



ANNO DECIMO & UNDECIMO

VICTORIÆ REGINÆ.

Cap. lxxix.

An Act to enable the *Llynvi Valley* Railway Company to make an Extension of their Railway to *Newcastle* in the County of *Glamorgan*, and to amend the Act relating to their said Railway, to be called "*The Llynvi Valley Railway Extension.*" [2d July 1847.]

WHEREAS an Act was passed in the Session of Parliament held in the Ninth and Tenth Years of the Reign of Her present Majesty Queen *Victoria*, intituled *An Act for making a Railway from Llangynwyd to Margam, by a Company to be called "The Llynvi Valley Railway Company,"* whereby certain Persons were incorporated by the Name of "*The Llynvi Valley Railway Company:*" And whereas it is expedient that Power should be granted to the said *Llynvi Valley* Railway Company to make and maintain an Extension Railway diverging from the *Llynvi Valley* Railway as at present authorized to be constructed in the Parish of *Llangynwyd*, and terminating in the Parish of *Newcastle*, also a Railway diverging from the said Extension Railway, and to be wholly situate in the said Parish of *Newcastle*, all in the County of *Glamorgan*, and that some of the Powers and Provisions of the said recited Act should be altered, amended, and enlarged; but the same cannot be effected without the Authority of Parliament: May it therefore please Your
[Local.] 12 G Majesty

9 & 10 Vict.
c. 353.

Extending Provisions of recited Act to this Act.

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 said recited Act shall be applicable to and extend to this Act, and to the several Purposes and Things hereby authorized, as fully and effectually as if the same Provisions, Matters, and Things were re-enacted in this Act with reference to the Objects and Purposes hereof.

Short Title.

II. And be it enacted, That in citing this Act in other Acts of Parliament, and in legal Instruments, it shall be sufficient to describe it as "The *Llynvi Valley* Railway Extension Act, 1847."

Power to make Railway Extension, &c.

III. And be it enacted, That it shall be lawful for the *Llynvi Valley* Railway Company to make and maintain the said Extension Railway, and the Railway diverging therefrom, as herein-after mentioned; (that is to say,) an Extension Railway diverging from the *Llynvi Valley* Railway as at present authorized to be constructed in the Parish of *Llangynwyd* in the County of *Glamorgan*, passing thence from, in, through, and into the several Parishes, Townships, and extra-parochial or other Places of *Llangynwyd Bettws*, *Saint Bride's Minor*, *Coity*, and *Newcastle*, in the said County of *Glamorgan*, and terminating in the said Parish of *Newcastle*, and a Railway diverging from the said Extension Railway, to be wholly situate in the said Parish of *Newcastle*, together with all proper Works and Conveniences connected therewith and Approaches thereto.

Railway to be made according to deposited Plans.

IV. And whereas Plans and Sections of the said Extension Railway and the Railway diverging therefrom showing the Lines and Levels thereof, and Books of Reference containing the Names of the Owners, Lessees, and Occupiers, or reputed Owners, Lessees, and Occupiers of the Lands through which the same are respectively intended to pass, have been deposited with the Clerk of the Peace for the County of *Glamorgan*; be it enacted, That, subject to the Provisions in this and the said recited Act contained, it shall be lawful for the Company to make and maintain the said Extension Railway, and the Railway diverging therefrom, and Works, in the Lines and upon the Lands delineated on the said Plans and described in the said Books of Reference, and to enter upon, take, or use such of the said Lands as shall be necessary for such Purpose.

Authorizing the Sale of Lands belonging to the Duchy of Lancaster, and providing for Application of Purchase Money.

V. And whereas Part of the Lands which may be required for the Purposes of this Act belong to the Queen's most Excellent Majesty in right of Her Duchy of *Lancaster*; be it enacted, That it shall be lawful for the Chancellor and Council of Her Majesty's Duchy of *Lancaster* for the Time being to agree with the said Company for the absolute Sale in Fee Simple of the Lands, or any Part thereof, of or belonging to Her said Majesty in right of Her said Duchy, which shall be required for the Purposes of this Act, at or for such Price or Compensation in Money and upon such Terms and Conditions as shall be settled and agreed upon between the said Chancellor and Council and the said Company; and upon Payment of such Price or Compensation,

