



ANNO DECIMO QUARTO & DECIMO QUINTO

VICTORIÆ REGINÆ.

Cap. lxxxix.

An Act for extending and enlarging the Powers of the *Bolton, Blackburn, Clitheroe, and West Yorkshire* Railway Company, for changing the Name of the Company, and for other Purposes.

[24th July 1851.]

WHEREAS by “*The Blackburn, Darwen, and Bolton* Railway Act, 1845,” a Company was incorporated by the Name of “*The Blackburn, Darwen, and Bolton* Railway Company,” for the Purpose of constructing the Railway and Works in the said Act mentioned, with Power to raise a Capital in Shares of Three hundred thousand Pounds, and the further Sum of One hundred thousand Pounds on Mortgage or Bond: And whereas by “*The Blackburn, Darwen, and Bolton* Railway Act, 1846,” further Powers were granted to the said Company, who were thereby authorized to raise a further Sum of One hundred thousand Pounds by the Creation of Shares, and a further Sum of Thirty-three thousand Pounds on Mortgage or Bond: And whereas by “*The Blackburn, Clitheroe, and North-western Junction* Railway Act, 1846,” a Company was incorporated by the Name of “*The Blackburn, Clitheroe, and North-western Junction* Railway Company,” for the Purpose of constructing

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the Railway and Works in the said Act mentioned, with Power to raise a Capital in Shares of Six hundred thousand Pounds, and the further Sum of Two hundred thousand Pounds on Mortgage or Bond: And whereas under the Provisions of the last-recited Act, and of "The *Blackburn, Darwen, and Bolton* Railway Acts Amendment Act, 1847," the said *Blackburn, Darwen, and Bolton* Railway Company, and the said *Blackburn, Clitheroe, and North-western Junction* Railway Company, were amalgamated into One Company by the Name or Style of "The *Bolton, Blackburn, Clitheroe, and West Yorkshire* Railway Company" (in this Act called "The *Blackburn* Railway Company"): And whereas it is expedient that further Time should be granted to the *Blackburn* Railway Company for the compulsory Purchase of Lands and Houses required for the Construction of a Portion of the Works authorized by "The *Blackburn, Clitheroe, and North-western Junction* Railway Act, 1846," and for the Completion of that Portion of their Railway, and that the said Company should be authorized, in constructing a Portion of the Line of Railway authorized by the same Act, to carry the same across certain Roads on the Level thereof: And whereas it is also expedient that some of the Tolls, Rates, and Charges authorized to be taken in respect of the *Bolton, Blackburn, Clitheroe, and West Yorkshire* Railway (in this Act called "The *Blackburn* Railway") should be increased or altered, and that further Powers should be granted in reference to the Imposition and Collection of Tolls, Rates, and Charges: And whereas some of the Shares authorized to be created by the said recited Acts, or some of such Acts, have not been issued, and no Person is named in the Register of Shareholders of the Company as Owner thereof: And whereas certain other Shares in the Company on which Calls have been made have been declared forfeited; and it is expedient that such unissued Shares and such forfeited Shares, as well as any Shares which may hereafter be declared forfeited, should be cancelled, and that the Company should be empowered to create new Shares in lieu of such unissued and forfeited Shares: And whereas under the Provisions of the recited Acts, or some of them, the Sum of Two hundred and seventy-five thousand Pounds or thereabouts, Part of the Sum of Three hundred and thirty-three thousand Pounds by such Acts authorized to be borrowed on Mortgage or Bond, has been borrowed, and is now owing by the Company, but no Part of the Residue of the said Sum of Three hundred and thirty-three thousand Pounds has been borrowed, and the *Blackburn* Railway Company are desirous of creating Shares for the Purpose of raising so much of the said Sum of Three hundred and thirty-three thousand Pounds as has not yet been borrowed, instead of borrowing the same, and also of paying off the Amount already borrowed and now owing as aforesaid: And whereas it is also expedient that some of the Powers and Provisions contained in the said recited Acts, or some of them, should be altered, amended, and enlarged;

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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,

