



ANNO UNDECIMO & DUODECIMO

VICTORIÆ REGINÆ.

Cap. cxvii.

An Act to authorize a Deviation in the Line of the *Londonderry and Coleraine* Railway, and to amend the Act relating thereto. [14th *August* 1848.]

WHEREAS an Act was passed in the Ninth Year of the Reign of Her present Majesty, intituled *An Act for making a Railway from Londonderry to Coleraine, with a Branch to Newtownlimavady*, and thereby a Company was incorporated by the Name of "The *Londonderry and Coleraine* Railway Company," for carrying into execution the said Undertaking: And whereas it is expedient that a Portion of the said Railway and Branch Railway as authorized to be made by the said recited Act should be abandoned, and a new or altered Line of Railway made in lieu of the Portion so abandoned, and that some of the Powers and Provisions of the said recited Act should be amended and enlarged: And whereas it would be found convenient if the Capital of the Company were divided into Shares of a less Amount than that prescribed by the same Act: And whereas the said Company are desirous of carrying into effect the Objects aforesaid if authorized by Parliament so to do: 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

8 & 9 Vict.
c. 187.

[*Local.*]

16 Y

present

Provisions of
8 & 9 Vict.
cc. 16. 18. and
20. incor-
porated with
this Act.

present Parliament assembled, and by the Authority of the same, That the Provisions of "The Lands Clauses Consolidation Act, 1845," "The Companies Clauses Consolidation Act, 1845," and "The Railways Clauses Consolidation Act, 1845," shall respectively, so far as the same are applicable, and except in so far as the same may be inconsistent with the Provisions herein-after contained, be incorporated with and form Part of this Act.

Provisions of
recited Act
extended to
this Act.

II. And be it enacted, That all the Provisions contained in the said recited Act, except such of them as are hereby altered or repealed, or are inapplicable to the Purposes of this Act, or are inconsistent with the Provisions of the said "Companies Clauses Consolidation Act, 1845," or of the said "Lands Clauses Consolidation Act, 1845," or of the said "Railways Clauses Consolidation Act, 1845," shall extend to this Act, and to the several Objects and Purposes thereof, as fully and effectually as if the same Provisions were re-enacted in this Act with reference to such Objects and Purposes.

Short Title.

III. And be it enacted, That in citing this Act in other Acts of Parliament, and in legal Instruments or Documents, it shall be sufficient to use the Expression "The *Londonderry and Coleraine* Railway Act Amendment and Deviation, 1848."

Appropriation of
Capital.

IV. And be it enacted, That the said Company shall appropriate the Capital which they are authorized to raise by the said recited Act to the Purposes of the said recited Act and of this Act, or any of them, and to no other Purpose whatsoever.

Power to
cancel exist-
ing Shares
and create
others in lieu
thereof.

V. And be it enacted, That it shall be lawful for the Company, with the Approbation of a Special General Meeting, to call in and cancel any Share or Shares in the Company, and in lieu thereof to create and issue to the Proprietor of such Share or Shares One or more Share or Shares in lieu of every such Share so called in and cancelled; and each of such substituted Shares may be of such Amount as the Company shall think fit, but not less than Ten Pounds, provided that the substituted Share or Shares to be issued to each Proprietor shall be of the same total Amount as the Share or Shares in lieu whereof the same shall be substituted; and the Amount of Money which has or shall have been paid on any such cancelled Share or Shares shall be considered as having been paid on the Share or Shares substituted for the same, and shall be divided between or among the same substituted Shares (if more than One) in such Proportions as shall be determined at the aforesaid Special General Meeting, and so much of the Amount of such substituted Share or Shares as the Money which has or shall have been paid on the Share or on all or any of the Shares for which the same shall be substituted shall be insufficient to satisfy shall be paid at such Times and by such Instalments as the same shall be called for by the Company; and after any such substituted Share shall be created and issued as aforesaid the same shall (except as hereby otherwise provided) be subject to the same Provisions in all respects, whether with reference to the Payment of Calls or the Forfeiture of Shares on Nonpayment of

of Calls, or otherwise, as if such Share had been a Share created under the Authority of the said recited Act.

VI. And be it enacted, That it shall be lawful for the Company, with the Approbation of a Special General Meeting, to declare that the Holders of any of such substituted Shares shall be entitled to a Preference in Payment of Dividends, to such Extent as may be agreed upon at such Special General Meeting, not exceeding the Rate of Ten Pounds *per Centum per Annum*, upon the Sums paid in respect thereof.

Power to create Preference Shares.

