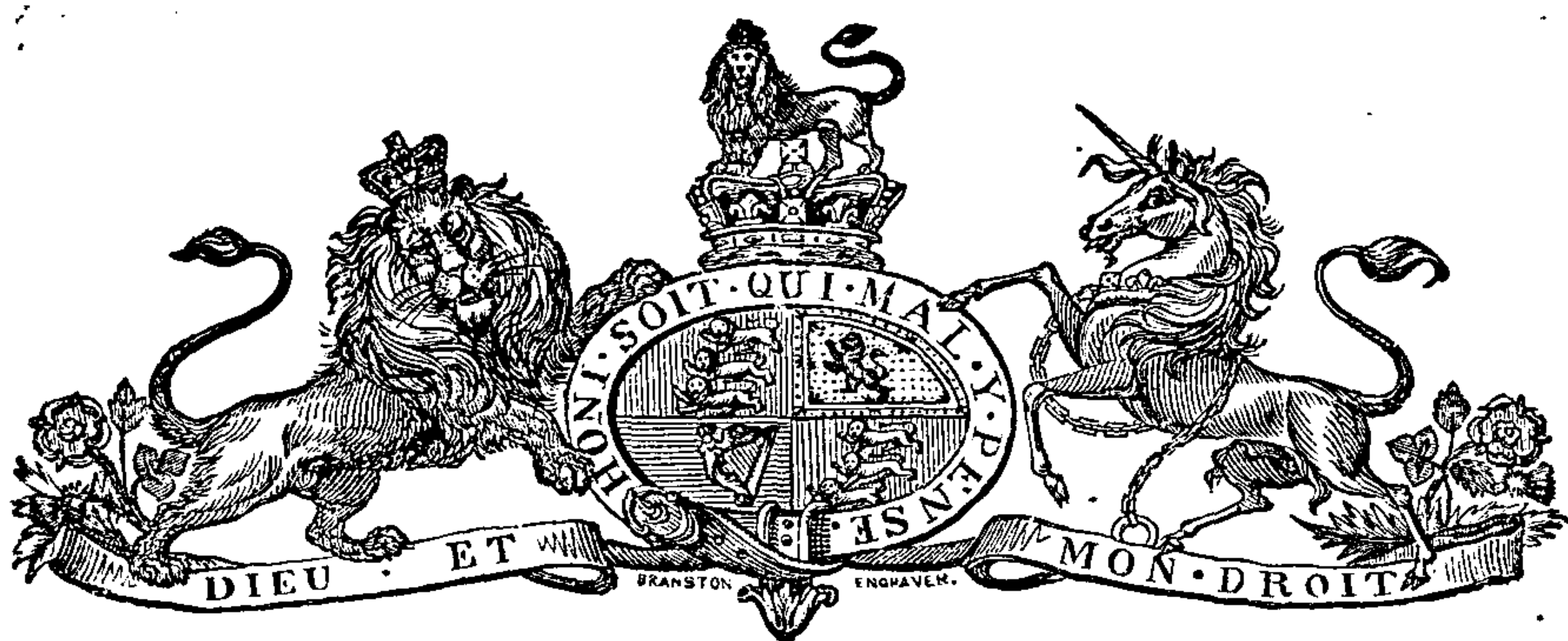




ANNO DECIMO & UNDECIMO

VICTORIÆ REGINÆ.

Cap. cxlvii.

An Act to authorize an Extension of and the Construction of a Station in connexion with the *Chester and Holyhead Railway at Chester*; and for other Purposes. [9th July 1847.]

WHEREAS an Act was passed in the Sixth and Seventh Years of the Reign of Her present Majesty, intituled *An Act for making a Railway from Chester to Holyhead*, 7 & 8 Vict. c. 65. whereby certain Persons were incorporated by the Name of the "*Chester and Holyhead Railway Company*:" And whereas another Act was passed in the Eighth and Ninth Years of the Reign of Her present Majesty, intituled *An Act for completing the Line of the Chester and Holyhead Railway, and for amending the Act relating to the said Railway*: 8 & 9 Vict. c. 33. And whereas it would be attended with public and local Advantage if the said *Chester and Holyhead Railway Company* were authorized to extend the Line of the *Chester and Holyhead Railway at Chester*, and to construct a new or additional Station there: And whereas it is expedient that the said Company should be authorized to alter the Levels of a Portion of the Line of the said Railway in the Counties of *Flint, Denbigh, Carnarvon, and Anglesea*: And whereas it is expedient that some of the Powers and Provisions of the said recited Act should be amended and enlarged; but the Purposes aforesaid cannot be effected without the Authority of
[Local.] 21 U of

