispute or Difference, and to make such Regulations therein as they shall from Time to Time think fit; and every such Regulation shall, until revoked or altered by the said Commissioners, be as binding on the Company as if the same had been specifically enacted herein.

XXXVI. And whereas by an Act passed in the last Session of Parliament, intituled "The *Liverpool, Ormskirk, and Preston Railway Act, 1846,*" the *Liverpool, Ormskirk, and Preston Railway Company* were empowered to construct, among other Lines of Railway in the same Act particularly mentioned, a Branch Railway to commence by a Junction with the *Liverpool and Bury Railway* in the Township of *Kirkdale* in the Parish of *Walton-on-the-Hill* in the County of *Lancaster*, and to pass through the Parishes of *Kirkdale* and *Walton-on-the-Hill* and the Township and Parish of *Liverpool*, and to terminate near the Junction of *Walter Street* and *Regent Road* in the said Township and Parish of *Liverpool*, and to purchase Lands for the Purposes thereof or in connexion therewith: And whereas in pursuance of a Provision enabling them in that Behalf in the said last-mentioned Act contained the *Liverpool, Ormskirk, and Preston Railway Company* have transferred the several Undertakings by the same Act authorized to the *East Lancashire Railway Company*, and the last-mentioned Company became thereby invested with full Power and Authority to make and maintain the said last-mentioned Branch Railway, together with all necessary Buildings, Stations, Wharfs, and other Works and Conveniences connected therewith: And whereas it is expedient that the said Branch Railway and Works should be made on the joint Account of the said *East Lancashire Railway Company* and the Company, and it is expedient that Provision should be made in that Behalf in manner herein-after mentioned; be it therefore enacted, That as soon as may be after the passing of this Act the said *East Lancashire Railway Company* shall furnish to the Company an Account in Writing, certified under the Hands of Three of the Directors of the said *East Lancashire Railway Company*, of all Outlay and Expences by them up to that Time incurred and paid, or for which they are liable, in and about the making and constructing or preparing to make and construct the said Branch Railway and Works herein-before referred to, as well in respect to the Purchase of Land, Payment of Compensations, Surveys, and Engineering Charges, as otherwise; and the Company shall, within Four Calendar Months after the Delivery of such Account, pay to the said *East Lancashire Railway Company* the full and clear Half Part of the Amount of such Outlay and Expences, with Interest at the Rate of Five Pounds *per Centum per Annum* from the respective Times of Payment of such Outlay and Expences or any Part thereof; and the said *East Lancashire Railway Company* shall proceed to purchase such Lands, and to make, construct, and complete the same Branch Railway and Works, and shall from Time to Time, as well during the Progress as after the Completion of the said Works, make out and furnish to the Company Accounts of the Costs, Charges, and Expences thereof, certified as aforesaid; and One Half of all such Costs, Charges, and Expences, with Interest, as aforesaid, shall

Providing for joint Use of Branch of *Liverpool, Ormskirk, and Preston Railway* to *Walter Street*.

shall be borne and paid by the Company, at such Times and in such Manner as the said *East Lancashire* Railway Company shall appoint; and if any Dispute or Difference shall arise between the Two Companies touching the respective Accounts so from Time to Time to be delivered, or any of them, then the same shall be referred to the Arbitration and Decision of the chief Engineers of the said Two Companies respectively, or of an Umpire to be chosen by them before entering on the said Reference, to act in case of their Disagreement, and such References shall, in all respects not hereby otherwise specified, be conducted in the Manner provided by the "Railways Clauses Consolidation Act, 1845," for the Settlement of Disputes by Arbitration; and the Award and Determination of the said Engineers or Umpire, as the Case may be, shall be finally binding on both Parties.

Branch Railway to be the joint Property of the Two Companies.

XXXVII. And be it enacted, That when and so soon as the said Branch Railway and Works shall have been made and constructed, and the Monies payable by the Company to the said *East Lancashire* Railway Company in respect thereof shall have been fully paid and satisfied, then and from thenceforth the said Branch Railway, Lands, and Works shall be the joint Property of the said Two Companies, and shall be used, occupied, and enjoyed by the said Two Companies in common.

Power to enter into Agreements with respect to Branch Railway.

XXXVIII. And be it enacted, That it shall be lawful for the said respective Companies to make and enter into such Agreements and Arrangements with each other as they shall deem advisable with reference to the Construction, Maintenance, Use, Occupation, Management, and Appropriation of the said Branch Railway, Lands, and Works, and the Buildings, Staiths, Sidings, Hoists, Platforms, Works, and other Conveniences connected therewith, and to the levying and Appropriation of Tolls, Rates, and Charges upon or in respect thereof, and generally for and in respect of all such Matters and Things as may be necessary or desirable for the mutual Convenience and Advantage of the said Companies in reference thereto.

Disputes between the Two Companies how to be settled.

XXXIX. And be it enacted, That if either during the Progress of the said Works or after the Completion thereof any Difference shall arise between the said Companies, either as to the Principle or Mode of Construction or Arrangement of the said Railway, and the Lands, Buildings, Staiths, Sidings, Hoists, Platforms, Works, and other Conveniences connected therewith, or as to the Division, Apportionment, and Appropriation thereof to and between the said Two Companies respectively, or as to the Use and Enjoyment of the said Branch Railway, or of the said Lands, Buildings, and Works, and Conveniences, or as to the Management, Supervision, Maintenance, and Repairs thereof, by the said Companies, or as to the Use thereof by any other Person, Company or Companies, whose Railway shall join the said Branch Railway, or as to the Tolls to be charged and made payable for such Use, or as to any other Matter or Thing relating thereto, every such Difference or Dispute shall from Time to Time, as Occasion may require, be referred and be subject to the Award and Determination of the Commissioners of Railways, whose
Decision

Decision in 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 refuse or neglect to decide such Differences or Disputes, when and as the same shall from Time to Time arise, after a reasonable Request shall have been made to them for that Purpose, then every such Dispute with which the said Commissioners shall neglect or refuse to interfere 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.

