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VICTORIÆ REGINÆ.

Cap. lx.

An Act to empower the Corporation of *Reading* to alter and improve or rebuild *Caversham Bridge* in the Counties of *Berks* and *Oxford*; and for other Purposes. [25th June 1868.]

WHEREAS the present Bridge across the River *Thames* from *Reading* in the County of *Berks* to *Caversham* in the County of *Oxford*, called *Caversham Bridge*, is an ancient public Bridge, and connects and is one of the principal Lines of Communication between the Counties of *Berks* and *Oxford*: And whereas the said Bridge, and particularly that Part of it which is in the County of *Oxford*, is of narrow Dimensions, and is in other respects inconveniently constructed and greatly in want of Repair, and does not afford adequate Accommodation for the Traffic over the same: And whereas it is expedient that considerable Alterations should be made in the present Structure, and that Provision should be made for the entire rebuilding if need be of the said Bridge, and that the Road Approaches thereto should be widened and improved: And whereas the Mayor, Aldermen, and Burgesses of the Borough of *Reading* (in this Act called "the Corporation") are willing to undertake the Execution of the Works by this Act authorized: And whereas Plans and Sections of the Works by this Act authorized

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showing

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showing the Lines and Levels thereof and the Lands in or upon which those Works are intended to be made, and which are required for Purposes connected therewith, and a Book of Reference to those Plans, have been deposited with the Clerks of the Peace for the Counties of *Berks* and *Oxford* respectively, which Plans, Sections, and Books of Reference are in this Act referred to as the deposited Plans, Sections, and Books of Reference: And whereas *Caversham Bridge* is situated, and the Works connected therewith by this Act authorized will be situated, to the Extent of about One Third in the County of *Berks*, and to the Extent of about Two Thirds in the County of *Oxford*: And whereas it is expedient that Provision should be made for the Contribution by the Justices for the County of *Oxford* towards the Cost of the Works applicable to the said Bridge by this Act authorized, and the future Maintenance and Repair thereof: And whereas it has been agreed between the Corporation and the Justices for *Oxfordshire* that in ascertaining the Amount of such Contribution the Corporation should give Credit to the Justices for *Oxfordshire* for the Sum of Seven hundred Pounds, as being the estimated Value of the present and future Repairs of *Caversham Bridge*, to which the Owners of the *Caversham Park* Estate and other Estates and Lands in this Act mentioned are or are alleged to be liable, and that any Right of Action, Claim, or Demand by or on behalf of the Justices for *Oxfordshire* in respect of such Liability should be transferred to and vested in the Corporation, and it is expedient that Provision should be made for giving Effect to such Agreement: And whereas the Road in the Parish of *Caversham*, a Portion of which is by this Act authorized to be altered, forms a Part of the First District of the *Reading and Hatfield Turnpike Roads*, as defined by the *Reading and Hatfield Turnpike Roads Act, 1859* (herein-after called "The Roads Act, 1859"), and it is expedient that Provision should be made for the future Maintenance of the said Portion of Road when so altered as a Part of the said First District: And whereas that Portion of *Caversham Bridge* which is situated in the County of *Berks* and the Road in that County, a Portion of which is by this Act authorized to be altered, are respectively under the Management and Control of and maintainable by the Corporation: And whereas the Objects of this Act cannot be effected without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows:

Short Title.

1. This Act may be cited for all Purposes as "*The Caversham Bridge Act, 1868.*"

2. The

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2. The Lands Clauses Consolidation Act, 1845, and the Lands Clauses Consolidation Acts Amendment Act, 1860, are (except where expressly varied by this Act) incorporated with and form Part of this Act.

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

3. In this Act the several Words and Expressions to which Meanings are assigned by the Acts wholly or partially incorporated herewith have the same respective Meanings, unless there be something in the Subject or Context repugnant to such Construction :

Interpretation of Terms.