Powers of
recited Acts
extended to
this Act.

of Parliament: And whereas Two Acts were passed in the Eighth Year of the Reign of Her present Majesty, called respectively "The Lands Clauses Consolidation Act, 1845," and "The Railways Clauses Consolidation Act, 1845:" 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 all the Provisions, Matters, and Things contained in the recited Acts relating to the *Chester and Holyhead* Railway, so far as the same are now unrepealed, and are not inconsistent with or altered by the Provisions of this Act, and save so far as the same may be inconsistent with and are altered by the Provisions of the "Railways Clauses Consolidation Act, 1845," and "Lands Clauses Consolidation Act, 1845," as extended to this Act, shall extend to this Act, and to the several Purposes thereof, and to the several Matters and Things hereby authorized to be done, as fully and effectually as if the same Provisions, Matters, and Things were repeated and re-enacted in this Act in reference to such Purposes, Matters, and Things, and the Railways and Works by this Act authorized to be made by the said *Chester and Holyhead* Railway Company shall when so made form Part of the Undertaking of the *Chester and Holyhead* Railway.

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

II. And be it enacted, That the several Provisions of the said "Lands Clauses Consolidation Act, 1845," and such of the Provisions of the said "Railways Clauses Consolidation Act, 1845," as relates to the Construction of the Railway as therein defined, the Use and Occupation of Lands for the Purpose or during the Construction of the Railway, the Mode of crossing Roads by the Railway, and for the Protection of Roads, the Construction of Bridges and Works for the Protection and Accommodation of Lands adjoining the Railway, shall, so far as the same may be applicable, and are not inconsistent with or modified by the Provisions of this Act, be held to apply to the Railways and Works by this Act authorized to be made, and shall be read and construed as forming Part of this Act.

Short Titles.

III. And be it enacted, That in citing the said first-recited Act in other Acts of Parliament and in legal Instruments it shall be sufficient to use the Expression "The *Chester and Holyhead* Railway Act, 1844," and in citing the said secondly-recited Act as aforesaid it shall be sufficient to use the Expression "The *Chester and Holyhead* Railway Completion Act, 1845," and in citing this Act as aforesaid it shall be sufficient to use the Expression "The *Chester and Holyhead* Railway, *Chester* Extension and Amendment, Act, 1847."

Works to
be made
according to
deposited
Plans.

IV. And whereas Plans and Sections of the proposed Extension of the said *Chester and Holyhead* Railway, and of the proposed new Station at *Chester*, and also an amended Section showing the altered Levels according to which certain Portions of the said Railway are by this Act authorized to be constructed, together with a Book of Reference to such Plans containing the Names of the Owners, Lessees, and Occupiers, or reputed Owners, Lessees, and Occupiers of the Lands through which the said proposed Extension and Station respectively

are intended to pass or be situate, have been deposited with the several Clerks of the Peace for the County of the City of *Chester*, and for the Counties of *Chester*, *Flint*, *Denbigh*, *Carnarvon*, and *Anglesea*; be it enacted, That, subject to the Powers of Deviation in the said Railways Clauses Consolidation Act contained, it shall be lawful for the said Company to make and maintain the said Extension and the said Station, and the Works connected therewith, in the Lines and upon the Lands delineated upon the said Plans and described in the said Books of Reference, and according to the Levels defined upon the said Sections, and to enter upon, take, and use such of the said Lands as shall be necessary for the Purpose, and also to construct the Portions of the said *Chester and Holyhead* Railway of which the said amended Section has been deposited according to the altered Levels described upon such Section.

Portions of the Railway to be constructed according to altered Levels.