I. That, as regards the Lands herein-after mentioned, the *Blackburn Railway Company* may lawfully exercise for the Period of Two Years from the passing of this Act all the Powers for the compulsory Purchase of Lands and Houses, and otherwise in relation thereto, granted by "The *Blackburn, Clitheroe, and North-western Junction Railway Act, 1846*," as fully and effectually as if the Period limited by such Act for the Exercise of such Powers had extended to the said Period of Two Years from the passing of this Act; (that is to say,) as to so much and such Parts of the Lands and Houses which are in and by "The *Blackburn, Clitheroe, and North-western Junction Railway Act, 1846*," authorized to be taken for the Purposes of the Railway and Works thereby authorized to be constructed as is and are situated in the several Parishes or Places of *Whalley and Chatburn*, in the County of *Lancaster*; and *Sawley with Tosside, Rimington, Gisburne, Bolton by Bowland*, otherwise *Bolton by Bolland, Paythorne, Halton West, Hellifield, Long Preston, Bracewell, Barnoldswick, Brogden, Martons Both, Coates, Thornton, Thornton in Craven, Broughton, and Elslack*, all in the West Riding of the County of *York*.

Extending Time for compulsory Purchase of Lands.

II. That the Period limited by "The *Blackburn, Clitheroe, and North-western Junction Railway Act, 1846*," for the Completion of the Railway and Works thereby authorized, shall, as to so much thereof as is authorized to be constructed through the several Parishes or Places above mentioned, be and the same is hereby accordingly extended for a Period of Four Years from the passing of this Act.

Extending Time for Completion of Works.

III. That the Justices, Arbitrators, Umpires, or Juries respectively, as the Case may be, who, under the Provisions of "The *Blackburn, Clitheroe, and North-western Junction Railway Act, 1846*," shall award or assess the Compensation to be made by the *Blackburn Railway Company* to the Owners or Occupiers of or other Persons interested in any of the Lands for the Purchase of which the Period is by this Act extended, and which shall be taken or used for the Purposes of the Railway or Works by "The *Blackburn, Clitheroe, and North-western Junction Railway Act, 1846*," authorized, or which may be injuriously affected by the Construction thereof, shall, in estimating the Amount of such Compensation, have regard to and make Compensation for the additional Damage (if any) sustained by such Owners, Occupiers,

Parties aggrieved by Time being extended may have Compensation for additional Damage.

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cupiers, or other Persons, by reason of the Extension of Time hereby authorized as aforesaid.

Existing
Contracts
and Notices
to take
Lands not to
be affected.

IV. That the Extension hereby authorized of the Period aforesaid for the compulsory Purchase of Lands shall not in anywise prejudice or affect any Contract entered into or Notice given by the *Blackburn Railway Company* before the passing of this Act, for purchasing, taking, or using any Lands which such Company is entitled to purchase, take, or use, but every such Contract and Notice respectively shall be construed and shall take effect, and the same Proceedings shall be had thereunder, and all Parties thereto shall be entitled to the same Rights and Remedies in respect thereof, both at Law and in Equity, as if such Extension of Time had not been authorized as aforesaid.

Power to
cross certain
Roads on the
Level.

V. That, notwithstanding anything in "The *Blackburn, Clitheroe, and North-western Junction Railway Act, 1846*," or in any Act or Acts incorporated therewith, contained, it shall be lawful for the *Blackburn Railway Company* (subject to the Provisions contained in "The *Railways Clauses Consolidation Act, 1845*," with reference to the crossing of Roads on the Level), in the Construction of such Portion of the Line of the *Blackburn Railway* as is situate between the Field numbered on the Plans referred to in "The *Blackburn, Clitheroe, and North-western Junction Railway Act, 1846*," 222 in the Parish of *Whalley* in the County of *Lancaster*, and the Termination of the Railway in the Township and Parish of *Long Preston* in the West Riding of the County of *York*, to carry the same across the several Roads next herein-after specified on the Level thereof, (that is to say,) the Roads numbered respectively on the Plans referred to in the last-mentioned Act 280 in the Parish of *Whalley*, 51, 90, and 112 in the Parish of *Gisburne*, and 7 in the Parish of *Long Preston*, and also (subject as aforesaid) in the Construction of such Portion of the Line of the said *Blackburn Railway* as is situate between the Junction of the said last-mentioned Railway in the extra-parochial Place of *Sawley* with *Tosside* in the West Riding of the County of *York*, and the Junction or Junctions with the *Leeds and Bradford Extension Railway* in the Township of *Elslack* in the Parish of *Broughton* in the said West Riding, to carry the same across the several Roads next herein-after specified on the Level thereof, (that is to say,) the Roads numbered respectively on the Plans referred to in the last-mentioned Act 19 and 55 in the Parish of *Gisburne*, 10 in the Parish of *Marton's Both*, and 2 in the Parish of *Thornton*.