VII. And whereas it is expedient that Provision should be made for the merging in the said Company of Shares which may be forfeited for Nonpayment of Calls, and for the Re-issue of same: Be it therefore enacted, That in all Cases where any Share shall have been or shall hereafter be declared forfeited, and such Declaration of Forfeiture has been or shall hereafter be confirmed in manner required by "The Companies Clauses Consolidation Act, 1845," and Notice shall be given by the said Company in the "*London Gazette*," and also in the several Newspapers in which Advertisements relating to the Affairs of the Company are required to be inserted by the said recited Act, of such Forfeiture or intended Forfeiture, and that in case the Arrears of Calls and Interest due thereon shall not be paid within the Space of One Calendar Month from the Publication of such Notices that such Share will become merged in the said Company, then in case such Arrears and Interest shall not be paid within such last-mentioned Period, and the Market Price of Shares in the said Company in the City of *Dublin* and in *London* shall then or at any Time thereafter be less than the Arrears of Calls and Interest due in respect of such Shares, the same shall absolutely merge in the Joint Stock or Capital of the said Company, and a Declaration in Writing made by some credible Person not interested before any Justice of the Peace, stating that a Sum of Money sufficient to pay the Arrears of Calls and the Interest due in respect of such Share could not be obtained for the same according to the Market Price of Shares in the City of *Dublin* or in *London*, shall be sufficient Evidence of the Facts therein stated, and the Proprietor of such Share shall, from and after the making of such Declaration, be precluded from all Right, Title, or Interest therein: Provided always, that nothing herein-before contained shall release the Holders of such forfeited Shares from their Liability, if any, to Calls made previously to the Forfeiture thereof.

Forfeited Shares which cannot be sold may merge in the Company.

VIII. And be it enacted, That it shall be lawful for the Company, with the Approbation of a Special General Meeting, at any Time after the Merger of any such Share as aforesaid, to re-issue the same at such Price as they may think fit, and, if they shall so desire, shall and may declare any or every of such Shares to be Preference Shares, and the Holders of the same to be entitled to a like Preference in Payment of Dividends as is herein-before provided with respect to the Shares authorized to be substituted as aforesaid.

Power to re-issue Shares merged, and to constitute separate Classes of Preference Shares.

IX. And be it enacted, That after any Shares shall be created by virtue of this Act, in substitution of any existing Share, it shall not be

Limiting Amount of Calls on

substituted
Shares.

be lawful for the Company to make any Call in respect of any substituted Share of a greater Amount than a Sum equal to One Fifth of the total nominal Amount of such last-mentioned Share, and that there shall be an Interval of Three Months at the least between each One of the said Calls.

Interest not
to be paid on
Calls paid up.

X. 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 said first-recited Act in that Behalf contained.

Power to
construct
new Works
according to
deposited
Plans.

XI. And whereas Plans and Sections of the Deviation showing the Line and Levels thereof, and also a Book of Reference containing the Names of the Owners or reputed Owners, Lessees or reputed Lessees, and Occupiers of the Lands through which the same is intended to pass, have been deposited with the Clerk of the Peace for the City and County of *Londonderry*: Be it enacted, That, subject to the Provisions in this Act and the said recited Act, and in the Acts with such last-mentioned Act incorporated, contained, and to the Powers of Deviation in the said last-mentioned Act contained, it shall be lawful for the *Londonderry and Coleraine* Railway Company to make and maintain the Deviation following, and Works connected therewith, in the Line and upon the Lands delineated on the said Plans and described in the said Book of Reference, and according to the Levels defined on the said Sections, and to enter upon, take, and use such of the said Lands as shall be necessary for such Purposes; (that is to say,)

A Deviation commencing at a certain Point on the Shore of *Lough Foyle* adjacent to the Townland of *Culkeeragh* in the Parish of *Clondermot* in the County of *Londonderry*, and marked on the Plans of the said Railway referred in the said recited Act authorizing the Construction thereof as the Fifth Mile from the Terminus thereof near to the Bridge over the River *Foyle* at *Londonderry*, and terminating at a Point near to a certain Stream called the *Benone* River dividing the Townlands of *Benone* and *Umbra*, both in the Parish of *Tamlaghtard* otherwise *Magilligan* in the said County of *Londonderry*.

Power to
abandon Part
of original
Line of Rail-
way, &c.

XII. And be it enacted, That the said new or altered Line of Railway shall be and become Part of the Undertaking of the *Londonderry and Coleraine* Railway, and shall as such be subject to the Provisions of the said recited Act relating thereto, in like Manner as though the same had formed Part of the Undertaking thereby authorized, and the said Company shall henceforth abandon the Formation of so much of the Line of Railway and Branch Railway authorized

authorized to be made by the said recited Act, as by reason of the Alteration therein by this Act authorized may in the Judgment of the Company be rendered unnecessary.