Compensation, by any Deed or Writing under the Seal of the Duchy, in the Name of Her said Majesty, Her Heirs and Successors, to convey the same Lands, and the Fee Simple and Inheritance thereof, to the said Company, their Successors and Assigns, for the Purposes of this Act; and the Purchase Money or Consideration for the same Lands shall be paid into the Hands of the Receiver General of the Revenues of the said Duchy, and Receipts and Acquittances shall be given by him for the same, and the same either shall and may be invested in the Purchase of Bank Annuities according to the Powers and Provisions contained or referred to in an Act passed in the Forty-eighth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act to improve the Land Revenue of the Crown in England, and also of His Majesty's Duchy of Lancaster*, with respect to the Purchase Money to be paid for Property belonging to the Crown within the Survey and Receipt of the said Duchy under the therein recited Acts; or the same or any Part thereof may, either without any previous Investment or after such, and either alone or together with any other Monies which shall for the Time being have arisen or shall hereafter arise from the Sale of Lands and Hereditaments, Part of the Possessions of the said Duchy, be laid out according to the Provisions of an Act passed in the Fifty-seventh Year of His said Majesty King *George* the Third, intituled *An Act for ratifying Articles of Agreement entered into by the Right Honourable Henry Hale Viscount Gage, and the Commissioners of His Majesty's Woods and Forests and Land Revenues, and for the better Management and Improvement of the Land Revenues of the Crown*; or the said Monies, and also any such other Monies, whether previously invested or not, or any Part thereof respectively, may be laid out in the Purchase of Lands which in the Judgment of the said Chancellor and Council shall be deemed convenient to be held with any Possession of the said Duchy, as the Chancellor and Council for the Time being of the said Duchy shall direct by any Order or Orders in that Behalf; and the said Chancellor and Council shall for the Purposes of this Act have and be entitled to all such Powers and Provisions in reference to the Monies (if any) so invested in Bank Annuities, and so to be laid out and invested as aforesaid, as under or by virtue of the said recited Act of the Fifty-seventh Year of King *George* the Third they are entitled to concerning any Sums or Funds of or belonging to the Duchy of *Lancaster* in the same Act particularly mentioned or referred to; and the Lands and Hereditaments (if any) so purchased on behalf of the said Duchy as aforesaid shall be conveyed and assured to the Use of Her Majesty, Her Heirs and Successors, in right of Her said Duchy of *Lancaster*, and shall vest in Her said Majesty, Her Heirs and Successors, in the same Right, and as fully and effectually, as the Lands to be conveyed to the said Company were vested in Her immediately before such Conveyance, and be held with the like Incidents, and be subject to the same Application, to all Intents and Purposes, as the said Lands so to be conveyed to the said Company were held by Her immediately before such Conveyance; and every such Conveyance to the Use of Her Majesty, Her Heirs and Successors, may be in the Form in the Schedule to this Act annexed, or as near thereto as may be; and every Deed or Writing whereby any Lands, Hereditaments, Estate, Right, or Interest shall be

48 G. 3. c. 73.

57 G. 3. c. 97.

For Enrolment of all Deeds of

Conveyance of Land belonging to the Duchy of Lancaster.

13 W. 3. & 1 Ann. c. 7.

be conveyed or assured by the said Chancellor and Council of Her said Majesty's Duchy of *Lancaster*, by virtue of the Powers of this Act, being enrolled in the Court of the Duchy Chamber of *Lancaster* within Three Calendar Months from the Date thereof, shall be effectual to vest in the said Company the Lands, Hereditaments, and Premises thereby expressed to be granted, conveyed, or assured, any thing contained in the Act passed in the First Year of Her Majesty Queen *Anne*, intituled *An Act for the better Support of Her Majesty's Household, and the Honour and Dignity of the Crown*, or in any other Act, to the contrary in anywise notwithstanding.

Power to cross certain Roads on a Level.

VI. And be it enacted, That it shall be lawful for the Company to construct the said Extension Railway, and the Railway diverging therefrom, across and on the Level of the following public Roads; (that is to say,)

The Road numbered 35 and 36 on the said Plans in the said Parish of *Llangynwyd*.

Company to erect a Station or Lodge at the Point of crossing, and be subject to Regulations of the Commissioners of Railways.

VII. And be it enacted, That for the greater Convenience and Security of the Public the Company shall erect and permanently maintain either a Station or Lodge at the Point where the said Railway crosses the before-mentioned Road on the Level; and the Company shall be subject to and shall abide by all such Rules and Regulations with regard to the crossing of such Road on the Level, or with regard to the Speed at which Trains shall pass such Road, as may from Time to Time be made by the Commissioners of Railways; and if the Company shall fail to erect or at all Times maintain such Station or Lodge, or appoint a proper Person to watch or superintend the crossing at 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 not exceeding Twenty Pounds, and also to a daily Penalty not exceeding Ten Pounds for every Day such Offence shall continue after such first-named Penalty shall have been incurred.

Compulsory Power of taking Land limited.

VIII. 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 of this Act.

Period for Completion of Works.