The Expression "the Corporation" means the Mayor, Aldermen, and Burgesses of the Borough of *Reading* ;

The Expression "the Justices for *Oxfordshire*" means the Justices assembled at any General or Quarter Sessions of the Peace held at any Time after the passing of this Act in and for the County of *Oxford* ;

The Expression "Town Clerk" means the Person from Time to Time holding the Office of Town Clerk for the Borough of *Reading* ;

The Expression "the Bridge" means *Caversham Bridge* as altered, widened, and improved, or rebuilt, under the Authority of this Act ;

The Expression "the *Reading and Hatfield* altered Road" means the Portion of Road in the County of *Oxford* lying within the First District of Roads defined by the Roads Act, 1859, as altered, widened, and improved under the Authority of this Act ;

The Expression "the *Reading and Hatfield* Road Trustees" means the Trustees from Time to Time of that First District acting under or in execution of the Trusts of the last-mentioned Act, or of the Act therein recited ;

And the Expression "Superior Courts" or "Court of competent Jurisdiction," or any other like Expression in this Act or any Act wholly or partially incorporated herewith, shall be read and have Effect as if the Debt or Demand with respect to which the Expression is used were a common Simple Contract Debt, and not a Debt or Demand created by Statute.

4. Subject to the Provisions of this Act, the Corporation may from Time to Time enter upon, take, use, and appropriate to or for the Purposes of this Act, or connected therewith, all or any of the Lands and Buildings delineated upon the deposited Plans, and described in the deposited Books of Reference, and lying within the "Limits of Deviation" shown upon those Plans.

Power to Corporation to take Lands for Purposes of Act.

5. If there be any Omission, Mis-statement, or wrong Description of any Lands, or of the Owners, Lessees, or Occupiers of any Lands,

Correction of Errors in deposited

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Plans and
Books of
Reference.

Lands, shown on the deposited Plans or described in the deposited Books of Reference, the Corporation, after giving Ten Days Notice to the Owners of the Lands in question, may apply to Two Justices acting for the County of *Berks* or *Oxford* (as the Case may be) for the Correction thereof, and if it appear to the Justices that the Omission, Mis-statement, or wrong Description arose from Mistake they shall certify the same accordingly, and they shall in the Certificate state the Particulars of the Omission, and in what respect any such Matter is mis-stated or wrongly described.

Deposit of
Certificate of
Correction.

6. The Certificate of the Justices shall be deposited with the Clerk of the Peace for the County, and a Duplicate thereof with the Parish Clerk of the Parish in which the Lands in question lie; and the Certificate and Duplicate respectively shall be kept by the Clerk of the Peace and the Parish Clerk respectively with the other Documents to which the same relate, and thereupon the deposited Plans and Books of Reference shall be deemed to be corrected in accordance with the Certificate, and the Corporation may execute the Works in accordance with the Certificate.

Powers for
compulsory
Purchases
limited.

7. The Powers of the Corporation for the compulsory Purchase of Lands for the Purposes of this Act shall not be exercised after the Expiration of Two Years after the passing of this Act.

Certain
Lands of
Corporation
required for
Works by
this Act
authorized
freed from
certain
Liabilities.

8. And whereas by an Act of the Second and Third Years of the Reign of Queen *Victoria* "to enable the Mayor, Aldermen, and Burgesses of the Borough of *Reading* in the County of *Berks* to sell certain Real Estate discharged from certain Liabilities, and to invest the Purchase Monies arising from such Sales in the Purchase of other Real Estate to be charged with such Liabilities," the Corporation were enabled to sell the Houses, Buildings, Lands, and other Property specified and set forth in the Schedule to that Act, freed and absolutely discharged of and from certain Obligations and Liabilities to which those Houses, Buildings, Lands, and other Property were subject or were supposed to be subject under or by virtue of the therein-recited Letters Patent of the Second Year of Her late Majesty Queen *Elizabeth*: And whereas the Lands and Buildings numbered on the deposited Plans 5 and 6 in the Parish of *Saint Mary, Reading*, are included amongst the Lands and Buildings so specified in that Schedule; and the Lands and Buildings so numbered, or some Part thereof, are required for the Purposes of this Act, and it is expedient that the same should be discharged from the Obligations and Liabilities before mentioned: Therefore the Corporation may use and appropriate for the Purposes of this Act all or any Part of the Lands and Buildings so numbered, and the Lands and Buildings so used and appropriated shall be freed and absolutely and for ever exonerated and

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and discharged of and from the several Payments, Obligations, and Liabilities expressed or referred to in that Act.

