



ANNO DECIMO OCTAVO & DECIMO NONO  
**VICTORIÆ REGINÆ.**

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*Cap. cxlix.*

An Act for enabling the *Stockton and Darlington* Railway Company to make new Branches and other Works ; to acquire additional Lands ; and for other Purposes. [16th July 1855.]

**W**HEREAS by "The *Stockton and Darlington* Railway Act, 1854," several Acts previously passed relating to the *Stockton and Darlington* Railway Company were repealed, the Powers and Provisions thereof were consolidated, and further Powers were granted to the Company for the Construction of Works and other Purposes: And whereas it is expedient that the Company should be empowered to construct the Branch Railways, and to acquire for the Purposes of their Undertaking the additional Lands and Property herein-after mentioned or referred to, and divert or otherwise interfere with certain Roads in the Manner and to the Extent herein-after specified: And whereas it is also expedient that the Company should be empowered to acquire, compulsorily or by Agreement, a certain private Railway connecting that Part of the *Wear Valley* Railway formerly called the *Weardale* Extension Railway at or near the Foot of the *Sunniside* Incline Plane thereon with the *West Durham* Railway at or near the *Roddymoor* Colliery in the Township of *Crook*

[Local.] 27 C and

17 & 18 Vict. c. cxxviii.

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and Billy Row and Parish of Brancepeth, and the Lands upon which the said Railway has been constructed, and that the said Railway and Lands should be vested in the Company as Part of their Undertaking : And whereas the Share Capital of the Company under the recited Act is as follows ; first, their Share Capital of Six hundred and fifty thousand Pounds, consisting of Four hundred thousand Pounds Preference A. Share Capital in Sixteen thousand Shares of Twenty-five Pounds each, and Two hundred and fifty thousand Pounds Preference B. Share Capital in Ten thousand Shares of Twenty-five Pounds each, bearing as to the whole thereof a permanent Dividend of Four Pounds *per Centum per Annum*, and as to the Four hundred thousand Pounds Preference A. Share Capital, a contingent further Dividend not exceeding One Pound *per Centum per Annum*, and respectively payable in respect of so much thereof as is for the Time being actually called and paid up ; secondly, their ordinary Share Capital of Six hundred thousand Pounds, consisting of Four hundred thousand Pounds, in Sixteen thousand Shares of Twenty-five Pounds each, which constituted their ordinary Share Capital at the Time of the passing of the recited Act, and of Two hundred thousand Pounds in Eight thousand Shares of Twenty-five Pounds each, the additional Capital authorized to be created under the Powers of that Act, and which aggregate Share Capital of Six hundred thousand Pounds entitles the Holders thereof to ordinary Dividends payable in respect of so much thereof as is for the Time being actually paid up rateably out of the surplus Revenue of the Company applicable for Dividends : And whereas of the Ten thousand Shares which constitute Preference B. Share Capital Two thousand only have been issued, and the Company are desirous to cancel the Eight thousand Shares which remain unissued, to obtain a Surrender of and to cancel the Two thousand Shares already issued, and to create and issue new Shares participating rateably with the ordinary Shares of the Company in the Receipt of Dividend in lieu of any of the Preference B. Shares so cancelled, or otherwise to agree with the Holders of the issued Preference B. Shares for an Alteration in the Terms and Conditions upon which the same were created and issued, and of the Rights and Privileges attached thereto : And whereas the Company are also desirous to alter the Terms and Conditions upon which the Preference A. Shares were created, and to assign to such Shares a fixed Rate of Dividend of Five Pounds *per Centum per Annum* in lieu of the present fixed and contingent Rate of Dividend attached thereto : And whereas, for the Purpose of enabling the Company more efficiently to carry out the Objects of their existing Act, and for executing the Works by this Act authorized, it is expedient that they should be empowered to raise additional Capital : And whereas the several Purposes of this Act cannot be effected without the Authority of Parliament, May it therefore please Your Majesty that it may be enacted ;  
and



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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 :

I. That this Act may be cited for any Purpose as “ The *Stockton and Darlington* Railway Act, 1855.” Short Title.

II. That where in this Act the Expression “ the Company ” or “ the said Company ” is used the same respectively shall mean the *Stockton and Darlington* Railway Company. Interpretation of Terms.

III. That “ The Lands Clauses Consolidation Act, 1845,” and “ The Railways Clauses Consolidation Act, 1845,” shall be incorporated with and form Part of this Act. 8 & 9 Vict. cc. 18. & 20. incorporated.