XIII. And be it enacted, That the Stream from the Mill known as Major *Scott's* Mill, which passes through, over, or into the reclaimed Land known as *Hemming's* Reclamation, shall be carried under the said Railway, and that the Bridge over the same shall be Six Feet wide, and be so constructed as to provide a clear Headway of Four Feet underneath the said Bridge and above the present Level of the Land adjoining the Land taken for the said Railway.

Regulations as to Major Scott's Mill.

XIV. And be it enacted, That as regards all the Works in, over, or affecting Tidal Water which have been already executed by the Company without the previous Consent of the Commissioners for executing the Office of Lord High Admiral, it shall be lawful for the Lord High Admiral or the said Commissioners, if he or they think fit, to order a Survey thereof at the Cost of the Company, and it shall be lawful for him or them to abate and remove all the same or such Part or Parts thereof as he or they may deem objectionable, and restore the Site or Sites thereof to its or their former State and Condition; and the Cost thereof and of the Survey shall be a Debt due from the Company to the Crown, and, if not paid, be recoverable with Costs of Suit.

Works executed over Tidal Waters without Consent of Admiralty may be removed.

XV. And be it enacted, That if after Working Drawings of the Works hereby authorized which affect any Tidal Water or Navigable River shall have been submitted to the Lord High Admiral of the United Kingdom, or to the Commissioners for executing the Office of Lord High Admiral, it shall be deemed expedient by him or them to order a local Survey and Examination of such Works, or of the intended Site thereof, the Company shall defray the Costs of such local Survey and Examination, and the Amount thereof shall be a Debt due to Her Majesty from the Company, and if not paid upon Demand may be recovered as a Debt due to the Crown, with the Costs of Suit, or may be recovered with Costs as a Penalty is or may be recoverable from the Company.

Power to Admiralty to order a local Survey at the Expense of the Company.

XVI. And be it enacted, That if any Work already constructed or to be constructed by the Company in or across any Tidal Water or Navigable River, or if any Portion of the Railway which affects any such Water or River or Access thereto shall be abandoned or suffered to fall into Disuse or Decay by the Company, it shall be lawful for the Lord High Admiral, or the Commissioners for executing the Office of Lord High Admiral, to abate and remove the same, or such Part or Parts thereof as he or they may at any Time or Times deem fit and proper, and to restore the Site thereof to its former Condition, at the Cost and Charge of the Company, and the Amount thereof shall be a Debt due from the Company to the Crown, and be recoverable accordingly, with Costs of Suit.

If Works across Tidal Waters are abandoned they may be removed by the Admiralty, at the Expense of the Company.

XVII. And be it enacted, That it shall not be lawful for the Company to construct below High-water Mark at ordinary Spring Tides,
[Local.]

Works below High-water Mark not to

be executed
without the
Consent of
the Admi-
rality.

Tides, or in, over, or upon any Tidal or Navigable River or Water, any Work hereby authorized to be made, or any other such Work, without the previous Consent of the Lord High Admiral of the United Kingdom of *Great Britain and Ireland*, or the Commissioners for executing the Office of Lord High Admiral aforesaid for the Time being, to be signified in Writing under the Hand of the Secretary of the Admiralty, and then only according to such Plan and under such Restrictions and Regulations as the said Lord High Admiral or the said Commissioners for executing the Office of Lord High Admiral may approve of, such Approval being signified as last aforesaid; and where any such Work shall have been constructed it shall not be lawful for the Company at any Time to alter or extend the same without obtaining previously to making any such Alteration or Extension the like Consent or Approval; and if any such Work shall be commenced or completed contrary to the Provisions of this Act, it shall be lawful for the said Lord High Admiral, or the said Commissioners for executing the Office of Lord High Admiral, to abate and remove the same, and to restore the Site thereof to its former Condition at the Cost and Charge of the Company, and the Amount thereof shall be a Debt due to the Crown, and be recoverable accordingly with Costs of Suit.

Power to
cross certain
Roads on a
Level.

XVIII. 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 said Company in the Construction of the said new or altered Line of Railway by this Act authorized to be made to carry the same across and on the Level of the several Highways numbered on the Plans deposited as herein-before mentioned as follows; (that is to say,)

On the extra-parochial Land on the Shore of *Lough Foyle*, known as the *Donnybrewer* and *Longfield* Level, the Road numbered 10 on the said Plans:

In the Parish of *Tamlaghtard* or *Magilligan*, the Roads numbered respectively on the said Plans, 3, in the Townland of *Carrowreagh*; 12, in the Townland of *Oughtymoyle*; 14 and 27, in the Townland of *Duncrun*; 10, in the Townland of *Clooney*; 6 and 11, in the Townland of *Craig*; and 8, in the Townland of *Benone*.