Company to
erect a
Station or

VI. That for the greater Convenience and Security of the Public the *Blackburn Railway Company* shall erect and permanently maintain

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tain either a Station or Lodge at the several Points where the said Railway crosses the before-mentioned Roads on the Level; and the 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 imposed.

Lodge at level Crossings, and abide by Rules, &c. of Commissioners of Railways.

VII. That it shall be lawful for the Commissioners of Railways, if it shall appear to them to be necessary for the Public Safety, at any Time, either before or after the Railway by "The *Blackburn, Clitheroe, and North-western Junction* Railway Act, 1846," authorized to be made shall have been completed and opened for public Traffic, to require the *Blackburn* Railway Company, within such Time as the said Commissioners shall direct, and at the Expense of the said Company, to carry any or either of the herein-before mentioned Roads either under or over the Railway by means of a Bridge or Arch in lieu of crossing the same on the Level, and to execute such other Works as under the Circumstances of the Case shall appear to the said Commissioners the best adapted for removing or diminishing the Danger arising from any such level Crossing.

Commissioners of Railways may require a Bridge to be erected in lieu of level Crossing.

VIII. That from and after the passing of this Act it shall be lawful for the Company to demand and receive, for the Conveyance along their Railway or any Part thereof, of Lime and Limestone, and all undressed Materials for the Repair of public Highways, including the Tolls for the Use of the Railway, and Waggon or Trucks and locomotive Power, and every Expense incidental to such Conveyance (except a reasonable Sum for loading, covering, and unloading of such Articles, where such Services are performed by the Company), any Sum not exceeding One Penny Halfpenny *per Ton per Mile*.

Tolls on Lime, &c.

IX. That for and instead of any fractional Part of Sixpence in any Sum beyond an integral Number of Sixpences payable to the *Blackburn* Railway Company by any Passenger conveyed along the *Blackburn* Railway or any Part thereof by any Express Train or in a First-class Carriage by any other Train, it shall be lawful for the said Company and they are hereby empowered to demand and

As to fractional Sums.

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receive the Sum of Sixpence; and for and instead of any fractional Part of Fourpence in any Sum beyond an integral Number of Fourpences, payable by any Passenger conveyed in a Second-class Carriage by any such other Train, the said Company may lawfully demand and receive the Sum of Fourpence.

As to certain
existing Pre-
ference
Shares.

X. And whereas under the Authority of the recited Acts relating to the *Blackburn Railway Company*, or some of them, Eight thousand five hundred Shares of the nominal Value of Twenty-five Pounds each were created, and now form Part of the Capital of the said Company, to the Holders of which Shares a Priority in the Payment of Dividends over the Holders of other Shares in the said Company to the Extent of Six Pounds *per Centum per Annum* upon the nominal Amount thereof was assigned: And whereas no other Shares have been created or issued with any special Privileges attached of Preference or Priority in the Payment of Dividends: And whereas Doubts may arise as to the Right of the Company, under the recited Acts, to assign to Shares created under the Authority thereof a Priority in the Payment of Dividends over other Shares in the Company, and as to the Power of the Holders of the before-mentioned Shares to enforce Payment of the preferential Dividend so assigned to them as aforesaid, and it is therefore expedient that a preferential Dividend after the Rate of Six Pounds *per Centum per Annum* should be secured and confirmed to the Holders of such Shares: Be it therefore enacted, That the Eight thousand five hundred Shares so created as aforesaid shall be called "*Blackburn Railway Class B. Preference Shares*," and that the said Company shall pay Dividends to the Holders thereof at and after the Rate of Six Pounds *per Centum per Annum* upon the nominal Amount of such Shares before they shall pay any Dividend to the Holders of any other Shares in the Company, whether created and issued under the Authority of the said recited Acts relating to the *Blackburn Railway Company* or any of them, or of this Act, save and except the Shares to be created and issued under the Authority of this Act in lieu of borrowing Money, or for the Purpose of paying off Monies already borrowed.

Power to
cancel
Shares.

