



ANNO DECIMO OCTAVO & DECIMO NONO

# VICTORIÆ REGINÆ.

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## *Cap. cxxxix.*

An Act to vary the Mode of carrying the *Staines, Wokingham, and Woking* Railway across certain Roads, and for other Purposes.

[16th July 1855.]

**W**HEREAS by the *Staines, Wokingham, and Woking* Railway Act, 1853, (incorporating "The Railways Clauses Consolidation Act, 1845,") the *Staines, Wokingham, and Woking* Railway Company (herein-after called "the Company") were empowered to make a Railway from *Staines* in the County of *Middlesex*, to join the *Reading, Guildford, and Reigate* Railway at *Wokingham* in the County of *Berks*, and to join the *London and South-western* Railway at *Woking* in the County of *Surrey*, according to the Levels shown on certain Sections deposited in the Months of *April* and *May* 1853, as in that Act mentioned: And whereas it is expedient that the Mode of crossing and dealing with certain Roads, as shown and described on those Sections, should be varied, and that certain of the Works in connexion with Roads by the recited Act authorized should be relinquished: And whereas it is expedient that the Provisions of the said recited Act should be amended, and that the Powers of the Company in reference to the Railway Station and Works authorized by the *South-eastern* Railway (*Reading Extension*) Act, 1853, and to the Use of the Roads and Approaches

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16 & 17 Vict.  
c. lxxxv.

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from the Town of *Reading* to the *Reading* Station of the *Great Western* Railway, should be declared and defined as herein-after provided: And whereas the several 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, as follows; (that is to say,)

Short Title. I. In citing this Act for any Purpose, it shall suffice to use the Expression "*The Staines, Wokingham, and Woking Railway Amendment Act, 1855.*"

Power to alter certain Roads.

II. And whereas Plans and Sections, showing the Diversions and Alterations of the Levels of Roads intended to be authorized by this Act, were in the Month of *November* last deposited with the several Clerks of the Peace for the Counties of *Surrey* and *Berks*: Therefore the Company may (in lieu of the Alterations of and Modes of crossing and dealing with those Roads prescribed by the firstly-recited Act, and the Plans and Sections deposited in the Months of *April* and *May* as in that Act mentioned,) make the Diversions of such Roads in the Lines shown on the Plans, and the Alterations of such Roads according to the Levels shown on the Sections deposited as aforesaid in the Month of *November* last, and may for those Purposes enter upon, take, and use any Lands which they might have taken under the Powers of the firstly-recited Act: Provided always, that the Company may in the Construction of the proposed Alterations deviate from the Levels thereof as shown on those Sections to any Extent not exceeding Five Feet.

Certain Parts of 8 & 9 Vict. c. 20. incorporated.

III. The Clauses and Provisions of "*The Railways Clauses Consolidation Act, 1845,*" with respect to the crossing of Roads, or other Interference therewith, shall be incorporated with this Act, except so far as the same are expressly varied by this Act; and in construing those Clauses and Provisions in connexion with this Act, the Expression the "*Special Act*" shall mean this Act, the Expression "*the Company*" shall mean "*The Staines, Wokingham, and Woking Railway Company,*" and the Expression "*the Railway*" shall mean the Railway and Works by the firstly-recited Act authorized to be constructed.

Power to cross a certain Road on the Level.

IV. Subject to the Provisions of the Portion of "*The Railways Clauses Consolidation Act, 1845,*" incorporated herewith, it shall be lawful for the Company in constructing the said *Staines, Wokingham, and Woking* Railway, to carry the same on the Level across the Road



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Road numbered on the said Plans deposited in the Months of *April* and *May* One thousand eight hundred and fifty-three, as follows :

Parish.	Number on Plans.
Egham	52 A.

V. 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 intended 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 Board of Trade; and if the Company shall fail to erect or at all Times to maintain any such Station or Lodge, or to 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 of Twenty Pounds, and also to a daily Penalty of Ten Pounds for every Day such Offence shall continue after such Penalty of Twenty Pounds shall have been incurred.

Station or Lodge to be erected at the Point of crossing.

VI. It shall be lawful for the Board of Trade, if it shall appear to them to be necessary for the Public Safety, at any Time hereafter to require the Company, within such Time as the Board of Trade shall direct, and at the Expense of the Company, to carry the said Road either over or under the Railway by means of a Bridge or Arch, in lieu of crossing the same on a Level, or to execute such other Works as under the Circumstances of the Case shall appear to the Board of Trade best adapted for removing or diminishing the Danger arising from such level Crossing; but where any such Road shall be so carried either under or over the Railway, it shall not be necessary for the Company to erect or maintain any Station or Lodge at the Point where such Road may be crossed, or to appoint any Person to watch or superintend the Crossing thereof, nor shall they be liable to any of the aforesaid Penalties for Failure so to do.

Board of Trade may require Bridges in lieu of level Crossings.

VII. The Company may abandon and relinquish the Construction of such and such Parts of the Bridges and other Works in connexion with the Roads herein-before mentioned or referred to, authorized by the firstly-recited Act and the Sections so deposited as aforesaid in the Months of *April* and *May* One thousand eight hundred and fifty-three, as will be rendered unnecessary by the Diversions, Alterations, and other Works and Modes of dealing with those Roads by this Act authorized; and may also abandon and relinquish the Construction of the

Power to abandon and stop up unnecessary Roads and Works.



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the Diversion authorized by the firstly-recited Act, and the Plans deposited as aforesaid in the Months of *April* and *May* One thousand eight hundred and fifty-three, of the Roads numbered on those Plans 3 and 9 in the Parish of *Binfield* in the County of *Berks*.

Compensation to be made where Contracts have been entered into or Notices given.