9. Subject to the Provisions of this Act, the Corporation may from Time to Time make and execute the Works by this Act authorized, and so far as the Lines and Levels thereof respectively are shown on the deposited Plans and Sections may make those Works in those Lines and in accordance with those Levels. The Works by this Act authorized are :

Corporation
may execute
Works.

(1.) The Alteration, Widening, and Improvement of *Caversham Bridge*, and for the Purposes thereof or of this Act the taking down and removing of the whole or any Portion of the present Bridge and the Approaches thereto, and the rebuilding of the same :

(2.) The Alteration, Widening, and Improvement of so much of the Turnpike or public Carriage Road leading from *Reading* in the County of *Berks* over *Caversham Bridge* to *Caversham* in the County of *Oxford* as extends from the Southern End of *Caversham Bridge* for a Distance of One hundred and fifty-two Yards or thereabouts towards *Reading* :

(3.) The Alteration, Widening, and Improvement of so much of the said Turnpike or public Carriage Road as extends from the Northern End of *Caversham Bridge* for a Distance of Eighty-six Yards or thereabouts in a Northwardly Direction.

10. The clear Height of the Headway under the Bridge and the Span of the Arches shall not be less than that shown in each Case on the deposited Plans and Sections, and the Foundations of the Piers and Abutments of the Two Southernmost Openings of the Bridge shall be sufficient to allow of any future deepening of the River to the Extent of at least Ten Feet below the ordinary Headwater Mark of the River, and the Traffic of the River shall not be interrupted more than is absolutely necessary in the making of the Works, and the Plan for the Cofferdams or Stagings and all other temporary Works for the Piers and Abutments of the said Two Southernmost Openings of the Bridge shall be approved by the Conservators of the River *Thames* before the same shall be carried into execution.

Height and
Span of
Bridge to be
according to
deposited
Plans.

11. Nothing in this Act contained shall authorize the Corporation to embank, encroach upon, or interfere with any Part of the Soil or Bed of the River *Thames* or the Shore thereof, except according to the deposited Plans and Sections, without first obtaining the Consent of the Conservators of the River *Thames*.

Corporation
not to inter-
fere with Bed
of Thames,
except ac-
cording to
deposited
Plans.

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Not to take
Materials
from River
without
Consent of
Conser-
vators.

12. The Corporation shall not take any Gravel, Soil, or other Material from the Bed or Shore of the River *Thames*, or of any Creek or Inlet thereof, without the previous Consent of the Conservators of the River *Thames* in Writing under the Hand of their Secretary.

Lights to be
kept burn-
ing on
Bridge.

13. During the Construction of the Bridge and Works connected therewith the Corporation shall hang out, or exhibit thereat or near thereto, every Night, from Sunset to Sunrise, Lights to be kept burning by and at the Expense of the Corporation, and proper and sufficient for the safe Navigation of the River, and in case the Corporation shall neglect to exhibit and keep the Lights burning as aforesaid they shall forfeit and pay for every such Offence the Sum of Five Pounds.

In case
Works
abandoned.

14. If any Work constructed by the Corporation under the Powers of this Act in the River *Thames*, or in any Creek or Inlet thereof, shall be abandoned, or suffered to fall into Disuse or Decay, the Conservators of the River *Thames* may abate and remove the same, or such Part thereof as they think fit, and restore the Site thereof to its former Condition, at the Cost of the Corporation, and the Amount thereof shall be a Debt due from the Corporation to the said Conservators, and be recoverable accordingly as such, with Costs of Suit, or may be recovered, with Costs, as a Penalty is or may be recoverable from the Corporation.

Saving
Rights of the
Conservators
of the River
Thames.