XL. Whereas by an Act passed in the Thirty-first Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for making and maintaining a navigable Canal from Manchester to or near to Presto-le-Bridge in the Township of Little Lever, and from thence by one Branch to or near the Town of Bolton, and by another Branch to or near the Town of Bury, and to Weddell Brook in the Parish of Bury in the County Palatine of Lancaster*, divers Persons were incorporated by the Name of the Company of Proprietors of the Canal Navigation from *Manchester to Bolton and to Bury*, and the said Company were empowered to make the Canal therein mentioned, and to supply the same with Water from the Rivers, Brooks, Springs, Streams, Rivulets, and Watercourses therein mentioned ; provided always, and it was thereby enacted, that nothing in that Act contained should extend to authorize and empower the said Company of Proprietors, their Servants, Agents, or Workmen, to alter, divert, or make use of the Springs, Watercourses, or Streams of Water, or any of them, then flowing to or supplying with Water the several Mills then situated on the Rivers *Irwell* and *Lever*, so as to prevent the same several Springs, Watercourses, or Streams of Water respectively, or any of them, from flowing to the said Mills, their Mill Heads or Mill Dams, by means whereof the Mills situated as before mentioned were at the Time of the passing of that Act supplied with Water, in as full and ample a Manner as they might and were empowered to do before the passing of that Act : And whereas by an Act passed in the First and Second Year of the Reign of His late Majesty King *William* the Fourth, intituled *An Act to enable the Company of Proprietors of the Canal Navigation from Manchester to Bolton and to Bury to make and maintain a Railway from Manchester to Bolton and to Bury in the County Palatine of Lancaster, upon or near the Line of the said Canal Navigation, and to make and maintain a collateral Branch to communicate therewith*, the said Act passed in the Thirty-first Year of the Reign of His late Majesty King *George* the Third, and all the Powers, Authorities, Matters, and Things therein contained, were repealed ; but all Persons then Proprietors of Shares in the said Navigation and Canal, together with such Persons as should thereafter become Proprietors of Shares in the Canal Navigation and Railway, therein-after mentioned, were united into a Company for the better carrying on and maintaining the said Navigation and Canal, with the Works and Appurtenances thereto respectively belonging, and also for making and maintaining the Railway or Railways therein-after authorized, and for that Purpose were incorporated by the Name of " The

Reciting
31 G. 3.c. 68.
and 1 & 2
W. 4. c. 60.,
and re-enact-
ing Proviso
for Protec-
tion of Mills
on the Rivers
Irwell and
Lever.

[Local.]

24 K

Company

Company of Proprietors of the *Manchester, Bolton, and Bury Canal Navigation and Railway*," and the said Canal Navigation from *Manchester* to *Bolton* and to *Bury*, with all the Works and Conveniences thereto belonging, and also all the Hereditaments whatsoever which at the Time of the passing of that Act where in anywise vested in and belonging to the said Company of Proprietors of the Canal Navigation from *Manchester* to *Bolton* and to *Bury*, were vested in the Company of Proprietors thereby incorporated: And whereas it is supposed that the said recited Provision and Enactment of the said Act passed in the Thirty-first Year of the Reign of His late Majesty King *George* the Third was repealed by the said Act passed in the First and Second Year of the Reign of His late Majesty King *William* the Fourth, and was not thereby re-enacted; now be it enacted, That in case the same Provision and Enactment was so repealed and not re-enacted, the same shall be and is hereby re-enacted in as full Force and to the same Effect as if the same had not been so repealed, and shall henceforth be obligatory on the *Manchester and Leeds Railway Company* accordingly.

Railway
Company to
be subject to
the Provi-
sions 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.

XLI. And whereas an Act was passed in the Second Year of the Reign of Her present Majesty, intituled *An Act to provide for the Conveyance of the Mails by Railway*; and another Act was passed in the Fourth Year 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 Two Acts were passed in the last Session of Parliament, intituled respectively *An Act for constituting Commissioners of Railways*, and *An Act for regulating the Gauge of Railways*; be it enacted, That nothing in this Act contained shall be held to exempt the said Railways or the Company from the Provisions of the said several Acts respectively, but that such Provisions shall be in force in respect to the said Railways and Company so far as the same shall be applicable thereto.

Railways to
be subject to
Provisions of
any future
general Act.

XLII. And be it enacted, That nothing herein contained shall be deemed or construed to exempt the Railways by this or the said recited Acts authorized to be made from the Provisions of any general Act relating to such Acts, or of any general Act relating to Railways, 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 this Act.

Expences of
this Act.

XLIII. And be it enacted, That all Costs, Charges, and Expences incident to and attending the obtaining and passing this Act shall be paid by the Company out of any Monies already raised or received by them or out of Monies to arise or be raised by virtue of this Act.

XLIV. And

XLIV. And be it enacted, That in this Act the Expression Interpretation of Act.
“the Company” shall mean the *Lancashire and Yorkshire Railway* Company.

XLV. And be it enacted, That this Act shall be a Public Act, and Public Act.
shall be judicially taken notice of as such.

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