VIII. In any Case where before the passing of this Act any Contract has been entered into or Notice given by the Company for purchasing any Lands which in consequence of the passing of this Act will not be required by the Company, the Company shall make to the Owners or Occupiers of and other Parties interested in such Lands full Compensation for all Injury or Damage sustained by such Owners, Occupiers, and other Parties, by reason of such Purchase not being completed pursuant to such Contract or pursuant to such Notice; and the Amount and Application of such Compensation shall be determined in the Manner provided by "The Lands Clauses Consolidation Act, 1845," for determining the Amount and Application of the Compensation to be paid for Lands taken under the Provisions thereof: Provided always, that nothing herein contained shall prejudice or affect the Right of any Owner or Occupier of any Lands to receive from the Company Compensation for any Damage that may have been occasioned by the Entry of the Company upon such Lands for the Purpose of surveying and taking Levels, and of probing or boring to ascertain the Nature of the Soil or of setting out the Line of the Railway pursuant to the Provisions for that Purpose in "The Lands Clauses Consolidation Act, 1845," contained.

New Works to be deemed Part of Works under recited Act.

IX. The Works by this Act authorized shall be deemed to all Intents and Purposes Part of the Works by the recited Act authorized, and shall be completed within the Period by that Act limited for the Completion of the Railway thereby authorized to be constructed.

Declaring Intent of firstly-recited Act as to Use of Reading, &c. Railway.

X. And whereas by the said "*Staines, Wokingham, and Woking Railway Act, 1853*," Section 53, it is enacted, that the Company may, and that the Company to whom the Line of the *Reading, Guildford, and Reigate* Railway shall for the Time being belong shall permit the Company to run and pass over, and to work and use, with their own Engines and Carriages using or passing over the Railway by that Act authorized, so much of the Line of the *Reading, Guildford, and Reigate* Railway as is situate between the Point of Junction of the Railway by that Act authorized, with the *Reading, Guildford, and Reigate* Railway, and the Terminus of the said last-mentioned Railway in the Town of *Reading* in the County of *Berks*, or any Part of such Portion of the said Line of Railway, and the Stations, Sidings, Watering Places, and other Conveniences connected therewith: And  
whereas



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whereas by the same Act, Section 54, Provision was made for the Settlement of Differences arising between the said Companies as to the Tolls, Charges, or other Consideration to be paid, and the Terms and Conditions to be observed, for and in respect of the working and Use of the said Portion of Railway, Works, and Conveniences, or as to the Amount of certain Expenses: And whereas by "The *South-eastern Railway (Reading Extension) Act, 1853*," passed in the same Session of Parliament as the *Staines, Wokingham, and Woking Railway Act*, the *South-eastern Railway Company* (the then and present Owners of the Line of the *Reading, Guildford, and Reigate Railway*) were empowered to make a Railway, with a Station and all proper Works and Conveniences connected therewith, commencing from and out of the *Reading, Guildford, and Reigate Railway* in the Parish of *Saint Lawrence Reading* in the County of *Berks*, and terminating at or near the existing Station of the *Great Western Railway Company* in the same Parish: Be it enacted, That the 53rd and 54th Sections of "The *Staines, Wokingham, and Woking Railway Act, 1853*," shall be read and construed as though at the Time of the passing of the last-mentioned Act the Railway Station and Works by "The *South-eastern Railway (Reading Extension) Act, 1853*," authorized to be made had formed Part of the said *Reading, Guildford, and Reigate Railway*, situate between the Point of Junction therewith of the *Staines, Wokingham, and Woking Railway* in the Parish of *Wokingham*, and the Terminus of the said *Reading, Guildford, and Reigate Railway* in the Town of *Reading* in the County of *Berks*: Provided always, that the Board of Trade shall, if requested by the *South-eastern Railway Company*, within Twelve Months from the opening of the new Station, determine what Proportion of the Expenses of forming the new Station shall be defrayed by the Company.

XI. And whereas by the "*South-eastern Railway (Reading Extension) Act, 1853*," the *South-eastern Railway Company* were authorized to use a certain Approach Road referred to in that Act for the Purpose of any Traffic passing to or from any Station to be constructed under the Authority of that Act, near the Station of the *Great Western Railway Company*, upon such Terms and Conditions as, in case of Difference between the said *South-eastern Railway Company* and the said *Great Western Railway Company*, should be prescribed by the Board of Trade or an Arbitrator to be appointed by that Board: Be it enacted, That it shall be lawful for the Company, and for their Lessees, Passengers, and Traffic, to use the said Approach Road so authorized to be used by the said *South-eastern Railway Company* as aforesaid, upon such Terms and Conditions as, in case of Difference between the Company and the *Great Western Railway*

As to Use of  
Approach  
Road at  
Reading.

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Company,



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Company, shall be prescribed by the Board of Trade or by an Arbitrator to be appointed by that Board at the Costs of the Company.

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

XII. The Company shall not, out of any Money by any Act relating to the Company authorized to be raised for the Purpose of such Act or Acts, pay or deposit any Sum of Money which by any Standing Order of either House of Parliament for the Time being in force may be required to be deposited in respect of any Application to Parliament for the Purpose of obtaining an Act authorizing the Company to construct any Railway or to execute any other Work or Undertaking.

Railways not exempt from Provisions of General Acts.

XIII. Nothing herein contained shall be deemed or construed to exempt the said Company, or the Railways by this Act 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, or to the better and more impartial Audit of the Accounts of Railway Companies, now in force, or which may hereafter pass during the present or any future Session of Parliament, or from any future Revision or Alteration under the Authority of Parliament of the maximum Rates of Fares and Charges, or of the Tolls for small Parcels authorized by this or the recited Acts.

Expenses of Act.

XIV. The Expenses, Costs, and Charges of preparing and passing this Act, and incidental thereto, shall be paid by the Company.

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