15. Except as herein expressly provided, nothing in this Act contained shall extend or be construed to extend to prejudice or derogate from the Estates, Rights, Interests, Liberties, Privileges, or Franchises of the Conservators of the River *Thames*, or to prohibit, defeat, alter, or diminish any Power, Authority, or Jurisdiction which at the Time of the passing of this Act the said Conservators did or might lawfully claim, use, or exercise.

Powers of
Deviation
from Line
and Levels.

16. In executing the Works by this Act authorized the Corporation may deviate from the Lines thereof shown on the deposited Plans to any Extent not exceeding Five Feet, and may deviate from the Levels thereof shown on the deposited Sections to any Extent not exceeding Three Feet.

Power to
cross Roads,
&c.

17. The Corporation from Time to Time may cross, divert, alter, or stop up, either temporarily or permanently, any Streets, Roads, Approaches, Ways, Towing or other Paths, or Watercourses in any of the Lands shown on the deposited Plans, and specified in the deposited Books of Reference, which they are by this Act authorized to enter upon, take, or use, when and so far as the Corporation deem

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it requisite for any of those Purposes so to interfere with the same: Provided always, that if in the Exercise of such Power it be found necessary to stop up any Watercourse or Drain, the Corporation shall before the Commencement of such Operations cause a sufficient Watercourse or Drain to be made instead of the Watercourse or Drain to be interfered with: Provided also, that the Corporation shall not permanently stop up any public Street, Road, Approach, Way, Towing or other Path which is not shown upon the deposited Plans as being intended to be permanently stopped up.

18. For the Purposes of this Act the Corporation from Time to Time may, within the Limits of Deviation shown on the deposited Plans, place and maintain Abutments, and dig and make Foundations in the River *Thames* and on the Lands on each Side thereof, and make Dams and drive Piles in the River during the Execution of the Works, and occupy and take the Bed of the River for those Purposes, and cut, level, embank, and secure the Banks of the River, and cut, remove, scour, take, and carry away all Trees, Roots of Trees, Beds of Gravel, Sand, Mud, and other Impediments in the River, and execute all other Works necessary or convenient for executing the Works by this Act authorized.

Incidental
Works.

19. The Corporation from Time to Time may enter upon the Lands in which the Works by this Act authorized are to be made, and also upon any adjoining Lands, and examine and survey the same, and ascertain and set out the Parts thereof required for the Purposes of this Act, doing as little Damage as may be, and making full Satisfaction to all Parties interested for all Damage so done.

Entry on
Lands for
Surveys and
Works.

20. The Corporation may enter on any Lands lying within Seventy-five Yards from the Works by this Act authorized, and may obtain therefrom Materials for the making, improving, and maintaining thereof, doing as little Damage as may be, and making full Compensation to all Parties interested for all Damage so done; provided that the Corporation shall not so enter on any Garden, Orchard, or Plantation attached or belonging to a House, or any Park, planted Walk, Avenue, or Ground ornamentally planted, and being nearer to the Mansion House of the Owner of any such Lands than Five hundred Yards therefrom, without in every Case the previous Consent of the Owner and Occupier thereof.

Power to get
Materials.

21. For the Purpose of so obtaining Materials and of making and maintaining the Works by this Act authorized, but not for any other Purpose, the Provisions with respect to the temporary Occupation of Lands near the Railway during the Construction thereof of the "Railways Clauses Consolidation Act, 1845," are incorporated with

Temporary
Occupation
of Lands
near to the
Works.

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with this Act, and the Expression "the Railway" in those Provisions means for the Purposes of this Act the Works by this Act authorized.

Limiting
Period for
Completion
of Works.

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

Plans and
Working
Drawings of
Bridge to be
sent to Clerk
of Peace for
Oxfordshire.

