



An Act for enabling the *Manchester, Sheffield, and Lincolnshire* Railway Company to make improved Communications to their Station in *Manchester*.

WHEREAS an Act was passed in the Session of Parliament held in the Seventh Year of the Reign of His Majesty King *William* the Fourth, intituled *An Act for making a Railway from Sheffield in the West Riding of the County of York to Manchester in the County of Lancaster*, whereby a Company was incorporated called "The *Sheffield, Ashton-under-Lyne, and Manchester* Railway Company:" And whereas the Provisions of the said Act have been amended and enlarged by several subsequent Acts of Parliament relating to the said Company, passed respectively in the Sessions of Parliament held in the Fifth and Sixth, the Sixth and Seventh, the Seventh and Eighth, and the Ninth and Tenth Years of the Reign of Her present Majesty: And whereas an Act was passed in the Session of Parliament held in the Eighth and Ninth Years of the Reign of Her said present Majesty, intituled *An Act for making a Railway from a Place in the Parish of Bole in the County of Nottingham, near to the Town and Port of Gainsboro', to the Town and Port of Great Grimsby in the Parts of Lindsey in the County of Lincoln, with Branches to the District or Place called New Holland, and the*

[Local.] 8 R Town

8 & 9 Vict.
c. 202.

9 & 10 Vict.
c. 304.

9 & 10 Vict.
c. 319.

9 & 10 Vict.
c. 268.

10 & 11 Vict.
c. 190.

Town of Market Rasen, to be called the Great Grimsby and Sheffield Junction Railway: And whereas the Provisions of the said last-recited Act have been amended and enlarged by several subsequent Acts of Parliament relating to the said Company, passed in the said Session of Parliament held in the Ninth and Tenth Years of the Reign of Her said present Majesty: And whereas another Act was passed in the said Session of Parliament held in the said Eighth and Ninth Years of the Reign of Her said present Majesty, intituled *An Act for making additional Docks and other Works at the Haven of the Town and Port of Great Grimsby, and for amending the Acts relating to the said Haven*, whereby a Company was incorporated called "*The Grimsby Dock Company*:" And whereas another Act was passed in the said Session of Parliament held in the Ninth and Tenth Years of the Reign of Her said present Majesty, intituled *An Act for making a Railway from Sheffield to Gainsboro, with Branches*, whereby a Company was incorporated called "*The Sheffield and Lincolnshire Junction Railway Company*:" And whereas another Act was passed in the said Session of Parliament held in the Ninth and Tenth Years of the Reign of Her said present Majesty, intituled *An Act for making a Railway from the proposed Sheffield and Lincolnshire Railway to Lincoln*, whereby a Company was incorporated called "*The Sheffield and Lincolnshire Extension Railway Company*," by virtue of which last-mentioned Act the said last-named Company has become merged in and incorporated with the said *Sheffield and Lincolnshire Junction Railway Company*: And whereas another Act was passed in the said Session of Parliament held in the Ninth and Tenth Years of the Reign of Her said present Majesty, intituled *An Act to amalgamate the Sheffield, Ashton-under-Lyne, and Manchester Railway Company, the Sheffield and Lincolnshire Junction, the Sheffield and Lincolnshire Extension, and the Great Grimsby and Sheffield Railway Companies, and the Grimsby Dock Company*, under the Provisions whereof the said *Sheffield, Ashton-under-Lyne, and Manchester, Sheffield and Lincolnshire Junction, Sheffield and Lincolnshire Extension, and Great Grimsby and Sheffield Junction Railway Companies, and Grimsby Dock Company*, have been dissolved, and the Proprietors of Shares therein respectively have become united into a new Company, under the Name of "*The Manchester, Sheffield, and Lincolnshire Railway Company*:" And whereas an Act was passed in the last Session of Parliament, intituled *An Act to incorporate the Manchester and Lincoln Union Railway and Chesterfield and Gainsborough Canal Company with the Manchester, Sheffield, and Lincolnshire Railway Company*, under the Provisions whereof the Undertaking of the said *Manchester and Lincoln Union Railway and Chesterfield and Gainsborough Canal Company* has been incorporated with and now forms Part of the Undertaking of the said *Manchester, Sheffield, and Lincolnshire Railway Company*: And whereas several other Acts were passed in the last Session of Parliament relating to the said *Manchester, Sheffield, and Lincolnshire Railway Company*: And whereas it would tend much to the public Advantage, and to the convenient working of the several Lines of Railway which now form Portions of the *Manchester, Sheffield, and Lincolnshire Railway*, if the said Company were authorized to make a Railway Communication from the joint Station of themselves and the *London and North-western Railway Company* adjoining to and on the Southerly Side