IV. And whereas Plans showing the Lines of the proposed Railways and Diversions of Roads, and the Lands in or through which the same respectively are intended to be made, and Plans of the Lands and Property proposed to be purchased compulsorily, and Sections showing the Levels of those Railways and Diversions of Roads, and Books of Reference to the said Plans, have been deposited with the Clerks of the Peace for the County of *Durham* and for the North Riding of the County of *York* respectively : Be it enacted, That, subject to the Provisions of this Act, the Company may make and maintain the Railways and other Works by this Act authorized, with all proper and necessary Stations, Approaches, and Conveniences connected with the said Railways, in the Lines and upon the Lands delineated on the Plans and described in the Books of Reference and according to the Levels described on the Sections deposited as aforesaid, and may enter upon, take, and use all or any of the said Lands which may be necessary for those Purposes ; (that is to say,) Power to execute Works, &c., and acquire additional Lands, &c. according to deposited Plans.

First, a Junction Railway to connect the Main Line of the *Stockton and Darlington* Railway with the authorized Line of the *Darlington and Barnard Castle* Railway, commencing by a Junction with the *Stockton and Darlington* Railway at or near a Point distant about One thousand five hundred Yards Westwards from their Station at *Darlington*, and terminating by a Junction with the said *Darlington and Barnard Castle* Railway near the proposed Junction of that Railway with the said *Stockton and Darlington* Railway within the Township of *Cockerton* and Parish of *Darlington* in the County of *Durham* :

Secondly, a Branch Railway to commence by a Junction with that Part of the *Wear Valley* Railway which was formerly called the *Weardale* Extension Railway at or near *Waskerley* in the Townships

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Townships of *Collierly* and *Kio*, or One of them, and Parish of *Lanchester* in the County of *Durham*, and to terminate by a Junction with that Part of the *Wear Valley* Railway formerly called the *Wear and Derwent* Railway at or near a Place called *Whitehall* in the Township of *Heeley Field* and Parish of *Lanchester* aforesaid :

Thirdly, a Branch Railway to commence by a Junction with the *Wear Valley* Railway, near a certain Farmhouse called *Scot's Isle* in the Township of *Bradley Hall* and Parish of *Wolsingham East Quarter* in the County of *Durham*, and to terminate by a Junction with that Part of the *Wear Valley* Railway which was formerly called the *Weardale* Extension Railway near a Place called *High Stoop* in the Township of *Wolsingham* and in the Parish of *Wolsingham East Quarter* in the said County :

Fourthly, a Branch Railway to commence by a Junction with that Part of the *Wear Valley* Railway which was formerly called the *Weardale* Extension Railway near the Village of *Crook* in the Township of *Crook and Billy Row* in the Parish of *Brancepeth* in the County of *Durham*, and to terminate near a certain Farmhouse called *High-water Houses* in the Township of *Brandon and Byeshottles* in the Parish of *Brancepeth*, in the said County of *Durham*, together with Two Branch Railways from and out of the said last-mentioned intended Branch Railway aforesaid, one of such Branch Railways to terminate near to the *North Roddymoor* Colliery in the Township of *Crook and Billy Row* and Parish of *Brancepeth*, and the other of such Branch Railways to terminate at a Point near to a certain Farmhouse called *Stanley* in the Township of *Crook and Billy Row* and Parish of *Brancepeth* aforesaid :

And the Company may also, subject as aforesaid, enter upon, take, and use, for the general Purposes of their Undertaking, and of the *Wear Valley* Railway and of the *Middlesbrough and Redcar* Railway, now under Lease to them, all or any of the following Lands and Property described on the Plans and in the Books of Reference so deposited as aforesaid ; that is to say,

Land at *South Stockton* in the Township of *Thornaby* in the Parish of *Stainton-in-Cleveland* in the North Riding of the County of *York*, adjoining the *Stockton and Darlington* Railway :

Land situate in the Township of *Cockerton* and Parish of *Darlington* aforesaid, adjoining the *Stockton and Darlington* Railway, the authorized *Darlington and Barnard Castle* Railway, and the proposed Junction Railway firstly herein-before mentioned :

Land situate at *Hownes Gill* in the Townships of *Consett* and *Knitsley* and *Muggleswick* or *Cold Rowley* and *Ruffside*, and in the



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the Parishes of *Lanchester* and *Muggleswick*, in the said County of *Durham*, or One of them, adjoining that Part of the *Wear Valley* Railway formerly called the *Wear and Derwent* Railway:

Land situate in the Township of *Crook and Billy Row* and in the Parish of *Brancepeth* in the said County of *Durham*, near the Village of *Crook*, and adjoining those Parts of the *Wear Valley* Railway which were originally called the *Weardale Extension* Railway and *Bishop Auckland and Weardale* Railway:

Land in the Townships of *Ormesby and Normanby* and Parish of *Ormesby* in the said North Riding, situate at *Cleveland Port*, and adjoining the *Middlesbrough and Redcar* Railway, with the Mill, Engine House, Wharf, and other Erections and Buildings standing thereon:

Land situate at *Waskerley* on which or on Part of which are erected and built Houses, Shops, and other Buildings belonging to the *Wear Valley* Railway Company, and which Land is held under a Lease from the Dean and Chapter of *Durham*, and is situate in the Township and Parish of *Muggleswick* in the said County of *Durham*:

And the Company may also, subject as aforesaid, purchase or take on Lease for any Term or Number of Years, compulsorily or by Agreement, and enter upon, take, and appropriate for the Purposes of their Undertaking, a certain private Railway connecting that Part of the *Wear Valley* Railway formerly called the *Weardale Extension* Railway at or near the Foot of the *Sunniside* Incline Plane thereon with the *West Durham* Railway at or near the *North Roddymoor* Colliery in the Township of *Crook and Billy Row* and Parish of *Brancepeth*, and all or any Part of the Lands upon which the said Railway has been constructed, and all or any Rights or Interests therein; and the Railways, Works, Lands, and Property by this Act authorized to be constructed or required by the Company shall for all Purposes become and be Part of their Undertaking.

V. Provided always, That, inasmuch as Part of the Lands in the Township of *Ormesby* which the Company are by this Act authorized to take are Part of the Estate of *John Brown*, a Lunatic, and Works and Conveniences for the Accommodation of that Estate would be rendered necessary by the taking by the Company of those Lands, and the Company are willing to make such Works and afford such Conveniences accordingly: Therefore, if the Company take those Lands, they may and shall make and afford such Works and Conveniences for the Accommodation of that Estate as, with the Approval of the Court of Chancery, shall have been agreed on between the Company and the Committees of the Estate of the said *John Brown*.

If Company take Lands belonging to J. Brown, they shall make such Works for his Estate as Court of Chancery shall approve.

[*Local.*]

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VI. That,

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Certain  
Roads may  
be crossed on  
the Level.

VI. That, subject to the Provisions contained in “ The Railways  
Clauses Consolidation Act, 1845,” with respect to crossing Roads on  
the Level, it shall be lawful for the Company to carry the Lines of  
Railway by this Act authorized, or any of them, across and on the  
Level of the several Roads numbered respectively on the Plans  
deposited as aforesaid, as follows ; (that is to say,)

—	Township or Parish.	Description of Roads.
No. on Plan of the secondly before-men- tioned Branch - - }	Muggleswick - -	Highway.
15		
No. on Plan of the fourthly before-men- tioned Branch - - }	Brandon and Byeshottles	Highway.
184		

Company to  
erect Station  
or Lodge at  
Points of  
Crossing.

VII. That, for the greater Convenience and Security of the Public,  
the said Company shall erect and permanently maintain either a  
Station or Lodge at the several Points where the Railway shall cross  
on the Level any of 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 Board of Trade ; and if the  
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 incurred.

Board of  
Trade may  
require  
Bridges,  
instead of  
level Cross-  
ings.

VIII. That the Board of Trade may (if it shall appear to them  
necessary for the Public Safety, at any Time, either before or after the  
Railways hereby authorized to be made shall have been completed  
and opened for public Traffic,) require the Company, within such Time  
as the said Board of Trade shall direct, and at the Expense of the  
Company, to carry the before-mentioned Roads or either of them  
either under or over the Railways by means of a Bridge or Arch,  
instead of crossing the same on a Level, and to execute such other  
Works as under the Circumstances of the Case shall appear to the  
said Board of Trade the best adapted for removing or diminishing the  
Danger arising from such level Crossing.

Inclination  
of Roads.

IX. That it shall be lawful for the Company, for the Purpose of  
carrying the Roads numbered as after mentioned on the Plans depo-  
sited as aforesaid over, under, and across the said Railways, to alter  
the Inclinations of the said Roads to such an Extent as they may  
think



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think fit, not exceeding the Inclinations following respectively ; (that is to say,)

—		Township or Parish.	Description of Road.	Proposed Inclination.
No. on Plan of the secondly be-fore-mentioned Branch - -	15	Muggleswick - -	Highway -	1 in 13½.
No. on Plan of the thirdly be-fore-mentioned Branch - -	64	Wolsingham - -	Highway -	1 in 12.
No. on Plan of the fourthly be-fore-mentioned Branch - -	126	Crook and Billy Row	Highway -	1 in 14.