V. And be it enacted, That the said Extension Railway shall commence at or near a certain Railway and Station numbered 1 in the Parish of *Saint Oswald* in the County of the City of *Chester* on the Plans, of the *Chester and Holyhead* Railway referred to in the first-recited Act, shall pass thence through the several Parishes or Places of *Saint John the Baptist* and *Saint Oswald*, or One of them, in the County of the City of *Chester*, and *Saint John the Baptist*, *Saint Oswald*, *Plemondestal*, *Newton*, and *Hoole*, or some of them, in the County of *Chester*, and shall terminate by a Junction with the *London and North-western* Railway in the said Parish of *Saint John the Baptist* in the County of *Chester*; and the said *Chester and Holyhead* Railway shall be constructed according to the altered Levels described upon the said amended Section within the several Parishes or Places of *Flint*, *Coleshill Fawr*, *Coleshill Fechan*, *Rhyddlan*, and *Rhyl* in the County of *Flint*, *Abergele*, *Llandulas*, *Llan*, *Llandrillo-yn-Rhos*, *Colwyn*, *Rhin*, and *Dinerth* in the County of *Denbigh*, *Llysfaen*, *Isyffordd*, *Llandrillo-yn-Rhos*, *Eirias*, *Llanrhos*, *Treferry*, *Conway*, *Gyffin*, and *Lanfair-fechan* in the County of *Carnarvon*, *Llandanielo* therwise *Llan-daniel Fab*, *Llanfihangel*, - *Esceifog*, *Llanidan*, *Llangaffo*, *Llangeinwen*, *Trefdraeth*, *Llangadwaladr*, *Aberffraw*, *Llangwyfen*, *Llanfaelog*, *Llanfihangel-yn-Howyn*, *Llanyhenedl*, and *Holyhead* in the County of *Anglesea*, or some of them.

Line of Extension Railway.

VI. And be it enacted, That, subject to the Provisions in the said Railways Clauses Consolidation Act contained in reference to the crossing of Roads on a Level, it shall be lawful for the Company, in the Construction of the said *Chester and Holyhead* Railway, to carry the same across the several Roads herein-after mentioned on the Level thereof; that is to say, the Roads numbered as follows on the Plans referred to in the first-recited Act, 32 in the Parish of *Llanidan* in the County of *Anglesea*, 42 in the Parish of *Llangaffo* in the said County of *Anglesea*, and 57 in the Parish of *Trefdraeth* in the said County of *Anglesea*.

Certain Roads may be crossed on the Level.

VII. And be it enacted, That for the greater Convenience and Security to the Public the Company shall erect and permanently maintain either a Station or Lodge at the Points where the said Railway crosses the before-mentioned Roads on the Level; and the

Company to erect Station at Point of crossing, and to abide by said Regula-

tions made
by Commis-
sioners of
Railways.

said Company shall be subject to and shall abide by all such Rules and Regulations with regard to the crossing of such Roads on the Level, or with regard to the Speed at which Trains shall pass such Roads, as may from Time to Time be made by the Commissioners of Railways; and if the said Company shall fail to erect or at all Times maintain any such Station or Lodge, or appoint a proper Person to watch or superintend the crossing at any such Point or Station, or to observe or abide by any such Rule or Regulation as aforesaid, they shall for every such Offence be liable to a Penalty of Twenty Pounds, and also to a daily Penalty of Ten Pounds for every Day such Offence shall continue after such Penalty of Twenty Pounds shall have been incurred.

As to Com-
munication
with the
London and
North-wes-
tern Railway.

VIII. And be it enacted, That the Railway hereby authorized to communicate with the *London and North-western* Railway shall communicate therewith at the Point where according to the Plan deposited as in this Act mentioned such Railway appears to communicate therewith, and at no other Point, without the Consent in Writing of the *London and North-western* Railway Company under their Common Seal; and that all Communications between the said Railway hereby authorized and the said *London and North-western* Railway shall be effected in a substantial and workmanlike Manner, by means of Connexion Rails and Points of the Construction and laid in the Manner most approved from Time to Time, and to the entire Satisfaction of the Engineer for the Time being of the said *London and North-western* Railway Company.

Communica-
tion with
London and
North-wes-
tern Railway
to be made
at the Ex-
pence of the
Chester and
Holyhead
Railway
Company.