XI. That all Shares in the *Blackburn Railway Company* which at the Time of the passing of this Act shall not have been issued, and in respect of which no Person is named in the Register of Shareholders of the Company as Owner thereof, may, by the Vote of any Extraordinary Meeting of the Company, be cancelled, and shall thereupon be cancelled, and shall be deemed not to have been created; and the Directors or the Company shall not after such Shares shall have been so cancelled make any Call or receive any Money thereon or in respect thereof, and shall not issue, sell, or dispose of any such Shares.

XII. That

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XII. 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 *Blackburn Railway Company* in the *London Gazette*, and in One Newspaper of each County through which their said Railway passes, of such Forfeiture or intended Forfeiture, and that such Share will become cancelled if the Arrears of Calls and Interest due thereon be not paid within the Space of One Calendar Month from the Publication of such Notices, then, in case such Arrears and Interest be not paid within such last-mentioned Period, and the Market Price of Shares of the same Class in the said Company in the City of *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 become absolutely cancelled, and the Proprietor thereof shall thenceforth be precluded from all Right or Interest therein; 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 Shares could not be obtained for the same according to the Market Price of such Shares in the City of *London*, shall be sufficient Evidence of the Facts therein stated: Provided nevertheless, that such Forfeiture and cancelling shall not affect or alter the Liability of the last Proprietor of any such Share to pay to the Company the Arrears of Calls and Interest due in respect of such Share at the Time of the cancelling thereof, after deducting therefrom the Market Value of such Share according to the Market Price of Shares in the City of *London* at the Time of such cancelling as aforesaid, or the Powers of the Company to enforce Payment thereof by Action.

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

XIII. That the *Blackburn Railway Company*, with the Consent of an Extraordinary Meeting of the Shareholders called for that Purpose, and with the Assent of the Holder of any Share after the passing of this Act liable to be declared forfeited, may, instead of forfeiting such Share, declare the same Share cancelled, and thereupon the same, and all Rights, Claims, and Demands in respect thereof, shall cease to exist, and every Share so cancelled shall be deemed not to have been created.

As to cancelling of forfeited Shares by Consent.

XIV. That in lieu and instead of any Shares cancelled by virtue of this Act it shall be lawful for the said *Blackburn Railway Company* from Time to Time, with the Approbation of Three Fifths at least of the Votes of the Proprietors present in Person or by Proxy at any Extraordinary Meeting of the said Company, to create new Shares, with such special Advantages with respect to Priority or Amount (not exceeding Six Pounds *per Centum per Annum* of Dividend

New Shares may be created in lieu of Shares merged and not issued.

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dend payable thereon) as by the Order of any such Meeting shall be fixed and determined; and all and every Part of the Money to be received by the Company in respect of the said Shares shall be applied exclusively to the Purposes authorized by the recited Acts relating to the *Blackburn* Railway Company: Provided always, that the Company shall not by the Creation of new Shares as aforesaid increase the aggregate Amount of Capital which they are authorized to raise by virtue of the several Acts of Parliament relating to the Company, or in any Manner prejudice or affect the Priority of the said *Blackburn* Railway Class B. Preference Shares.

Power to create new Shares, to replace Money expended in Payment of Interest on Calls.

XV. And whereas the *Blackburn* Railway Company have, under the Authority of the recited Acts or some of them, expended the Sum of Fifty thousand Pounds or thereabouts, Part of the Capital authorized to be raised by such Acts, in Payment of Interest on Calls in respect of the Shares created by virtue of such Acts, and it is expedient that the said Company should be authorized to raise the Sum of Fifty thousand Pounds by the Creation of new Shares, to replace the Amount so expended: Be it enacted, That it shall be lawful for the said Company, from Time to Time, with the Approbation of Three Fifths at least of the Votes of the Proprietors present in Person or by Proxy at any Extraordinary Meeting of the said Company called for that Purpose, to raise the said Sum of Fifty thousand Pounds, or any Part thereof, by the Creation of new Shares, with such special Advantages with respect to Priority or Amount (not exceeding Six Pounds *per Centum per Annum*) of Dividend payable thereon, as by the Order of any such Meeting shall be fixed and determined, but not so as to prejudice or affect the Priority of the said *Blackburn* Railway Class B. Preference Shares; and all and every Part of the Money to be received by the Company in respect of the said Shares so to be created shall be applied exclusively to the Purposes authorized by the recited Acts relating to the *Blackburn* Railway Company.

Power to convert borrowed Money into Capital.