23. Before beginning any of the Works relating to the Bridge, or letting any Contract for those Works, the Corporation shall deliver to the Clerk of the Peace for the County of *Oxford* Working Plans and Drawings of the Works for the reasonable Approval of the Justices for *Oxfordshire*, and if those Justices do not, within the Space of One Month from the Day of the holding of the Quarter Sessions which occurs next after the Delivery of the Working Plans and Drawings aforesaid, express in Writing and deliver to the Town Clerk their Approval or Disapproval of the Working Plans and Drawings, they shall be deemed to have approved thereof; if the Justices for *Oxfordshire* express within the Time and in manner aforesaid their Disapproval of the Working Plans and Drawings, and if the Justices for *Oxfordshire* and the Corporation cannot agree upon the Working Plans and Drawings to be adopted, the Matter in difference between them shall be settled and determined by a single Arbitrator to be agreed upon between the Parties, or, failing Agreement, to be appointed on the Application of either of the Parties in difference by the Principal Secretary of State for the Home Department, and the Decision of the Arbitrator shall be final and conclusive and binding on both Parties; provided that it shall not be competent for either Party to require or for the Arbitrator to order or award the Execution of any Works inconsistent with the Provisions of or beyond the Limits assigned by this Act: Provided also, that if from any Cause other than the Neglect or Default of the Corporation any of the Provisions or Requirements of this present Enactment are not complied with, the Working Plans and Drawings delivered to the Justices for *Oxfordshire* shall for all the Purposes of this Act, including the Contribution by the Justices for *Oxfordshire*, be deemed to have been approved of by those Justices.

Maintenance
of Reading
and Hatfield
altered Road.

24. If and when the *Reading and Hatfield* altered Road shall have been completed to the Satisfaction of the Surveyor to the *Reading and Hatfield* Road Trustees, it shall for all Purposes, whether with respect to Maintenance and Repair or otherwise, be and be deemed to be a Portion of the First District of Roads as described and defined in and by the before-mentioned Acts relating to the *Reading and Hatfield* Turnpike Roads.

25. For

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25. For the Purpose of defraying the Expenses of and incidental to the passing of this Act, and of carrying into execution the several Powers and Provisions of this Act, the Corporation from Time to Time under the Authority of this Act, and in addition to any Monies which they are already authorized to borrow, may borrow at Interest on Mortgage of the Borough Fund or Borough Rate of the Borough, and of all Lands and other Property for the Time being vested in them as Part of their Corporate Estates and Borough Fund, all such Sums as they from Time to Time think requisite not exceeding in the whole Twelve thousand Pounds, and after having paid off otherwise than by the Sinking Fund provided for by this Act any Monies so borrowed may reborrow the Amount so paid off, and so *toties quoties*.

Power to borrow Monies on Mortgage of Borough Fund.

26. All Mortgages granted by the Corporation before the passing of this Act, and which shall be subsisting at the Time of the passing thereof, shall, during the Continuance of those Mortgages, have Priority over any Mortgages to be granted under the Authority of this Act.

Saving Priority of existing Mortgages.

27. The Sections of the "Commissioners Clauses Act, 1847," with respect to Mortgages to be executed by the Commissioners, shall be incorporated with and form Part of this Act, and shall be applicable to the Mortgages to be made by the Corporation under this Act: Provided always, that for the Purposes of this Act the Expression "the Commissioners" in those Provisions shall mean the Corporation, and the Expression "the Clerk to the Commissioners" shall mean the Town Clerk, and the Expression "the Office of the Commissioners" shall mean the Office of the Town Clerk.

Part of 10 & 11 Vict. c. 16. to apply to Mortgages.

28. The Justices for *Oxfordshire* shall, after the Bridge has been opened for public Traffic, pay to the Corporation One Moiety or equal Half Part of the Costs, Charges, and Expenses incurred by them in and about the Execution of the Works by this Act authorized, and first herein-before described, less the Sum of Seven hundred Pounds, being the Amount agreed between the Corporation and the Justices for *Oxfordshire* to be allowed by the former to the latter as the estimated Value of the Repairs of *Caversham Bridge*, to which the Owners of the *Caversham Park* and other Estates and Lands herein-after mentioned are or are alleged to be liable.

Justices for Oxfordshire to pay Half Cost of Bridge.