IX. And be it enacted, That the Expence of the Communications hereby authorized with the *London and North-western* Railway, and of all necessary Openings in the Rails thereof, and of all other Works which may from Time to Time be requisite for effecting, altering, mending, repairing, and maintaining such Rails and Points, and of regulating and adjusting the same, shall be borne and paid by the *Chester and Holyhead* Railway Company; and that all such Communications, Openings, and Works shall not only be in the first instance made and done, but shall also from Time to Time be altered, amended, repaired, and maintained, to the reasonable Satisfaction of the Engineer for the Time being of the said *London and North-western* Railway Company, on each Occasion, and in such Manner and Form, and by such Ways and Means as shall not in anywise prejudice or injure the said *London and North-western* Railway, or impede, obstruct, or interfere with the free, uninterrupted, and safe Passage along the same.

Company
not to take
Property of
the London
and North-
western
Railway
Company, or
interfere with
their Rail-
way or
Works.

X. And be it enacted, That, notwithstanding any thing in this Act contained, it shall not be lawful for the *Chester and Holyhead* Railway Company, or for any other Company or for any Person, under or in execution of this Act, or for any other Purpose, either permanently or temporarily, to enter upon, take, or use any of the Land or Property of the said *London and North-western* Railway Company, or which they have Power to take under their Acts of Parliament, or in any Manner to alter, vary, or interfere with the said *London and North-western* Railway, or any of the Works appertaining thereto, save

save only for the Purpose of effecting the Junction hereby authorized in manner aforesaid.

XI. And be enacted, That nothing in this Act contained shall prejudice, diminish, alter, or take away any of the Rights, Privileges, Powers, Franchises, or Authorities of or vested in or belonging to the said *London and North-western* Railway Company, but all their Rights, Privileges, Powers, Franchises, and Authorities under their several Acts of Parliament and otherwise are hereby expressly saved and reserved as against and with respect to the said *Chester and Holyhead* Railway Company.

Saving Rights of the London and North-western Railway Company.

XII. And be it enacted, That, notwithstanding any thing in this Act contained, it shall not be lawful for the *Chester and Holyhead* Railway Company, or for any other Company or for any Person, under or in execution of this Act, or for any other Purpose, or in any Manner, either permanently or temporarily, to enter upon, take, or use any of the Land or Property of the *Chester and Birkenhead* Railway Company, or which they have Power to take under their Acts of Parliament, or in any Manner to alter, vary, or interfere with the said *Chester and Birkenhead* Railway, or any of the Works appertaining thereto, without the previous Consent in Writing on each Occasion of the said *Chester and Birkenhead* Railway Company.

Company not to take or interfere with Property of Chester and Birkenhead Railway Company.

XIII. And be it enacted, That nothing in this Act contained shall prejudice, diminish, alter, or take away any of the Rights, Privileges, Powers, Franchises, or Authorities of or vested in or belonging to the said *Chester and Birkenhead* Railway Company, but all their Rights, Privileges, Powers, Franchises, and Authorities under their several Acts of Parliament and otherwise are hereby expressly saved and reserved as against and with respect to the said *Chester and Holyhead* Railway Company.

Saving Rights of the Chester and Birkenhead Railway Company.

XIV. And be it enacted, That, notwithstanding any thing in this Act contained, it shall not be lawful for the *Chester and Holyhead* Railway Company, or for any other Company or for any Person, under or in execution of this Act, or for any other Purpose, or in any Manner, either permanently or temporarily, to enter upon, take, or use any of the Land or Property of the *Birkenhead, Lancashire, and Cheshire Junction* Railway Company, or which they have Power to take under their Acts of Parliament, or in any Manner to alter, vary, or interfere with the said *Birkenhead, Lancashire, and Cheshire Junction* Railway, or any of the Works appertaining thereto, without the previous Consent in Writing on each Occasion of the said *Birkenhead, Lancashire, and Cheshire Junction* Railway Company.

Company not to take Property or interfere with Works of Birkenhead, Lancashire, and Cheshire Junction Railway Company.