XVI. That it shall be lawful for the *Blackburn* Railway Company, if they think fit, to raise the Sum of Three hundred and thirty-three thousand Pounds, the Amount which by the recited Acts relating to the said Company, or some of them, is authorized to be borrowed, or any Part of the said Sum of Three hundred and thirty-three thousand Pounds, by creating new Shares of the Company, instead of borrowing the same, or, having borrowed the same or any Part thereof, it shall be lawful for them to pay off such Loan or any Part thereof by creating new Shares; and it shall be lawful for the Company, if they think fit, with the Consent of Three Fifths at least of the Votes of the Proprietors present, personally or by Proxy, at an Extraordinary Meeting of the Company convened for that Purpose, to guarantee any Rate of Interest or Dividend upon all or any of the new Shares which

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which may be so created as aforesaid (not exceeding Five Pounds *per Centum per Annum*) to be paid in preference to and before any other Dividend upon or in respect of any other Class of Shares in the Company, whether created under the Provisions of the said recited Acts relating to the said Company or this Act: Provided always, that no such Augmentation of Capital shall take place without the previous Order of a General Meeting of the said Company specially convened for that Purpose; and all and every Part of the Money to be received by the Company in respect of the said Shares shall be applied exclusively to the Purposes authorized by the recited Acts relating to the *Blackburn Railway Company*.

XVII. That the new Shares which shall be created by virtue of this Act shall be of such nominal Amount, and shall be issued and disposed of either to the existing Shareholders in the Company, in proportion, as nearly as may be, to the Shares held by them respectively, or to such other Persons, at such Times, and in such Manner, and on such Conditions as any General Meeting of the Company specially convened for the Purpose may determine; and all such new Shares shall be deemed Personal Estate, and shall be transmissible and transferable as such, in the Manner provided and directed by "The Companies Clauses Consolidation Act, 1845;" and all Persons and Corporations who shall become entitled to any such new Share or Shares, and their several and respective Successors, Executors, Administrators, and Assigns, shall be and they are hereby declared to be Owners and Proprietors of Shares in the Undertaking of "*The Blackburn Railway Company*," and to be interested therein, and entitled to Dividends and Profits, and to vote in respect thereof, in proportion to the Amount of such new Share or Shares; and all the Powers to make Calls, and charge Interest thereon, to sue for Calls and Interest, to forfeit and to sell Shares in case of Nonpayment of Calls, and all other the Provisoes, Indemnities, Remedies, Clauses, Matters, and Things contained in "The Companies Clauses Consolidation Act, 1845," shall apply to such new Shares and the Proprietors thereof, save so far as any of such Powers, Provisoes, Indemnities, Remedies, Clauses, Matters, or Things are hereby expressly varied or altered; and the several Proprietors of such new Shares shall be and are hereby united to and incorporated with the *Blackburn Railway Company*.

As to Disposal of new Shares.

XVIII. That Twenty *per Centum* on the nominal Amount of Calls. each of such new Shares shall be the greatest Amount of any One Call which the Directors may make on or in respect of any Shares created by virtue of this Act, and Two Months at the least shall be the Interval between successive Calls, and the aggregate Amount of Calls on any One Share in any One Year shall not exceed Four Fifths of the Amount of such Share.

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XIX. That

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Interest not
to be paid on
Calls paid up.

XIX. That it shall not be lawful for the said *Blackburn* Railway Company, out of any Money by this Act or any other Act relating to the said Company authorized to be raised by Calls in respect of Shares, or by the Exercise of any Power of borrowing, to pay Interest or Dividend to any Shareholder on the Amount of the Calls made in respect of 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 Com-
pany's
Capital.

XX. That it shall not be lawful for the said *Blackburn* Railway Company, out of any Money by any existing Act relating to the said Company 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 any Act authorizing the said Company to construct any other Railway or execute any other Work or Undertaking.

Change of
Name of
Bolton,
Blackburn,
&c. Railway
Company.