X. That it shall be lawful for the Company to make the following Alterations or Deviations in the several Roads herein-after mentioned, as the same respectively are defined upon the Plans so deposited as aforesaid, and to enter upon, take, and use such of the Lands described upon the said Plans as may be required for such Purposes ; (that is to say,)

Power to alter certain Roads.

An Alteration or Deviation in the *Boroughbridge and Durham* Turnpike Road, to commence at or near the North End of certain Houses situate in *Northgate* in the Township or Hamlet of *Bondgate* in *Darlington* in the Parish of *Darlington* aforesaid, called "*Lister's Buildings*," and to terminate at a Point distant 330 Yards or thereabouts Northwards from where the *Stockto and Darlington* Railway crosses such Turnpike Road in the same Township or Hamlet and Parish :

An Alteration or Deviation wholly within the Township of *Crook and Billy Row* in the Parish of *Brancepeth* aforesaid in a certain public Highway leading from *Crook* to *Billy Row* :

And also an Alteration or Deviation wholly within the said Town-ship of *Crook and Billy Row* and Parish of *Brancepeth* in the Highway leading from *Crook* to *Steel House*.

XI. That when and so soon as the Alterations or Deviations by this Act authorized of the *Boroughbridge and Durham* Turnpike Road, and the public Highway leading from *Crook* to *Billy Row*, and the Highway leading from *Crook* to *Steel House* respectively, shall have been completed, it shall be lawful for the Company to stop up and discontinue so much of the existing Road and Highways respec-tively as may be rendered unnecessary by reason of such Alterations or Deviations ; and it shall also be lawful for the Company to appro-priate to the Enlargement of their Station and other Purposes of their Undertaking

Power to stop up, &c. Portions of certain Roads, &c. rendered unnecessary by Devia-tions, &c., and to appro-priate them.



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Undertaking the whole or so much as they may think necessary of the Portion of the said *Boroughbridge and Durham* Turnpike Road so rendered unnecessary by reason of the said proposed Alteration or Deviation therein.

Land for extraordinary Purposes.

XII. That the Company from Time to Time may, by Agreement, purchase any Quantity of Land for extraordinary Purposes, not exceeding Thirty Acres, in addition to the Land which they are at present authorized to take for such Purposes.

Powers for compulsory Purchases limited.

XIII. That the Powers of the Company for the compulsory Purchase or taking of Lands for the Purposes of this Act shall not be exercised after the Expiration of Two Years from the passing of this Act.

Period for the Completion of Works.

XIV. That the Branch Railways and Deviations of Roads by this Act authorized shall be completed within Three Years from the passing of this Act, and on the Expiration of such Period the Powers by this Act granted to the Company for making the Branch Railways and Deviations of Roads, or otherwise in relation thereto, shall cease to be exercised, except as to so much thereof as shall then be completed.

If Railway not completed within a limited Period, Dividends to be suspended.

XV. That if the Railways by this Act authorized shall not be completed within the Period of Three Years from the passing of this Act, the Payment by the Company of any Dividend on their ordinary and unguaranteed Capital shall, after the Expiration of such Three Years, be suspended until such Railways shall have been completed and opened for public Traffic.

Tolls.

XVI. That the Company may demand and take, for and in respect of the Use of the Railways by this Act authorized to be constructed or acquired by them, the same Tolls and Charges as they are by the recited Act authorized to demand and take for or in respect of their existing Railway.

Power to cancel unissued Preference B. Shares.

XVII. That it shall be lawful for the Company to cancel the *Stockton and Darlington* Preference B. Shares in the 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, and such Shares shall thereupon be cancelled, and shall be deemed not to have been created; and the Directors of the Company shall not, after such Shares shall have been cancelled, make any Call or receive any Money thereon or in respect thereof, and shall not issue, sell, or dispose of any such Shares.

XVIII. That



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XVIII. That it shall be lawful for the Directors of the Company, from Time to Time with the Authority of the Vote of any Meeting of the Company specially convened for the Purpose, to agree with the Proprietor of any *Stockton and Darlington* Preference B. Share, for such Consideration, and on Payment of such Sum of Money, and on such Terms and Conditions as may be mutually agreed upon between such Proprietor and the Company, for an Alteration in the Terms and Conditions upon which the same were created and issued, and of the Rights and Privileges attached thereto, and so as to confer upon such Shares all the Rights and Privileges by this Act conferred on the Preference A. Shares, and such Shares shall thenceforth be deemed to be Preference A. Shares.