IX. And be it enacted, That the said Extension Railway and the Railway diverging therefrom respectively shall be completed within Five Years from the passing of this Act, and on the Expiration of such Period the Powers by this and the recited Act granted to the Company for executing the same, or otherwise in relation thereto, shall cease to be exercised, except as to so much of the said Extension Railway and the Railway diverging therefrom as shall then be completed.

Company to abandon Part of Railway.

X. And be it enacted, That the Company shall abandon the Formation of so much of the Line of Railway authorized to be constructed by the said recited Act as is delineated on the Plans mentioned or referred to in the said Act, between the Tenth and Fifteenth Miles marked

marked on the said Plans, and being within the Parishes of *Margam* and *Pyle*, or one of them, in the said County of *Glamorgan*.

XI. And be it enacted, That all the Powers, Authorities, Privileges, and Directions which by the said recited Act are given for making and maintaining the Portion of the said Railway by this Act authorized to be abandoned shall cease and determine.

Repeal of Powers as to abandoned Parts.

XII. And be it enacted, That the Line of Railway at the Junction with the *South Wales* Railway, and all such Openings in the Ledges or Flanches of the said *South Wales* Railway as may be necessary or convenient for effecting such Junction, shall be made and effected according to Plans to be prepared by and under the Direction and Superintendence of the Engineer for the Time being of the *South Wales* Railway Company; and in case of any Difference of Opinion as to the Mode of effecting such Junction, then such Difference shall be referred to the Decision of the Board of Trade.

Junction with South Wales Railway to be under the Direction of their Engineer.

XIII. And be it enacted, That nothing in this Act contained shall extend or be deemed or construed to extend to authorize or enable the Company hereby incorporated to take or enter upon any of the Lands or Grounds belonging to the *South Wales* Railway Company, or which the last-mentioned Company are or by any Act to be passed in the present Session of Parliament may be authorized to take for the Purposes of their Railway, further or otherwise than is hereby expressly authorized, or to alter, vary, or interfere with the *South Wales* Railway, or any of the Works thereof respectively, without the Consent in Writing of the *South Wales* Railway Company in every instance first had and obtained.

The Works of the South Wales Railway not to be interfered with.

XIV. And be it enacted, That nothing in this Act contained shall extend to prejudice, diminish, alter, or take away any of the Rights, Privileges, Powers, or Authorities vested in the *South Wales* Railway Company, but saving and reserving to such Company all the Rights, Privileges, and Franchises to them respectively belonging, and also saving and reserving all such Powers, Authorities, and Provisions in the several Acts relating thereto respectively as if this Act had not been passed.

Saving Rights of South Wales Railway Company.

XV. 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.

XVI. 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 Railways*; and another Act was passed in the Fourth Year of the Reign of Her said Majesty, intituled *An Act*

Railway to be subject to the Provisions of 1 & 2 Vict. c. 98.,

[Local.]

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for

3 & 4 Vict.
c. 97.,
5 & 6 Vict.
c. 55.,
7 & 8 Vict.
c. 85., and
9 & 10 Vict.
c. 57.

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 Conveyance of Troops*; and another Act was passed in the Sixth 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 another Act was passed in the Tenth Year of the Reign of Her said Majesty, intituled *An Act for regulating the Gauge of Railways*; be it enacted, That nothing in this Act contained shall be held to exempt the said Railway by this and the said recited Act authorized to be made from the Provisions of the said several Acts respectively, but that such Provisions shall be in force in respect to the said Railway.

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

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

Saving
Rights of the
Crown and
the Duchy of
Lancaster.

XVIII. Provided always, and be it enacted, That nothing in this Act contained shall extend to prejudice, diminish, alter, or take away any of the Rights, Privileges, Powers, or Authorities vested in or enjoyed by the Queen's most Excellent Majesty, Her Heirs and Successors, as well in right of Her Crown as in right of Her Duchy of *Lancaster*,

Expences
of Act.

XIX. And be it enacted, That all the Costs, Charges, and Expences of obtaining and passing of this Act, or otherwise incidental thereto, shall be paid by the Company out of the Money received or to be received by them under the Authority of this and the said recited Act.

Public Act.

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

The SCHEDULE to which the foregoing Act refers.

These are to witness, That in consideration of the Sum of
 paid to *A. B.* of by *C. D.*, the Receiver General
 of the Revenues of the Duchy of Lancaster, on behalf of Her
 Majesty, he the said *A. B.* doth by these Presents
 grant, convey, and assure unto the said *C. D.*,
 his Heirs and Assigns, all that to have and to hold the
 same unto the said *C. D.* his Heirs and Assigns, to
 the Use of Her said Majesty, Her Heirs and Successors, in right of
 Her said Duchy.

In witness, &c.

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