XXI. That from and after the passing of this Act the said *Bolton, Blackburn, Clitheroe, and West Yorkshire* Railway Company shall cease to be called by that Name, and instead thereof the said Company shall be called and known, and continue to be incorporated and have Continuance, by the Name of "The *Blackburn* Railway Company," and by that Name shall and may keep and have perpetual Succession and a Common Seal, and sue and be sued, and have, hold, retain, use, and exercise all such and the same Lands; Tenements, Hereditaments, Tolls, Sums of Money, Credits, Debts, Duties, Penalties, Contracts, Goods and Chattels, Powers, Authorities, Rights, Privileges, Liberties, Profits and Advantages, which at the Time of the passing of this Act or at any Time thereafter are or have or shall be purchased by, or contracted with, or granted to, or be vested in, or did or may belong or be due to, the said *Bolton, Blackburn, Clitheroe, and West Yorkshire* Railway Company, or which they the said *Bolton, Blackburn, Clitheroe, and West Yorkshire* Railway Company did or may possess or become entitled to; and the several Railways and Works which shall belong to the said *Bolton, Blackburn, Clitheroe, and West Yorkshire* Railway Company shall be called by the Name of "The *Blackburn* Railway."

Actions not
to abate.

XXII. Provided always, That no Action, Suit, Bill, Process, Writ, Indictment, Information, or any other Proceeding, whether civil or criminal,

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criminal, which at or immediately before the passing of this Act had been commenced and was then pending, whether at the Suit or Instance of the *Bolton, Blackburn, Clitheroe, and West Yorkshire Railway Company* against any other Corporation or against any Person, or at the Suit or Instance of any other Corporation or of any Person against the same Company, shall abate, determine, or be otherwise impeached or affected for or by reason of the aforesaid Change of the Name of the said Company, nor shall any Notice, Tender, Requisition, Warrant, Summons, Pleading, civil or criminal, Writ or other Process, Record, Deed, Contract, Agreement, Writing, or Instrument that shall have been or shall be made, issued, written, or commenced be deemed to be vacated, discharged, invalidated, prejudiced, or affected by reason of the said Company or Railway being therein respectively called by the Name of "*The Bolton, Blackburn, Clitheroe, and West Yorkshire Railway Company*," or "*The Bolton, Blackburn, Clitheroe, and West Yorkshire Railway*;" and it shall not be necessary, in any Bill, Suit, Indictment, Information, Notice, Tender, Requisition, Warrant, Summons, Pleading, civil or criminal, Writ or other Process, or in any Record, Deed, Contract, Agreement, Writing or other Instrument, or Matter, to aver that the said Company had been called or known from the Time of the passing of "*The Blackburn, Darwen, and Bolton Railway Acts Amendment Act, 1847*," until the Time of the passing of this Act, by the Name of "*The Bolton, Blackburn, Clitheroe, and West Yorkshire Railway Company*," or that the said Railway had been called or known within that Period by the Name of "*The Bolton, Blackburn, Clitheroe, and West Yorkshire Railway*," and that by this Act the Names of the said Company and their Undertaking were changed as aforesaid, and that after the passing of this Act the said Company hath been called and known by the Name of "*The Blackburn Railway Company*," but it shall be deemed true, lawful, and sufficient therein to aver the Style and describe the said Company by the Name of "*The Blackburn Railway Company*," and their Undertaking by the Name of "*The Blackburn Railway*," in the same Manner as if the said Company in and by "*The Blackburn, Darwen, and Bolton Railway Acts Amendment Act, 1847*," had been incorporated, called, or known by the Name of "*The Blackburn Railway Company*," and as if their Undertaking had been called and known by the Name of "*The Blackburn Railway*."

XXIII. 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 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 Regula-*

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

tion

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

tion 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, intituled An Act for constituting Commissioners of Railways : Be it enacted, That nothing in this Act contained shall be held to exempt the said Railways 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 of the said Railways and Works and Company, so far as the same are applicable.

Railways not
exempt from
Provisions of
future Gene-
ral Acts.

XXIV. That nothing herein contained shall be deemed or construed to exempt the Railways by the said recited Acts authorized to be made, or the said Company, from the Provisions of any General Acts relating to such Acts, or of any General Act relating to Railways, or to the better and more impartial Audit of the Accounts of Railway Companies, now in force or which may hereafter pass during this or any future Session of Parliament, or from any future Revision and Alteration, under the Authority of Parliament, of the maximum Rates of Fares and Charges authorized by the said recited Acts or this Act.

Expenses of
Act.

XXV. That the Costs, Charges, and Expenses of and attending the passing of this Act, or incident thereto, shall be paid by the *Blackburn Railway Company.*

Short Title.

XXVI. 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 Blackburn Railway Act, 1851.*"

LONDON :

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