Power to agree with Proprietors of Preference B. Shares for the Surrender thereof, &c.

XIX. That the Company may create One new Share of Twenty-five Pounds in lieu and instead of each and every of the present *Stockton and Darlington* Preference B. Shares which may be cancelled under the Authority of this Act; and such new Shares shall participate rateably with the Ordinary Shares of the Company in the Receipt of Dividend, and shall in all other respects be deemed to be Ordinary Shares of the Company.

Power to create new Shares in lieu of Preference B. Shares.

XX. That the Shares created in lieu of *Stockton and Darlington* Preference B. Shares may be disposed of in the same Manner as is by this Act provided in reference to the new Shares to be created for raising additional Capital.

Appropriation of such Shares.

XXI. And whereas the estimated Cost of the said Branch Railways, and of the said Alterations or Diversions of Roads, and of the Acquisition of the said additional Lands for Station Purposes, is One hundred and ten thousand Pounds: Be it enacted, That the Company may from Time to Time raise for such Purposes, by the Creation of new Shares of Twenty-five Pounds each, any Sums not exceeding in the whole One hundred and ten thousand Pounds, and for the other Purposes herein-before mentioned the Company may from Time to Time raise, by the Creation of new Shares of Twenty-five Pounds each, such further Sums of Money as they shall think fit, not exceeding in the whole Ninety thousand Pounds.

Power to raise additional Capital by new Shares.

XXII. That, except as is by this Act otherwise provided, the new Share Capital created by this Act, and the Shares therein, and the Holders of those Shares respectively, shall be subject and entitled to the same Powers, Provisions, Forfeitures, Liabilities, Rights, Privileges, and Incidents whatsoever, in all respects as if that new Capital were Part of the now existing Ordinary Share Capital, and those Shares were Shares in that Ordinary Capital.

New Capital to be subject to same Incidents as ordinary Capital.

[*Local.*]

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XXIII. That



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New Shares  
to be offered  
to Holders  
of original  
Capital.

XXIII. That if at the Time of the Creation under this Act of new Shares the Shares in the Ordinary Share Capital be at a Premium, the new Shares so created shall be offered to the Persons who at the Time of such Creation are the Holders of the Shares in the Ordinary Share Capital in such Proportion and Manner as a General Meeting of the Company shall direct, and such Offer shall be made by Letter under the Hand of the Secretary of the Company, given to every such Shareholder according to his Address at the Time of such Creation in the Share Register Book, or left for him at his usual or then last known Place of Abode in *England*.

New Shares  
not accepted  
to be again  
offered to  
Share-  
holders.

XXIV. That if any such Shareholder fail for Two Months after such Offer of new Shares to accept the same, the new Shares not so accepted shall within Six Months after such Creation be again offered in like Manner as by this Act provided with respect to the First Offer to such of the Holders of the Shares in the Ordinary Share Capital as accepted new Shares on the First Offer thereof, and who at the Time of the Acceptance of the new Shares first offered to them expressed their Wish to have such Second Offer of new Shares made to them.

Proportion  
in which  
Second Offer  
to be made.

XXV. That the new Shares so secondly offered shall be so offered to the Shareholders desirous of taking the same in as nearly as may be proportion to their respective Shares in the Ordinary Share Capital: Provided always, that if the new Shares to be so secondly offered be insufficient in Number to admit of their being offered in that Proportion, they shall be offered to such last-mentioned Shareholders in such Proportions and Manner as the Company shall at any General Meeting direct.

Provision as  
to Offer of  
such Shares.

XXVI. That every Offer of new Shares made by Letter sent by Post shall be considered as made on the Day on which the Letter in the due Course of Delivery ought to reach the Place to which it is addressed, and every such Offer made by Letter addressed to a Shareholder according to his Address at the Time of such Creation in the Share Register Book shall be considered as duly made.

Power for  
Executors,  
&c. to accept  
new Shares.

XXVII. That all Executors, Administrators, Husbands, Guardians, and Trustees, and all Committees of the Estates of Lunatics or Idiots, in whose respective Names any of the Shares in the Ordinary Share Capital from Time to Time stand, or who in such respective Capacity are entitled to the Receipt of the Dividends thereon, may, on behalf of their respective Cestuique Trust, Wives, Wards, Lunatics, and Idiots, accept the new Shares offered under this Act, and such Acceptance of new Shares shall be as valid as if such Executors and other Persons respectively were absolutely entitled in their own respective Right to such Shares in the Ordinary Share Capital, and shall enure for



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for the Benefit of and bind such Cestuique Trust, Wives, Wards, Lunatics, and Idiots accordingly: Provided always, that all Executors, Administrators, Husbands, Guardians, Trustees, and Committees respectively who shall accept any such new Shares shall be bound to sell and dispose thereof within Six Months after the same shall have become vested in them respectively.