XV. And be it enacted, That nothing in this Act contained shall prejudice, diminish, alter, or take away any of the Rights, Privileges, Powers, Franchises, or Authorities of or vested in or belonging to the said *Birkenhead, Lancashire, and Cheshire Junction* Railway Company, but all their Rights, Privileges, Powers, Franchises, and Authorities under their several Acts of Parliament and otherwise are hereby

Saving Rights of the Birkenhead, Lancashire, and Cheshire Junction Railway Company.

hereby expressly saved and reserved as against and with respect to the said *Chester and Holyhead* Railway Company.

As to the crossing of Church Street in the Town of Flint.

XVI. And be it enacted, That it shall be lawful for the said Company to construct the said Railway across the Main Street also called *Church Street* in the Town of *Flint* on the Level thereof, at a Height not exceeding Five Feet Three Inches above the original Level of the said Street immediately prior to the Commencement of any Operations by the said Railway Company at the Point where the said Railway crosses the same, and for such Purpose to raise the said Street on either Side of the said Railway to such Extent as may be necessary: Provided always, that the Inclination of the said Street when so raised shall not be steeper than One in Thirty on either Side of the said Railway; and the said Company shall and they are hereby required to make and maintain Roads with a similar Inclination to connect the said Street when so raised as aforesaid with the parallel Roads provided for in the said first-recited Act and herein-after mentioned; provided also, that in the Alterations of the said Street the present Width of the same shall be preserved, except at the Point of crossing of the said Railway, where there shall be erected by the said Company Gates of Thirty Feet wide in the clear, and on either Side thereof a neat Iron Railing, as also a neat Iron Railing firmly fixed into a good Stone Coping as a Protection or Battlement down each Side of the said Slopes.

Company to construct a Road parallel with Railway on the North-east Side thereof.

XVII. And be it enacted, That the said Company shall at their own Expence make and maintain, in addition to the parallel Roads provided for in the said first-recited Act, a good and sufficient Road, Twenty-four Feet in Width, on the North-east Side of and to run parallel with the said Railway along the Length thereof between *Church Street* aforesaid and *Brick-kiln Lane* in the said Town of *Flint*; and the said Company shall also, at their own Expence, make and maintain a level Crossing at *Brick-kiln Lane* aforesaid, with Gates and Gatekeepers, appointed by the said Company in the Manner provided by the said first-recited Act, and in the Construction of such level Crossing the present Width of the said Lane shall be preserved.

As to crossing Evans's Lane.

XVIII. And be it enacted, That it shall be lawful for the said Company to cross the Street called *Evans's Lane* in the said Town of *Flint* by a Bridge, with a Headway for Carriages of not less than Ten Feet Six Inches in the clear above the Surface of the Lane; and in order to attain such Headway it shall be lawful for the said Company to lower the Surface of the said Lane by a regular Slope for such Distance as may be necessary: Provided always, that the Inclination of the Lane from *Raven Square* at the upper End thereof, as well as *Evans's Lane*, at and below the said Bridge to the Centre of the same under the said Bridge, shall not be steeper than One Foot in Thirty Feet.

Power to stop up certain

XIX. And be it enacted, That for the greater Convenience and Safety of the Public in the Use of the said Railway it shall be lawful for

for the said Company to divert the several Lanes in the said Town of *Flint* called *Duck Lane*, *Gratton's Lane*, and *Johnson's Lane*; and from and after the passing of this Act all Rights of Way over or across the said Railway from either of the said Lanes shall cease and determine.

Lanes in the Town of Flint.

XX. And be it enacted, That the several Provisions in the said first-recited Act contained relating to the Crossings of the said Railway and the Construction of Bridges in the said Town of *Flint*, so far as the same are inconsistent with or altered by the Provisions of this Act, shall be and the same are hereby repealed.

Repealing Provisions of first-recited Act as to Crossings over the Railway in Flint.

XXI. And whereas the Formation of the Station at such first-mentioned Terminus at *Chester* aforesaid will require that Arrangements should be made with the *Chester and Birkenhead* Railway Company, with the *London and North-western* Railway Company, with the *Birkenhead, Lancashire, and Cheshire* Railway Company, and with the *Shrewsbury and Chester* Railway Company; be it enacted, That it shall be lawful for the said *Chester and Holyhead* Railway Company to enter into such Arrangements with all or any of the said Companies for the Purposes of making, constructing, or arranging the said Terminus at *Chester* aforesaid, and for the working thereof, as to the said *Chester and Holyhead* Railway Company shall seem meet for the public Accommodation.