Side of *Store Street* in *Manchester* to certain Lands purchased to afford additional Station Accommodation for the said *Manchester, Sheffield, and Lincolnshire* Railway Company; adjoining to and on the Northerly Side of *Store Street* aforesaid, by means of a Viaduct across the said Street and also a Railway Communication from the said *London and North-western* Railway, at or near *Travis Street* in *Manchester* as well to the said joint Station as to the said additional Station, by means of a Viaduct to and upon the said joint Station; and to lay Rails and make a Railway over or upon the said Viaducts respectively, and over and upon the said joint Station: And whereas it is also expedient that some of the Powers and Provisions of the said recited Acts should be amended and enlarged; but the 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, That the Railway Clauses Consolidation Act, 1845, and the Lands Clauses Consolidation Act, 1845, shall, so far as the same are applicable, and are not modified by this Act, or inconsistent with the Provisions thereof, be held to apply to the Works by this Act authorized to be made, and shall be read and construed as forming Part of this Act.

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

II. And be it enacted, That all the Provisions contained in the said recited Acts, so far as the same are or may be applicable and now in force, and except such of them as are by this Act repealed, altered, or otherwise provided for, or are inconsistent with the said Railway Clauses Consolidation Act, or the said Lands Clauses Consolidation 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 said Provisions were re-enacted in this Act in reference to such Purposes, Matters, and Things; and the said recited Acts and this Act shall be construed and read together as forming One Act.

Provisions of
recited Acts
extended to
this Act.

III. And be it enacted, That it shall be lawful for the said *Manchester, Sheffield, and Lincolnshire* Railway Company to raise the Sum of Fifty thousand Pounds by the Creation of new Shares or Stock, in addition to the Sums of Money authorized to be raised by the said recited Acts, or which the said Company may be authorized to raise by any Act to be passed during the present Session of Parliament; and the new Shares or Stock to be created by virtue of this Act shall be considered Part of the general Capital of the Company: Provided always, that all and every Part of such Sum of Money so to be raised shall be applicable only to the Objects and Purposes by this Act authorized.

Power to
raise Money
by Creation of
new Shares.

New Shares
to form Part
of general
Capital

IV. And be it enacted, That after Shares for the whole of the Capital in Shares by this and the said recited Acts limited or authorized to be raised shall have been taken, and One Half of such Capital shall have been paid up, it shall be lawful for the Company to borrow on Mortgage such Sums of Money as shall from Time to Time

Power to
borrow
Money on
Mortgage.

Time be authorized to be borrowed by Order of a General Meeting of the Company, not exceeding in the whole, in addition to the Sum authorized to be borrowed by the said recited Acts, and in addition to any further Sum which they may be authorized to borrow by any Act to be passed during the present Session of Parliament, the Sum of Sixteen thousand six hundred and sixty-six Pounds, and to secure the Repayment of the Sum so to be borrowed, with Interest, by Mortgage of the Undertaking, as by the Companies Clauses Consolidation Act, 1845, provided, and subject to the several Provisions therein contained with respect to the borrowing of Money on Mortgage: Provided always, that all and every Part of such Sum of Money so to be borrowed shall be applicable only to the Objects and Purposes by this Act authorized.

Former
Mortgages
to have
Priority.

V. Provided always, and be it enacted, That all Mortgages or Bonds granted under the Authority of the said recited Acts, 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 or Bonds to be created by virtue of this Act.

Mortgages
and Transfers,
&c. to be
stamped.

VI. And be it enacted, That every Mortgage, Bond, or other Security for Money, and every Transfer of any Share, Stock, Mortgage, Bond, or other Security for Money, to be granted or made by virtue of the said recited Acts or this Act, shall be by Deed duly stamped, wherein the Consideration for the same shall be truly stated, anything herein or in the said recited Acts contained to the contrary notwithstanding,

Interest not
to be paid on
Calls paid up.