XXVIII. That the new Shares so respectfully offered shall vest in and belong to the Shareholders who accept the same.

In whom  
new Shares  
to vest.

XXIX. Provided always, That if any Shareholder fail for Two Months after such Second Offer of new Shares to accept the same the Company may dispose of the same to any other Persons.

New Shares  
not accepted  
may be dis-  
posed of to  
others.

XXX. Provided also, That the Directors, if they think proper, but not otherwise, may permit any Shareholder who from Absence abroad, or other Cause satisfactory to the Directors, omits to signify within the respective Time limited by this Act his Acceptance of the new Shares offered to him, to accept such new Shares, notwithstanding such respective Time have elapsed.

Power to  
enlarge Time  
for accepting  
new Shares.

XXXI. That, except as by this Act otherwise provided, the Company may from Time to Time dispose of the new Shares to such Persons and on such Terms and Conditions as the Company think fit.

General  
Power to  
dispose of  
new Shares.

XXXII. That every Person who becomes entitled to a new Share created under this Act shall in respect of the same be a Shareholder in the Ordinary Share Capital, and shall be entitled to a Dividend with the other Holders of that Capital proportioned to the whole Amount from Time to Time called and paid on such new Shares.

Dividends on  
new Shares.

XXXIII. That the new Shares shall confer on the Holders thereof Right of voting and Qualifications in proportion to the whole Amount for the Time being paid up thereon respectively.

Votes and  
Qualifica-  
tions in  
respect of  
new Shares.

XXXIV. That the Directors shall from Time to Time, when thereunto requested, issue to the Holders of the new Shares Certificates thereof, and shall cause such new Shares to be numbered in progressive Order beginning with Number 24,001.

Directors to  
issue Certi-  
ficates of new  
Shares.

XXXV. That no Person shall be entitled to vote at any General Meeting in respect of any Share of which at the Time of holding the Meeting he has not been for Two Months a registered Holder or entitled to be registered as a Holder.

Restriction  
as to Votes  
for newly  
acquired  
Shares.

XXXVI. That



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Notices to  
joint Holders  
of Shares.

XXXVI. That with respect to any Share to which several Persons are jointly entitled, all Notices by this Act directed to be given to the Shareholders shall be given to the Person whose Name stands first in the Register of Shareholders, and Notice thus given shall be sufficient Notice to all the Proprietors of such Share.

Calls.

XXXVII. That the greatest Amount of a Call on the new Shares shall be Two Pounds Ten Shillings a Share, and the Interval between Two successive Calls shall be Three Months at least, and the greatest aggregate Amount of Calls in a Year shall be Ten Pounds a Share.

Power to  
apply any of  
the Com-  
pany's Funds  
to the Liqui-  
dation of  
their Debt.

XXXVIII. And whereas the Money authorized to be raised by the *Stockton and Darlington* Preference A. Shares and by the *Stockton and Darlington* Preference B. Shares is applicable to the discharging of the Company's Debts of Five hundred thousand Pounds, Ninety-eight thousand Pounds, and Fifty-two thousand Pounds respectively, as recited in the said recited Act, and the Company are desirous to apply to the Discharge of those Debts any other Monies which they are or may be authorized to raise: Be it enacted, That it shall be lawful for the Company, from Time to Time as they shall think fit, to apply to the Discharge of their before-mentioned Debts, or such Part thereof as may from Time to Time remain unpaid, any Monies which they may be authorized to raise under the said recited Act or this Act, but so nevertheless as not to extend the Period within which the Company are by the said recited Act required to pay off and discharge the said Debts, and so also as not in any Manner to impede, interfere with, or delay the Execution of any Works to the Construction of which the said Monies or any Part thereof have been or may be specially made liable: Provided always, that in case any Part of the additional Capital by this Act authorized to be raised shall be applied to the Discharge of any Part of the before-mentioned Debts, it shall be lawful for the Company to apply a competent Part of the other Monies which under the Provisions of the recited Acts or this Act they may for the Time being be authorized to raise or apply for the Purpose of discharging such Debts in or towards replacing the Amount of the additional Capital which may have been so applied as aforesaid.