Company
to erect a
Station or
Lodge at
Points where
certain Roads
crossed on a
Level, and
abide by
Rules, &c. of
Commis-
sioners of
Railways.

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

such Offence shall continue after such Penalty of Twenty Pounds shall have been incurred.

XX. And be it enacted, That the Works authorized by the first-recited Act and this Act shall be completed within Seven Years from the passing of this Act, and on the Expiration of such Period the Powers by this Act granted to the Company for executing such Works or otherwise in relation thereto shall cease to be exercised, except as to so much of the same as shall then be completed.

Period for Completion of Works.

XXI. And be it enacted, That it shall be lawful for the Company, except as herein after specified; to demand and receive for and in respect of the said Deviation the same Tolls and Charges as they are by the said recited Act authorized to demand and receive for and in respect of the Railway by such Act authorized to be constructed.

Same Tolls to be taken as on Main Line.

XXII. And be it enacted, That the maximum Rates of Charge to be made by the Company, including the Tolls for the Use of the Railway and of Carriages, and for locomotive Power, and every other Expense incidental to such Conveyance (except the loading and unloading of Goods, when such Service is performed by the Company), shall not exceed the Amount mentioned in the following Table; (that is to say,)

Maximum Charges for Goods and Animals.

1. In respect of the Tonnage of all Articles conveyed upon the Railway, or any Part thereof, as follows: For Goods.

For all Dung, Compost, and all Sorts of Manure, Lime, and Limestone, and all undressed Materials for the Repair of public Roads or Highways, *per Ton per Mile* not exceeding Two-pence:

For all Coals, Coke, Culm, Charcoal, and Cinders, all Stones for building, pitching, and paving, all Bricks, Tiles, Slates, Clay, Sand, Ironstone and Iron Ore, Pig Iron, Bar Iron, Rod Iron, Hoop Iron, and all other similar Descriptions of Wrought Iron and Iron Castings not manufactured into Utensils or other Articles of Merchandize, *per Ton per Mile* not exceeding Two-pence Halfpenny:

For all Sugar, Grain, Corn, Flour, Meal, Bread, Potatoes, Hay, Straw, Flax, Tow, Linen or Cotton Yarn, Hides, Dyewoods, Earthenware, Timber, Stones, and Deals, Metals (except Iron), Nails, Anvils, Vice, and Chains, *per Ton per Mile* not exceeding Three-pence:

For all Cotton and other Wools, Drugs, except Vitriol, manufactured Goods, and all other Wares, Merchandize, Fish, Articles, Matters, or Things, *per Ton per Mile* not exceeding Four-pence:

And for every Carriage, of whatever Description, not being a Carriage adapted and used for travelling on a Railway, and not weighing more than One Ton, carried or conveyed on a Truck or Platform belonging to the Company, *per Mile* not exceeding Sixpence:

And a like Sum of Two-pence *per Mile* for every additional Quarter of a Ton or fractional Part of a Quarter of a Ton which any such Carriage so conveyed may weigh.

2. In

For Cattle.

2. In respect of Animals conveyed in Carriages upon the Railway as follows :

For every Horse conveyed in or upon any Carriage belonging to the Company, not exceeding Four-pence *per* Mile :

For every Ox, Cow, Bull, or Neat Cattle conveyed in or upon any such Carriage, *per* Mile not exceeding Three-pence :

For every Calf or Pig, Sheep, Lamb, or other small Animal, conveyed in or upon any such Carriage, *per* Mile not exceeding One Penny.

Maximum Rates of Charges for Passengers.

XXIII. And be it enacted, That the maximum Rate of Charge to be made by the Company for the Conveyance of Passengers upon the said Railway, including the Tolls for the Use of the Railway, and of Carriages, and for locomotive Power, and every other Expense incidental to such Conveyance, shall not exceed the following Sums :

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

For every Passenger conveyed in a Second-class Carriage, the Sum of One Penny Three Farthings *per* Mile :

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

Restriction as to Charges not to apply to Special Trains.

XXIV. Provided always, and be it enacted, That the Restriction as to the Charges to be made for Passengers shall not extend to any special or extra Train that may be required to be run upon the said Railway, 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 Charges by Agreement.

XXV. Provided further, and be it enacted, That nothing herein contained shall be held to prevent the said Company from taking any increased Charges over and above the Charges herein-before 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.

Deposits for future Bills not to be paid out of the Company's Capital.

