



CHAP. xxxv.

An Act to extend the time for the purchase of lands and for the completion of the Hounslow and Metropolitan Railway. A.D. 1869.
[24th June 1869.]

WHEREAS by the Hounslow and Metropolitan Railway Act, 1866, (herein-after called the Act of 1866,) the Hounslow and Metropolitan Railway Company were incorporated, and were authorized to make and maintain a railway from the Acton and Brentford Railway to Hounslow in the county of Middlesex: 29 & 30 Vict. c. cccxxxvi.

And whereas it is expedient that the time limited by that Act for the compulsory purchase of lands and for completing the railway should be extended:

And whereas the objects and purposes aforesaid cannot be effected without the authority of Parliament:

May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:

1. This Act may be cited for any purpose as The Hounslow and Metropolitan Railway (Extension of Time) Act, 1869. Short title.

2. Part II. (relating to extension of time) of The Railways Clauses Act, 1863, is (except where expressly varied by this Act) incorporated with and forms part of this Act. 26 & 27 Vict. c. 92. incorporated.

3. In this Act the several words and expressions to which meanings are assigned by the Act partially incorporated herewith shall have the same respective meanings, unless there be something in the subject or context repugnant to such construction; the expression "the company" shall mean the company incorporated by the recited Act, and the expression "the railway" shall mean the railway by that Act authorized. Interpretation of terms.

4. The powers granted to the company by the Act of 1866 for the compulsory purchase of lands are hereby extended, and may be Powers for compulsory purchase of
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lands ex-
tended.

exercised by the company for and during a period of two years from the passing of this Act, and on the expiration of that period those powers shall cease.

Extension of
time for
completion of
railway.

5. The time limited by the Act of 1866 for the completion of the railway thereby authorized shall be and the same is hereby extended and enlarged until the expiration of three years from the passing of this Act.

For securing
completion of
railway.

6. Whereas, pursuant to the standing orders of both Houses of Parliament, and to an Act of the ninth and tenth years of Her present Majesty, chapter twenty, a sum of eight thousand eight hundred pounds, being eight per centum upon the amount of the estimate in respect of the railway authorized by the Act of 1866, was deposited in the Court of Chancery in England in respect of the application to Parliament for that Act: Be it enacted, that, notwithstanding anything contained in the said recited Act, the said sum of eight thousand eight hundred pounds so deposited as aforesaid shall not be paid or transferred to or on the application of the person or persons, or the majority of the persons, named in the warrant or order issued in pursuance of the said Act, or the survivors or survivor of them, unless the company shall, previously to the expiration of the period limited by the Act of 1866 for completion of the railway, either open the said railway for the public conveyance of passengers, or prove to the satisfaction of the Lords of the Committee of Her Majesty's Privy Council for Trade and Foreign Plantations that the said company have paid up one half of the amount of the capital by the Act of 1866 authorized to be raised by means of shares, and have expended for the purposes of that Act a sum equal in amount to such one half of the said capital; and if the said period shall expire before the said company shall either have opened the said railway for the public conveyance of passengers, or have given such proof as aforesaid to the satisfaction of the Lords of the said Committee, the said sum of money deposited as aforesaid shall be applied in the manner herein-after specified, and the certificate of the Lords of the said Committee that such proof has been given to their satisfaction as aforesaid shall be sufficient evidence of the fact so certified, and it shall not be necessary to produce any certificate of this Act having passed, anything in the said recited Act to the contrary notwithstanding.

Providing
for applica-
tion of depo-
sit in com-
pensation to
parties
injured.

7. The said sum of money deposited as aforesaid shall be applicable, and, after due notice in the London Gazette, shall be applied, toward compensating any landowners or other persons whose property may have been interfered with, or otherwise rendered less

valuable, by the commencement, construction, or abandonment of the said railway, or any portion thereof, or who may have been subjected to injury or loss in consequence of the compulsory powers of taking property conferred upon the company by the Act of 1866, and for which injury or loss no compensation or inadequate compensation shall have been paid, and shall be distributed in satisfaction of such compensation as aforesaid, in such manner and in such proportions as to the Court of Chancery in England may seem fit; and if no such compensation shall be payable, or if a portion of the said sum of money shall have been found sufficient to satisfy all just claims in respect of such compensation, then the said sum of money, or such portion thereof as may not be required as aforesaid, shall be paid to or on the application of the person or persons, or the majority of the persons, named in such warrant or order as aforesaid, or the survivor or survivors of them: Provided that until the said sum of money shall have been repaid to the depositors, or shall have become otherwise applicable, as herein-before mentioned, any interest or dividends accruing thereon shall from time to time, and as often as the same shall become payable, be paid to or on the application of the person or persons, or the majority of the persons, named in such warrant or order as aforesaid, or the survivors or survivor of them.

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8. If the railway shall not be completed within the period limited by this Act, then on the expiration of such period the powers by this Act granted to the company for making and completing the said railway, or otherwise in relation thereto, shall cease to be exercised, except as to so much thereof as shall then be completed.

Time limited for completion of line.

9. The company shall not, out of any money which they are authorized to raise, pay or deposit any sum which, by any standing order of either House of Parliament now or hereafter in force, may be required to be deposited in respect of any application to Parliament for the purpose of obtaining an Act authorizing the company to construct any other railway, or to execute any other work or undertaking.

Deposits for future bills not to be paid out of capital.

10. Nothing herein contained shall be deemed or construed to exempt the railway of the company from the provisions of any general Act relating to railways, or to the better and more impartial audit of the accounts of railway companies, now in force or which may hereafter pass during this or any future session of Parliament, or from any future revision or alteration, under the authority of Parliament, of the maximum rates of fares and charges, or the rates for small parcels, by the recited Act authorized.

Railway not exempt from provisions of present and future general Acts

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Expenses of
Act.

II. All costs, charges, and expenses of and incident to the preparing for, obtaining, and passing of this Act, or otherwise in relation thereto, shall be paid by the company.

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