Power for  
Company to  
guarantee  
Interest or  
Dividends on  
Shares  
created or  
Mortgages  
granted by  
the Middles-

XXXIX. And whereas by "The *Middlesbrough and Guisbrough* Railway Act, 1852," the *Middlesbrough and Guisbrough* Railway Company thereby incorporated and the Company were empowered from Time to Time to make and enter into any Contracts or Agreements for the working and Use by the Company of the Railways by that Act authorized to be constructed, or any Part or Parts thereof respectively, or for the Maintenance and Repair thereof, or for or in respect



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respect of the Traffic passing along the same, or any Part thereof, and for the Apportionment and Regulation of the Tolls and Charges arising from or in respect of such Traffic: And whereas the Main Line of Railway from *Middlesbrough* to *Guisbrough*, authorized by the said Act, has been completed, and opened for public Traffic, and the same is now worked by the Company, under an Agreement entered into between them and the *Middlesbrough and Guisbrough* Railway Company, in pursuance of the Authority conferred by the said Act: And whereas it is expedient that the Company should be empowered to guarantee Interest or Dividend on the Share or borrowed Capital of the *Middlesbrough and Guisbrough* Railway Company: Therefore it shall be lawful for the Company, if they shall think fit, to guarantee and pay, out of their annual Revenue applicable to the Payment of Dividends on their Ordinary Shares or Stock, Interest on the borrowed Capital for the Time being of the *Middlesbrough and Guisbrough* Railway Company, and Dividend or Interest at and after a Rate not exceeding Six Pounds *per Centum per Annum* on all or any of the Shares created or to be created by the *Middlesbrough and Guisbrough* Railway Company, under the Provisions of "The *Middlesbrough and Guisbrough* Railway Act, 1852," for such Periods and upon such Conditions as may be mutually agreed on by or on behalf of the said Two Companies: Provided always, that it shall not be lawful for the Company to guarantee or pay any such Interest or Dividend as aforesaid without the Consent of Three Fifths of the Votes of the ordinary Shareholders of the Company present, in Person or by Proxy, at a Meeting specially convened for that Purpose.

XL. Provided also, That any Guarantee of Dividend or Interest by the Company under or by virtue of this Act upon any Shares to be created or Money to be borrowed by the *Middlesbrough and Guisbrough* Railway Company, under the Provisions of "The *Middlesbrough and Guisbrough* Railway Act, 1852," shall not prejudice or affect any Preference or Priority in the Payment of Interest or Dividend which may have been or may be assigned to any Shares or Stock created or to be created by the Company in pursuance of or which may have been confirmed by any Act passed prior to the present Session, or which may otherwise be lawfully subsisting, or any Rent or Guarantee of Interest to which the Company may at the passing of this Act be subject or liable.

XLI. That the Provisions contained in the recited Act called "The *Stockton and Darlington* Railway Act, 1854," in reference to the Order of Payment of Interest, Rents, and Dividends, and which are comprised in the Fifty-third Section of the said Act as printed by the Queen's Printers, shall be and the same are hereby repealed.

[Local.]

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XLII. That

brough and  
Guisbrough  
Railway  
Company.Saving  
Rights of  
Holders of  
existing  
Preference  
Shares in  
Stockton and  
Darlington  
Railway  
Company.Section 53. of  
17 & 18 Vict.  
c. cxxviii. as  
to Order of  
Payment of  
Interest,  
Rents, and  
Dividends,  
repealed.



*The Stockton and Darlington Railway Act, 1855.*

Order of  
Payment of  
Interest,  
Rents, and  
Dividends.

XLII. That the net Revenues of the Company, after Payment of the Interest on their several Debts of Fifty-two thousand Pounds, Five hundred thousand Pounds, and Ninety-eight thousand Pounds respectively, or such Part thereof respectively as from Time to Time is not paid off, remaining applicable for Payment and Discharge of the following Rents, Liabilities, and Dividends, shall be applied as follows:

First, (so long as any of the issued Shares in their Preference B. Share Capital of Two hundred and fifty thousand Pounds shall be subsisting upon the Terms and Conditions upon which the same were created and issued, and shall not have been converted into Preference A. Shares,) in Payment of a preferential Dividend of Four Pounds *per Centum per Annum* on their Preference A. Share Capital for the Time being subsisting, or so much thereof as is for the Time being paid up, whether in pursuance of Calls made or in anticipation of Calls, and a like preferential Dividend of Four Pounds *per Centum per Annum* on such of the issued Shares in their Preference B. Share Capital as shall not have been converted into Preference A. Shares, or so much thereof as from Time to Time is paid up, whether in pursuance of Calls made or in anticipation of Calls, and, subject thereto, in Payment of a further preferential Dividend of One Pound *per Centum per Annum* on their Preference A. Share Capital for the Time being subsisting, or so much thereof as from Time to Time is so paid up as aforesaid; and when and so soon as the whole of the issued Shares in their Preference B. Share Capital shall have been converted into Preference A. Shares, then such net Revenue as aforesaid shall be applied, in the first place, in Payment of a preferential Dividend of Five Pounds *per Centum per Annum* on the Preference A. Share Capital then subsisting, or so much thereof as from Time to Time is so paid up as aforesaid:

Secondly, in Payment and Discharge, rateably, of the yearly Rents of Forty-seven thousand and thirty-seven Pounds and Three thousand nine hundred and sixty Pounds reserved by the Leases to them of the *Wear Valley* Railway and the *Middlesbrough and Redcar* Railway respectively, and the Interest from Time to Time payable in respect of the *Wear Valley* Railway Company's Debt of Forty thousand Pounds and the *Middlesbrough and Redcar* Railway Company's Debt of Twenty-two thousand Pounds respectively, and the Liabilities of the Company under and with respect to those Leases respectively:

Thirdly, in Payment of any Sum or Sums of Money which the Company may from Time to Time have guaranteed or may guarantee to pay or may be liable to pay by way of Dividend or Interest on any Shares, Mortgages, or Bonds created or granted by the *Middlesbrough and Guisbrough* Railway Company:

Fourthly,



*The Stockton and Darlington Railway Act, 1855.*

Fourthly, as to all Surplus, in Payment of a Dividend on their Ordinary Share Capital for the Time being, or such Parts thereof respectively as are from Time to Time actually called and paid up, and of Interest on Money paid in anticipation of Calls.

XLIII. That it shall be lawful for the Company and the *Middlesbrough and Redcar* and *Wear Valley* Railway Companies, or either of them, from Time to Time to enter into such Arrangements or Agreements as they may think fit, whereby the Rents payable to such Two last-mentioned Companies respectively, instead of being paid to them for Division by them amongst their respective Shareholders, shall be paid and distributed amongst such Shareholders by the *Stockton and Darlington* Railway Company in the Proportions in which such Shareholders respectively may from Time to Time be entitled thereto, and for altering the Period or respective Periods at which such Rents respectively are now payable.

Power to make Arrangements with the Middlesbrough and Redcar and Wear Valley Railway Companies as to Mode and Time of Payment and Distribution of Rents.

XLIV. That the Company shall not, out of any Money by this Act authorized to be raised, pay Interest or Dividend to any Shareholder on the Amount of the Calls made in respect of the Shares held by him: Provided always, that this Act shall not prevent the Company from paying Interest on Money paid in anticipation of Calls, in conformity with "The Companies Clauses Consolidation Act, 1845."

Interest not to be paid on Calls paid up.

XLV. That the Company shall not, out of any Money by this Act authorized to be raised, pay or deposit any Sum of Money which by any Standing Order of either House of Parliament now or hereafter in force is required to be deposited in respect of any Application to Parliament for the Purpose of obtaining an Act authorizing the Company to make any other Railway or execute any other Work or Undertaking.

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

XLVI. That nothing whatsoever contained in this Act or in any of the Acts herein referred to shall extend to authorize the said Company to purchase, take, use, or otherwise interfere with any Foreshore or other Land, Soil, Tenements, or Hereditaments, or any Rights in respect thereof, belonging to Her Majesty in right of Her Crown, without the Consent in Writing of the Commissioners for the Time being of Her Majesty's Woods, Forests, and Land Revenues, or One of them, first had and obtained for that Purpose, and which such Commissioners or Commissioner are and is hereby authorized and empowered to give, or to divest, prejudice, diminish, alter, or take away any of the Estates, Rights, Privileges, Powers, or Authorities vested in or enjoyed by Her Majesty, Her Heirs or Successors.

Saving the Rights of the Crown.

XLVII. That

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*The Stockton and Darlington Railway Act, 1855.*

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Railways  
not exempt  
from Provi-  
sions of  
present and  
future Gene-  
ral Acts.

XLVII. That this Act or anything therein shall not exempt the Railways from the Provisions of any General Act relating to this Act, or of any General Act relating to Railways, or to the better or 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 Tolls for small Parcels and the maximum Rates of Fares and Charges by the said recited Act or this Act authorized.

Expenses of  
Act.

XLVIII. That all the Costs, Charges, and Expenses of and incident to the obtaining and passing of this Act shall be paid by the Company.

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