29. The Amount of the Costs, Charges, and Expenses so incurred (which are herein-after referred to as "the Cost of the Bridge") shall be ascertained and determined in the following Manner; (that is to say,)

How Amount of Cost of Bridge to be ascertained.

The Corporation shall, as soon as conveniently may be after the opening of the Bridge for public Traffic, deliver to the Clerk of
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the Peace for the County of *Oxford*, or send by Post addressed to him at his Office, a full, true, and sufficient Account of the Cost of the Bridge:

The Account so delivered shall be audited by some Person to be appointed for the Purpose by the Corporation and the Justices for *Oxfordshire* jointly:

Or if they have at the End of One Month from the Day of the holding of the Quarter Sessions which occurs next after the Delivery or sending of the Account failed to make such joint Appointment, then by some Person to be appointed on the Application either of the Corporation or the Justices for *Oxfordshire* by the Principal Secretary of State for the Home Department, and the Person so appointed is herein-after called the Auditor:

The Auditor may require the Production of such Particulars, Vouchers, and documentary or other Evidence as he thinks fit, and on the Production thereof he may and shall certify the Amount of the Cost of the Bridge, including the Charge made by him for and in respect of his Audit and Certificate, and he shall issue and send his Certificate to the Town Clerk and the Clerk of the Peace for the County of *Oxford* respectively, and that Certificate shall be final and conclusive on the Corporation and the Justices for *Oxfordshire* respectively.

Half Cost of Bridge when certified to be a Debt due by Justices who may borrow the Amount necessary for discharging same.

30. Upon the issuing and sending by the Auditor of his Certificate of the Cost of the Bridge, One Moiety or equal Half Part of the Sum certified, less the Sum of Seven hundred Pounds herein-before mentioned, shall be a Debt due from the Justices for *Oxfordshire* to the Corporation, and shall be deemed to be a Debt lawfully incurred by those Justices under or in exercise of the Provisions of the Public General Acts then in force relating to the erecting, widening, improving, and making commodious to the Public of County or Hundred Bridges; and the Amount of such Debt may be borrowed by the Justices for *Oxfordshire* under and in accordance with the Powers and Provisions of the Act of the Fourth and Fifth Years of the Reign of Her present Majesty, Cap. 49, "to provide for repairing, improving, and rebuilding County Bridges," and the said Debt may be recovered by the Corporation, with Costs of Suit, in any Court of competent Jurisdiction.

Maintenance of Bridge.

31. The Bridge from and after the opening thereof for public Traffic shall be under the exclusive Control and Management of and shall be repaired and maintained by the Corporation.

Application of Monies received from

32. All Monies received by the Corporation from the Justices for *Oxfordshire* in respect of the Cost of the Bridge, and all Monies received

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received by the Corporation from the *Reading and Hatfield Road Trustees* as herein-after provided, shall be applied by the Corporation in and towards the Repayment of the Principal Monies borrowed by the Corporation under the Authority of this Act, and from Time to Time remaining unpaid, and to no other Purpose whatever.

Justices for Oxfordshire and Reading and Hatfield Road Trustees.

33. The Corporation shall open and keep an Account, to be called "the *Caversham Bridge Account*," to which Account shall be carried all Sums of Money paid or expended by the Corporation for or on account of or incidental to the Management, Maintenance, and Repair of the Bridge and Works connected therewith, and in executing and carrying into effect the Powers of this Act, or otherwise incidental thereto or arising thereout, other than and except the Execution and Completion of the Works by this Act authorized, which several Sums of Money so paid and expended are herein-after referred to as "the Cost of Maintenance;" and any Sum of Money received by the Corporation by way of Damages or Penalties in respect of the Bridge shall be carried to the Credit of the *Caversham Bridge Account*; and the said Bridge Account shall be made up and balanced half-yearly to and including the Thirty-first Day of *December* and the Thirtieth Day of *June* in every Year, and a Copy thereof shall be sent to the Clerk of the Peace for the County of *Oxford* not later than Two Calendar Months after each Thirty-first of *December* and Thirtieth of *June*.