Power to treat and arrange with certain Companies as to the Chester Station.

XXII. And be it enacted, That it shall be lawful for the Company to purchase any Quantity of Land for extraordinary Purposes not exceeding in the whole Thirty Acres.

Lands for extraordinary Purposes.

XXIII. And be it enacted, That the Powers of the Company for the compulsory Purchase of Lands for the Purposes of this Act shall not be exercised after the Expiration of Three Years from the passing thereof.

As to the compulsory Purchase of Lands.

XXIV. And be it enacted, That the Extension Railway and other Works by this Act authorized shall be completed within Seven Years from the passing of this Act, and on the Expiration of such Period the Powers by this or the said recited Acts granted to the Company for executing the same shall cease to be exercised, except as to so much of the said Extension Railway and other Works as shall then be completed.

Period for Completion of Works.

XXV. And whereas the additional Capital which the said Company will require for the Purposes of the Works by this Act authorized, over and above the Capital which they were authorized to raise by the said first-recited Act, is Fifty thousand Pounds; be it therefore enacted, That it shall be lawful for the said Company to raise for the several Purposes aforesaid the Sum of Fifty thousand Pounds by the Creation of new Shares or Stock, in addition to any Sums which they are already authorized to raise, upon such Terms generally and in such Manner as may be or may have been agreed upon at any General Meeting or Meetings of the Company specially convened for the Purpose, or in such Manner as may be or may have been agreed upon

Power to raise additional Capital by Creation of new Shares.

upon between the several Persons who have subscribed towards the Undertaking hereby authorized and the said Company or the Directors thereof for the Time being.

Power to
borrow
Money on
Mortgage.

XXVI. And be it enacted, That after the whole of the Capital in Shares by this Act and the first-recited Act authorized to be raised by Shares shall have been subscribed, and One Half thereof shall have been actually paid up, it shall be lawful for the Company to borrow on Mortgage such Sums of Money as shall from Time to Time be authorized to be borrowed by Order of a General Meeting of the Company, not exceeding in the whole the Sum of Sixteen thousand six hundred and sixty-six Pounds, in addition to the Sums authorized to be borrowed by the said first-recited Act, and to secure the Payment of the Sums so to be borrowed by Mortgage of the Undertaking of the *Chester and Holyhead* Railway Company.

Reborrow-
ing.

XXVII. And be it enacted, That if after having borrowed any Part of the Money by this Act authorized to be borrowed the said Company shall pay off the same, it shall be lawful for them again to borrow the Sum so paid off, or any Part thereof, and so from Time to Time.

Former
Mortgages
to have
Priority.

XXVIII. Provided always, and be it enacted, That all the Mortgages granted by the Company before the passing of this Act, and which shall be in force at the Time of the passing of this Act, shall during the Continuance thereof have Priority over any Mortgages to be created by virtue of this Act.

Power to
convert Loan
into Capital.

XXIX. And be it enacted, That it shall be lawful for the Company, if they shall think fit, to raise the Sum by this Act authorized to be borrowed, or any Part thereof, by creating new Shares in the Company, instead of borrowing the same, or having borrowed the same it shall be lawful for them to pay off such Loan or any Part thereof, if they so think fit, by creating new Shares of the Company in manner aforesaid; but no such Augmentation of Capital shall take place without the previous Order of a General Meeting specially convened for that Purpose.

Interest not
to be paid on
Calls paid
up.

XXX. 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 the 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 first-recited Act in that Behalf contained.

Deposits for
future Bills
not to be

XXXI. 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

to the said Railway Company authorized to be raised for the Pur-
 poses 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.

paid out of
 the Com-
 pany's
 Capital.

XXXII. And whereas it is by the said first-recited Act enacted that
 it shall not be lawful for the said Company to form, erect, or establish
 any fixed or permanent Machinery, Warehouse, Dépôt, or Station in
 or upon any Field next to or adjoining or at the End of the Road
 leading from the Town of *Abergele* to the Sea Shore; be it enacted,
 That the said recited Provision shall be and the same is hereby
 repealed.

