



## CHAPTER cxxxix.

An Act to confer further Powers on the Lambourn Valley Railway Company. A.D. 1888.  
[24th July 1888.]

**W**HEREAS by the Lambourn Valley Railway Act 1883 (herein-after called "the Act of 1883") the Lambourn Valley Railway Company (herein-after called "the Company") were incorporated with powers to make and maintain a railway twelve miles one furlong in length (herein-after called "the railway") from Lambourn in the county of Berks to the Berks and Hants Branch of the Great Western Railway near Newbury in the same county and were authorised to raise one hundred thousand pounds by shares and thirty-three thousand pounds by borrowing :

And whereas portions of the land required for the purposes of the railway have been acquired by the Company and notices to treat for the purchase of the remainder of the land required for the purposes of the railway have been duly served but the Company have been unable to raise the capital necessary for the construction of the railway and no works have yet been constructed other than fencing in the part of the land so acquired :

And whereas the time for the completion of the railway will expire on the second day of August one thousand eight hundred and eighty-eight and it is expedient that the same should be extended as herein-after provided :

And whereas it is expedient that the Company should be authorised to borrow by instalments as herein-after provided :

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 :

A.D. 1888.

Short title.

1. This Act may be cited as the Lambourn Valley Railway Act 1888.

Incorporation  
of Part II. of  
the Railways  
Clauses Act  
1863.

2. Part II. of the Railways Clauses Act 1863 (relating to extension of time) is incorporated with and forms part of this Act.

This Act and  
the Act of  
1883 to be  
construed as  
one Act.

3. Subject to the provisions of this Act this Act and the Act of 1883 shall be read and construed together as one Act and may be cited together as the Lambourn Valley Railway Acts 1883 and 1888.

Extension of  
time for com-  
pletion of  
railway.

4. The time limited by the Act of 1883 for the completion of the railway thereby authorised is hereby extended until the second day of August one thousand eight hundred and ninety-one.

Restriction  
as to houses  
of labouring  
classes.

5. The Company shall not under the extended powers by this Act granted without the consent of the Local Government Board purchase or acquire in any city borough or other urban sanitary district or any parish or part of a parish not being within an urban sanitary district ten or more houses which after the passing of this Act have been or on the fifteenth day of December last were occupied either wholly or partially by persons belonging to the labouring class as tenants or lodgers.

For the purposes of this section the expression "labouring class" includes mechanics artisans labourers and others working for wages hawkers costermongers persons not working for wages but working at some trade or handicraft without employing others except members of their own family and persons other than domestic servants whose income does not exceed an average of thirty shillings a week and the families of any of such persons who may be residing with them.

Power to  
borrow by  
instalments.

6. Section 11 of the Act of 1883 is hereby repealed and in lieu thereof the Company may in respect of the capital of one hundred thousand pounds which they are authorised to raise by that Act from time to time borrow on mortgage of the undertaking of the Company any sum not exceeding in the whole thirty-three thousand pounds in manner following (that is to say) In respect of each sum of fifty thousand pounds of such capital of one hundred thousand pounds any sum not exceeding in the whole sixteen thousand five hundred pounds but no part of the first instalment of sixteen thousand five hundred pounds shall be borrowed unless and until the whole of the land required for the construction of the railway shall have been purchased and no part of the second instalment of sixteen thousand five hundred pounds shall be borrowed unless and until the portion of the railway from Newbury to Boxford shall have been constructed

either with or without a junction with the Great Western Railway and the Company shall have given such proof thereof respectively as the justice herein-after mentioned may require but no part of either of such sums of sixteen thousand five hundred pounds shall be borrowed until shares for so much of the respective portion of capital in respect of which such sum is authorised to be borrowed are issued and accepted and one half thereof is paid up and the Company have proved to the justice who is to certify under the fortieth section of the Companies Clauses Consolidation Act 1845 before he so certifies that shares for the whole of such respective portion of capital have been issued and accepted and that one half thereof has been paid up and that not less than one-fifth part of the amount of each separate share in such respective portion of capital has been paid on account thereof before or at the time of the issue or acceptance thereof and the Company have proved to such justice as aforesaid before he so certifies that such shares were issued and accepted bonâ fide and are held by the persons or corporations to whom the same were issued or their executors administrators successors or assigns and also that such persons or corporations or their executors administrators successors or assigns are legally liable for the same Upon production to such justice of the books of the Company and of such other evidence as he shall think sufficient he shall grant certificates that the proofs respectively required as aforesaid have been given which shall be sufficient evidence thereof.

A.D. 1888.

7. And whereas at an extraordinary general meeting of the Company held on the third day of May one thousand eight hundred and eighty-eight the appointments of George Bramston Eyre and William George Adey existing directors of the Company were confirmed and Daniel Bayley John Hamlyn Borrer and Benjamin Greene Lake were appointed directors of the Company The said several appointments are hereby confirmed and all the said directors shall continue to be directors until others are elected in their stead in manner provided by the Companies Clauses Consolidation Act 1845.

Directors of  
the Company.

8. No interest or dividend shall be paid out of any share or loan capital which the Company are by this or any other Act authorised to raise to any shareholder on the amount of the calls made in respect of the shares held by him but nothing in this Act shall prevent the Company from paying to any shareholder such interest on money advanced by him beyond the amount of the calls actually made as is in conformity with the Companies Clauses Consolidation Act 1845.

Interest not  
to be paid on  
calls paid up.

9. The Company shall not out of any money by this Act authorised to be raised pay or deposit any sum which by any standing

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

A.D. 1888. — 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 authorising the Company to construct any other railway or execute any other work or undertaking.

Provision as  
to general  
railway Acts.

10. Nothing in this Act contained shall exempt the Company or the railway from the provisions of any general Act relating to railways or 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 of the rates for small parcels.

Expenses of  
Act.

11. All the 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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