Bridge Account to be kept of certain Monies received and paid.

34. The Amount of the Cost of Maintenance, less any Sum of Money carried to the Credit of the *Caversham Bridge Account* as herein-before provided, as shown by each such half-yearly Account, shall as to one Moiety thereof be paid and satisfied by the Corporation, and the other Moiety thereof shall be paid by the Justices for *Oxfordshire* to the Corporation; and all the Provisions of this Act with respect to the Mode of ascertaining the Amount of the Cost of the Bridge, and with respect to the Repayment and Recovery of a Moiety thereof, shall, except so far as is by this Act expressly varied, extend and apply to the Cost of Maintenance, and to the said half-yearly Accounts; provided that every Sum of Money payable by the Justices for *Oxfordshire* in respect of the Cost of Maintenance shall be charged upon and paid out of the County Rate.

Cost of Maintenance to be paid as to One Moiety by Justices for Oxfordshire.

35. Nothing in this Act shall repeal, alter, diminish, or affect any Obligation or Liability to or towards or in respect of the Maintenance or Repair of or otherwise in relation to *Caversham Bridge* which immediately before the passing of this Act attached to the Owners for the Time being of the Estate in the Parish of *Caversham* now or heretofore known as the *Caversham Park Estate*, and the Estate

Saving of existing Obligations with respect to Repair of Bridge.

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Estate in the Parishes of *Caversham* and *Checkendon* now or heretofore known as the *Wyfold Court* Estate, and the Coppices in the said Parish of *Caversham* now or heretofore known as *Withey Coppice*, or *Shrub and Withey Coppice*, or any or either of them, or any Part or Parts thereof respectively; but any such Obligation or Liability, and any Right of Action, Claim, or Demand by or on behalf of the Justices for *Oxfordshire* in respect thereof, shall remain, continue, and be of as full Force and Effect to all Intents and Purposes as if this Act had not passed; and for the Purposes of this Enactment the Bridge as defined by this Act shall, notwithstanding the Execution of any of the Works authorized by this Act, be deemed to be *Caversham Bridge* as it existed before the passing of this Act; provided that any such Right of Action, Claim, and Demand is by this Act transferred to and vested in the Corporation, and may be exercised and put in force by them, and in their Name or on their Behalf, in like Manner and as fully and effectually to all Intents as might have been done by the Justices for *Oxfordshire* if this Act had not passed.

Corporation and Persons above referred to may make Agreements.

36. Notwithstanding anything in this Act, the Corporation on the one hand, and the several Persons mentioned or referred to in the last preceding Enactment, or any One or more of them, on the other hand, may agree for and with respect to a Payment to be made by any such Person or Persons by way of Contribution towards that Portion of the Cost of the Bridge which is to be borne by the Corporation, and such Payment may be by a Sum in gross or otherwise; and the Corporation may and they are hereby empowered in consideration of such Payment to release and discharge the Person or Persons making the same, and his or their Estate, Lands, and Property, from all Liability or Obligation whatever of repairing or contributing towards the Repair of *Caversham Bridge*, and such Release may be effected by Agreement or other Instrument in Writing under the Common Seal of the Corporation.

Reading and Hatfield Road Trustees may contribute toward Cost of Reading and Hatfield altered Road.

37. The *Reading and Hatfield Road Trustees* may pay to the Corporation by way of Contribution towards the Costs, Charges, and Expenses incurred by the Corporation in and about the *Reading and Hatfield* altered Road such a Sum or Sums of Money, not exceeding Two hundred and fifty Pounds, as the said Trustees may think proper; and the Sum or Sums of Money so agreed upon shall be deemed to be "Expenses of further repairing, maintaining, and improving the Roads," provided for and contemplated by the Roads Act, 1859, and shall be paid in accordance with the Provisions of that Act.