Repeal of
 Provision of
 first-recited
 Act as to
 Station at
 Abergele.

XXXIII. And be it enacted, That, notwithstanding any thing
 contained in the said recited Acts or either of them, it shall not be
 lawful for the said Company, after the passing of this Act, to demand
 or receive, for the Conveyance of Passengers, Animals, or Goods upon
 the *Chester and Holyhead* Railway, any greater Sum for the Use of
 the Railway, and of Carriages and for locomotive Power, and every
 other Expence incidental to such Conveyance, except for loading and
 unloading Goods, than the following; (that is to say,)

Maximum
 Rate of
 Charge upon
 the Railway.

For every Passenger conveyed in a First-class Carriage, the Sum of
 Three-pence *per* Mile:

For every Passenger conveyed in a Second-class Carriage, the Sum
 of Two-pence Farthing *per* Mile:

For every Passenger conveyed in a Third-class Carriage, the Sum
 of One Penny Halfpenny *per* Mile:

For every Horse, Mule, or Ass, *per* Mile Sixpence:

For every Ox, Cow, Bull, or Neat Cattle, *per* Mile Three-pence:

For every Calf or Pig, *per* Mile Three Halfpence:

For every Sheep, Lamb, or other small Animal, *per* Mile One
 Penny:

For every Four-wheel Carriage, *per* Mile Sixpence:

For every Two-wheel Carriage, *per* Mile Four-pence:

For Coals, Stones for building, pitching, and paving, Clay, Sand,
 Dung, Compost, and all Sorts of Manure, Lime and Limestone,
 and all undressed Materials for the Repair of public Roads
 or Highways, conveyed any Distance not exceeding Fifteen
 Miles, the Sum of Two-pence *per* Ton *per* Mile; and the Sum
 of One Penny Halfpenny *per* Ton *per* Mile for the whole
 Distance travelled, if conveyed for a Distance exceeding Fifteen
 Miles:

For Coke, Culm, Charcoal, and Cinders, all Bricks, Tiles, Slates,
 Ironstone and Iron Ore, Pig Iron, Bar Iron, Rod Iron, Hoop
 Iron, and all other similar Descriptions of Wrought Iron and
 Iron Castings, all Lead Ore, Calamine, Black Jack or Blend Ore,
 Pig and Bar Lead, Sheet Lead, Litharge, Brass and Spelter in
 Ingots, Copper Ore, burnt or roasted Copper Ore, Regule of
 Copper, Precipitate of Copper, Cake Copper, Tile Copper, Sheet
 Copper, or other Articles of Metal not manufactured into
 [Local.] 21 Y Utensils

Utensils or other Articles of Merchandize, conveyed any Distance not exceeding Fifteen Miles, the Sum of Two-pence Halfpenny *per Ton per Mile*; and the Sum of Two-pence *per Ton per Mile* for the whole Distance travelled, if conveyed for a Distance exceeding Fifteen Miles:

For Sugar, Grain, Corn, Flour, Hides, Dyewoods, Earthenware, Timber, Staves, and Deals, Metals (except Iron), Nails, Anvils, Vices, and Chains, conveyed any Distance not exceeding Fifteen Miles, the Sum of Three-pence *per Ton per Mile*; and the Sum of Two pence Halfpenny *per Ton per Mile* for the whole Distance travelled, if conveyed for a Distance exceeding Fifteen Miles:

For Cotton and other Wools, Drugs, manufactured Goods, and all other Wares, Merchandize, Fish, Articles, Matters, or Things, conveyed any Distance not exceeding Fifteen Miles, the Sum of Four-pence *per Ton per Mile*; and the Sum of Three-pence Halfpenny *per Ton per Mile* for the whole Distance travelled, if conveyed for a Distance exceeding Fifteen Miles.

Charges for short Distances.

XXXIV. Provided always, and be it enacted, That in respect of any of the Persons, Animals, Articles, or Things herein-before mentioned or referred to which shall be conveyed upon the said Railway for a less Distance than Six Miles it shall be lawful for the Company to demand the aforesaid Charges as for Six Miles.