XXVI. And be it enacted, That it shall not be lawful for the said Company, out of the Money by the said recited Act authorized to be raised for the Purposes of such Act, 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.

Saving the Rights of the Irish Society.

XXVII. Provided always, and be it enacted, That nothing in this Act contained, nor in that of the Eighth and Ninth of *Victoria* Chapter One hundred and eighty-seven, to which this Act refers, shall extend to prejudice, diminish, alter, or take away any of the Rights, Privileges, Powers, or Authorities vested in or enjoyed by the

the Honourable the *Irish Society*, the Governor and Assistants, *London*, of the New Plantation of *Ulster* within the Realm of *Ireland*, under or by virtue of any Charter or Charters heretofore granted to them by the Crown, or of any Statute or Statutes in anywise relating thereto.

XXVIII. Provided always, and be it enacted, That nothing in this Act contained shall extend, or be deemed or construed to extend, in any Manner to lessen, defeat, alter, or prejudice any Contract, Mortgage, or Agreement entered into or made by or with or from the Undertakers named in an Act passed in the Second Year of the Reign of Her present Majesty, intituled *An Act for draining and embanking certain Lands in Lough Swilly and Lough Foyle in the Counties of Donegal and Londonderry*, or their Representatives or Assigns, with or to the said Company previously to the passing of this Act, and under the Powers and Provisions contained in the said first-recited Act, but that every such Contract, Mortgage, or Agreement shall, notwithstanding the Provisions contained in this Act, and the Deviation hereby authorized, remain and be in full Force and Virtue.

Saving the Rights of the Undertakers of the Lough Foyle Reclamation, named in 1 & 2 Vict. c. 87.

XXIX. Provided always, and be it enacted, That nothing in this Act contained shall in any Manner alter, vary, weaken, or prejudice any Right, Title, or Interest (if any) whether present, future, reversionary, or contingent, or by way of Forfeiture or otherwise, which *Thomas Isaac Dimsdale*, one of the Undertakers of the *Lough Foyle Reclamation* referred to in the first-recited Act, now has or may hereafter have in, to, or upon the Lands, Mud Banks, and Slobs of *Lough Foyle* or any of them, and that all such Right, Title, and Interest as is now vested in or may hereafter accrue to the said *Thomas Isaac Dimsdale* in or to the said Lands, Mud Banks, Slobs, or any of them, shall not be subject to any Charge created or purporting to be created in or upon the said Lands, Mud Banks, or Slobs, or any of them, for the Purposes of the first-recited Act or of this Act, nor to any Charge in relation to any of the Expenditure to be incurred in constructing the Railway or Embankment by the said first-recited Act or this Act authorized to be made, and that it shall and may be lawful from Time to Time and at all Times hereafter for the said *Thomas Isaac Dimsdale*, his Executors, Administrators, or Assigns, to exercise any Right of Entry, and all other Privileges or Rights that may hereafter accrue to him or them, in, to, upon, or over the said Lands, Mud Banks, or Slobs, or any of them, and to make, assert, and establish such Privileges, and all other his and their Rights of Property therein, as fully and effectually in all respects and by the same Means as he or they might have done if this Act had not been passed.

Saving the Rights (if any) of *Thomas I. Dimsdale*.

XXX. 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*

Railway Company to be subject to the Provisions of 1 & 2 Vict. c. 98., 3 & 4 Vict. c. 97.,

[Local.]

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the

5 & 6 Vict.
c. 55.,
7 & 8 Vict.
c. 85., and
9 & 10 Vict.
cc. 57. 105.

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 Sessions of Parliament, and for other Purposes in relation to Railways ;* and Two Acts were passed in the Tenth Year of the Reign of Her said Majesty, intituled respectively *An Act for regulating the Gauge of Railways,* and *An Act for constituting Commissioners of Railways :* Be it enacted, That nothing in this Act contained shall be held to exempt the said 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 Railway and Company so far as the same shall be applicable thereto.

Railway not
exempt from
Provisions of
future general
Acts.

XXXI. Provided always, and be it enacted, That nothing herein contained shall be deemed or construed to exempt the Railway by this or the said recited Act authorized from the Provisions of any general Act relating to such Acts or of any general Act relating to Railways, now in force or which may 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.

Expenses of
Act.

XXXII. And be it enacted, That all the Costs, Charges, and Expenses of applying for, obtaining, and passing this Act, or preparatory or incident thereto, shall be paid and discharged out of the Funds of the Company in preference to all other Payments whatsoever.

Public Act.

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

LONDON: Printed by GEORGE E. EYRE and WILLIAM SPOTTISWOODE,
Printers to the Queen's most Excellent Majesty. 1848.