Owners of Vessels to be answerable

38. If any Person having the Care of any Barge, Boat, or other Vessel being navigated upon the River *Thames* shall wilfully, carelessly,

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carelessly, or negligently cause, permit, or suffer any Damage or Injury to be done to the Bridge by any such Barge, Boat, or other Vessel, then and in every such Case the Owner or Owners of such Barge, Boat, or other Vessel shall be answerable and liable to make Satisfaction to the Corporation for all such Damage or Injury.

for Damage done to Bridge by their Servants.

39. The Provisions of "The Locomotive Act, 1861," except Sections 1, 2, and 10, and except where expressly varied by this Act, shall apply to this Act: Provided always, that no Engine or Carriage, whether drawn or propelled by Steam, Animal, or other Power, the Weight, or if Two or more are connected together the aggregate Weight, of which, laden or unladen, exceeds Twelve Tons, shall pass over the Bridge or any Part thereof without the previous Consent in Writing of the Corporation or their Surveyor.

Parts of 24 & 25 Vict. c. 70. to apply to this Act.

40. If any Person commit any of the following Offences every Person so offending shall for every such Offence forfeit not exceeding Forty Shillings; (that is to say,)

Penalty for damaging Bridge, &c. and other Offences.

First, if any Person wilfully or negligently destroy, injure, or damage any Footpath or Causeway on the Side of any Part of the Bridge;

Secondly, if any Person ride or drive or lead any Horse, Beast, or Cattle or Carriage over or upon any such Footpath or Causeway;

Thirdly, if any Person wilfully obstruct the Passage of the Bridge;

Fourthly, if any Driver of any Carriage wilfully or carelessly break or damage any of the Posts or Stones erected for the Security of any such Footpath or Causeway;

Fifthly, if any Person scrape off any Mud, Soil, or other Thing from any Part of the Bridge so as to damage the same;

Sixthly, if any Person without reasonable Cause, to be allowed by the Justice who hears the Complaint, leave any Waggon, Cart, or other Carriage, or any Plough, Harrow, or other Implement of Husbandry, on or at the Side of the Bridge either with or without any Horse, Beast, or Cattle harnessed or yoked thereto; or,

Seventhly, if any Person place any Timber, Wood or Bushes, or any Stones, Bricks, Hay, Straw, Lime, Dung, Manure, Soil, or Rubbish whatsoever on any Part of the Bridge, or the Sides thereof, to the Prejudice thereof, or to the Annoyance of any Person travelling thereon.

41. Where any Damage or Charge is by this Act directed or authorized to be paid, and the Manner of ascertaining the Amount thereof is not otherwise provided for, the Amount in case of Non-payment thereof, or Dispute respecting the same, shall be ascertained

Disputes as to Damages and Charges to be settled by Justices.

[Local.]

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and

The Caversham Bridge Act, 1868.

and determined by One or more Justice or Justices for the County of *Berks* or *Oxford*.

Recovery
and Appli-
cation of
Penalties,
&c.

42. All Offences under this Act, and all Penalties, Damages, Charges, and Costs imposed or payable under this Act, may be taken cognizance of or recovered under the Provisions of any Act from Time to Time in force relating to the Performance of the Duties of Justices of the Peace out of Sessions in *England*, with respect to summary Convictions and Orders, and all such Penalties shall be paid to the Corporation, except so far as the convicting Justices award not more than One Half thereof to the Informer.

Service of
Notices by
Corporation.

43. Where it is necessary for the Corporation to serve any Summons, Demand, Notice, Writ, or other Proceeding at Law or in Equity upon any Person or Corporation, the same may be in Writing or in Print, or partly in Writing and partly in Print, and shall be sufficiently authenticated by the Signature of the Town Clerk, and shall be sufficiently served by being delivered personally to the Person, or being left at his then usual or last known Place of Abode or Business in *England*, or in the Case of a Corporation by being delivered to some Clerk or other principal Officer of the Corporation, or by being left at the Office of the Clerk or principal Officer of the Corporation, or at his then usual or last known Place of Abode in *England*.

Expenses of
Act.

44. All the Costs, Charges, and Expenses of and incident to the preparing, obtaining, and passing of this Act shall be paid by the Corporation.

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