Foregoing Charges not to apply to Special Trains.

XXXV. And be it enacted, That the Restrictions as to the Charges to be made for Passengers shall not extend to any Special or Extra Train, but shall apply only to the ordinary Trains appointed or to be appointed from Time to Time by the said Company for the Conveyance of Passengers and Goods upon the said Railway.

Company may take increased Charge by Agreement.

XXXVI. And be it enacted, That nothing herein contained shall be held to prevent the said Company from taking any increased Charge, over and above the Charges by this Act limited, for the Conveyance of Goods of any Description, by Agreement with the Owners of or Persons in charge of such Goods, either in respect of the Conveyance thereof by Passenger Trains, or by reason of any other special Service performed by the said Company in relation thereto.

Costs of Act.

XXXVII. And be it enacted, That all Costs, Charges, and Expenses attending the passing of this Act or incidental thereto shall be paid by the said Company out of the first Mories which shall come to their Hands and in preference to any other Payment whatsoever.

Saving Rights of the Crown.

XXXVIII. And be it enacted, That it shall not be lawful for the said Company to enter upon, take, or use any Lands belonging to Her Majesty in right of Her Crown, or any Lands or other Property belonging to or in the Occupation of the Commissioners acting in execution of an Act passed in the Third and Fourth Years of the Reign of His late Majesty King *William* the Fourth, intituled *An Act for transferring to the Commissioners of His Majesty's Woods and Forests the several Powers now vested in the Holyhead Road*

3 & 4 W. 4. c. 43.

Commissioners, and for discharging the last-mentioned Commissioners from the future Repairs and Maintenance of the Roads, Harbours, and Bridges now under their Care and Management, without the Consent in Writing of the Commissioners for the Time being of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings, or any Two of them, under their Hands and Seals for that Purpose first had and obtained, any thing in the Plans, Sections, or Books of Reference herein-before mentioned or referred to, or otherwise, to the contrary notwithstanding, and such Consent may be given either for the temporary or permanent Use or Occupation of any of such Lands or Property, and for such Consideration, and upon such Terms, and subject to such Conditions, Stipulations, and Restrictions, as the Lord High Treasurer or the Commissioners for the Time being for executing the Office of Lord High Treasurer of the United Kingdom, or any Three of them, testified by some Warrant under his or their Hand or Hands, shall authorize and direct; and nothing in this Act or any of the Acts herein recited or referred to contained shall extend or be construed to extend to defeat, lessen, impair, prejudice, or derogate from any Estate, Right, Title, Interest, Prerogative, Jurisdiction, or Authority vested in or appertaining to the Queen's most Excellent Majesty in right of Her Crown, or otherwise howsoever.

XXXIX. 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 the Reign of Her said Majesty, intituled *An Act for regulating Railways*; and another Act was passed in the Sixth Year of the Reign of Her said Majesty, intituled *An Act for the better Regulation of Railways, and for the Conveyance of Troops*; and another Act was passed in the Eighth Year of the Reign of Her said Majesty, intituled *An Act to attach certain Conditions to the Construction of future Railways authorized or to be authorized by any Act of the present or succeeding Session of Parliament, and for other Purposes in relation to Railways*; and another Act was passed in the Tenth Year of the Reign of Her said Majesty, intituled *An Act for regulating the Gauge of Railways*; and another Act was passed in the Tenth Year of the Reign of Her said Majesty, intituled *An Act for constituting Commissioners of Railways*; be it enacted, That nothing in this Act contained shall be held to exempt the said Extension Railway or the said Company from the Provisions of the said several Acts respectively, but that such Provisions shall be in force in respect to the said Extension Railway and Company so far as the same shall be applicable thereto.

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

XL. And be it enacted, That nothing herein contained shall be deemed or construed to exempt the Railway and Extension Railway by this and the said recited Acts authorized to be made from the Provisions of any general Act relating to this and the said recited Acts, or of any general Act relating to Railways, which may hereafter pass during the present 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 and the said first-recited Act.

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

XLI. And

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10° & 11° VICTORIÆ, *Cap.* cxlvii.

Public Act.

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

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