VII. 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 Companies Clauses Consolidation Act, 1845, in that Behalf contained,

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

VIII. 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,

Power to
make Rail-

IX. And be it enacted, That it shall be lawful for the Company to make a Railway Communication, with proper Works, Approaches,
and

and Conveniences connected therewith, from the joint Station of the said *Manchester, Sheffield, and Lincolnshire* Railway Company and the *London and North-western* Railway Company, adjoining to and on the Southerly Side of *Store Street* in the Township and Parish of *Manchester* in the County of *Lancaster*, to certain Lands purchased to afford additional Station Accommodation for the said *Manchester, Sheffield, and Lincolnshire* Railway Company, adjoining to and on the Northerly Side of *Store Street* aforesaid, by means of a Viaduct across the same Street, all in the said Township and Parish of *Manchester* and also a Railway Communication, with proper Works, Approaches, and Conveniences connected therewith, from the *London and North-western* Railway, at a Point at or near *Travis Street* in the said Township and Parish of *Manchester* as well to the said joint Station as to the said additional Station, by means of a Viaduct to and upon the said joint Station, and to lay Rails and make a Railway over or upon the said Viaducts respectively, and over and upon the said joint Station, all in the said Township and Parish of *Manchester*, the said before-mentioned Works respectively to be made in the Lines or Situation delineated on the Plans and Sections thereof deposited with the Clerk of the Peace for the County of *Lancaster*, and upon the Lands delineated on the said Plans and described in the Books of Reference therewith deposited; and it shall be lawful for the Company to take and use such of the said Lands as shall be necessary for such Purpose.

X. 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 compulsory Purchase of Lands limited.

XI. And be it enacted, That the said Railway, Approaches, and Works hereby authorized shall be completed within Five Years from the passing of this Act, and on the Expiration of such Period the Powers by this or the said former Acts granted for executing the same shall cease to be exercised, except as to so much of the same as shall then be completed.

Period for Completion of Works.

XII. And be it enacted, That the Provisions contained in the said recited Act passed in the Session of Parliament held in the Ninth and Tenth Years of the Reign of Her present Majesty, intituled *An Act to amalgamate the Sheffield, Ashton-under-Lyne, and Manchester Railway Company, the Sheffield and Lincolnshire Junction, the Sheffield and Lincolnshire Extension, and the Great Grimsby and Sheffield Railway Companies, and the Grimsby Dock Company*, whereby the Charges for the Conveyance of Passengers, and of Goods, and Cattle, are limited and regulated, shall extend and apply to the Charges to be made in respect of the Use of the Branch Railway by this Act authorized, and of the Engines and Carriages employed by the Company thereon.

Limiting Charges for Conveyance.

XIII. 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 appears to communicate therewith, and

As to Communication with the London and North-western Railway.

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at no other Point (without the previous Consent in Writing of the *London and North-western Railway Company* under their Common Seal); and that all Communications between the 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 most approved, laid in the Manner most approved, and to the entire Satisfaction of the Engineer for the Time being of the said *London and North-western Railway Company*; and that no Deviation whatever shall be made from the Line or Levels of the said Railway hereby authorized where the same passes through or within any Lands of the said *London and North-western Railway Company*, without such Consent as aforesaid.

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

XIV. And be it enacted, That, except as hereby otherwise expressly provided, nothing in this Act contained shall extend or be deemed or construed to extend to 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 or otherwise, are hereby expressly saved and reserved, not only as against and with respect to the said *Manchester, Sheffield, and Lincolnshire Railway Company*, but also as against and with respect to all other Companies and Persons whomsoever.

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.

XV. 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 Sessions of Parliament, and for other Purposes in relation to Railways*; and another Act was passed in the Session of Parliament held in the Ninth and Tenth Years of the Reign of Her said Majesty, intituled *An Act for regulating the Gauge of Railways*; and another Act was passed in the same Session of Parliament, intituled *An Act for constituting Commissioners of Railways*: Be it enacted, That nothing in this Act contained shall be held to exempt the said Railway, Approaches, and Works, 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, Approaches, and Works, and Company, so far as the same are applicable.

Railway not exempt from Provisions of future general Acts.

XVI. And be it enacted, That nothing herein contained shall be deemed or construed to exempt the Railway by this or the said recited Acts authorized to be made 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 hereafter pass during this 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 the said recited Acts or this Act.

XVII. And be it enacted, That all the Costs, Charges, and Expenses of and attending the passing of this Act or incidental thereto shall be paid by the said Company, *pari passu* with the Costs, Charges, and Expenses of any other Act of Parliament passed in the present Session to which they may be liable, out of the first Monies that shall come to their Hands and in preference to any other Payment whatsoever. Expenses of Act.

XVIII. And be it enacted, That in citing this Act in other Acts of Parliament, and in legal Instruments and other Proceedings, it shall be sufficient to refer to and describe it by the Title of "*The Manchester, Sheffield, and Lincolnshire Railway (Station Approach at Manchester) Act, 1848.*" Short Title of Act.

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

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