



ANNO DECIMO OCTAVO & DECIMO NONO
VICTORIÆ REGINÆ.

Cap. clxxvi.

An Act for maintaining and improving the Road from *Gateshead* in the County of *Durham* to the *Hexham* Turnpike Road near *Dilston Bar* in the County of *Northumberland*, and other Roads connected therewith. [23d July 1855.]

WHEREAS an Act was passed in the First Year of the Reign of His Majesty King *George* the Fourth, intituled *An Act for more effectually improving the Road from Gateshead in the County of Durham to the Church Lane near Ryton Lane Head, and from the Bar Moor to the Hexham Turnpike Road near Dilston Bar in the County of Northumberland, and other Roads therein described; and also for altering the Line of a certain Part of the first above-mentioned Road*: And whereas, in pursuance of the said Act, the Trustees acting by virtue thereof have made and completed the Alteration of the Road thereby authorized, and have made several Widenings and Improvements of the said Roads: And whereas various Sums of Money, amounting in the whole to the Sum of Two thousand nine hundred and fifty Pounds, were subscribed and paid upwards of Seventy Years since by certain Persons, Landowners upon
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the Line of the Roads, or otherwise interested in the Construction of such Roads, to be applied in forming the Roads, and the Mortgages given for such Sums provided that the Mortgagees should be entitled to Interest from the finishing of the Roads if the Funds of the Trustees should be sufficient to pay the same after keeping the Roads in repair, but the Trustees have not paid any Sums on account of either the Principal or Interest Monies secured by such Mortgages, and it is expedient that all such Mortgages should be cancelled: And whereas the Term granted by the said Act, and from Time to Time continued by virtue of divers Acts of Parliament for continuing certain Turnpike Acts for limited Periods, will expire on the First Day of *November* One thousand eight hundred and fifty-five, unless in the meantime the same should be continued by Parliament: And whereas it is expedient that the recited Act should be repealed, and that further and more effectual Powers should be granted for maintaining, repairing, and improving the said Roads; but the Purposes aforesaid cannot be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, as follows:

Recited Act repealed, and this Act to be put in force.

I. Upon and after the Commencement of this Act, the said recited Act of the First Year of the Reign of His Majesty King *George* the Fourth shall be repealed, and this Act shall thereafter be put in execution during the Term and for the Purposes herein-after mentioned.

Short Title.

II. In citing this Act for any Purpose it shall be sufficient to use the Expression "*The Gateshead and Hexham Turnpike Roads Act, 1855.*"

Interpretation of Terms.

III. In this Act the following Words and Expressions shall have the several Meanings hereby assigned to them, unless there be something in the Subject or Context repugnant to such Construction; (that is to say,)

The Word "Person" includes Corporation:

The Expression "the Trustees" means the Trustees for the Time being acting in the Execution of this Act:

The Word "Toll-gate" includes Turnpike, Bar, Chain, and Side Gate:

The Expression "the Roads" means the Roads for the Time being under the Management of the Trustees.

All Arrears of Tolls and Moneys due

IV. All Moneys due to, and all Property, Real or Personal, Books, Accounts, Papers, and Writings, and all Choses in Action, vested in or

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or belonging to the Trustees under the recited Act, shall immediately on the Commencement of this Act be vested in and belong to, the Trustees for executing this Act, and such last-mentioned Trustees may sue for and recover the same, and act in respect thereof, as effectually as if the same had been vested in and belonged to them under the said recited Act, and they shall be liable to all the Debts and Engagements to which the Trustees under the recited Act were liable at the Repeal thereof, except such Debts and Liabilities as are by this Act extinguished.

under recited
Act to vest
in Trustees
under this
Act.

V. From and after the passing of this Act, all Mortgages granted for securing the said Sum of Two thousand nine hundred and fifty Pounds shall be and are hereby cancelled, and shall cease to be a Charge upon the said Roads or upon the Tolls thereof.

Mortgages
for Sums
subscribed
for Con-
struction of
Roads can-
celled.

VI. All Books of Proceedings which have been kept by the Trustees acting in execution of the recited Act, or by their Treasurer or Clerk under their Direction, according to the Provisions of such Act, and made Evidence thereby, shall be admitted as Evidence in all Courts, and by all Judges, Justices, and others.

Former
Books to be
Evidence.

VII. All Her Majesty's Justices of the Peace acting for the Counties of *Durham* and *Northumberland* respectively, together with *Adam Askew, John Ayton, Wentworth Blackett Beaumont, Walter Beaumont, William Bigge, John Fenwick Burgoyne Blackett, Calverley Bewick, John Barras, Robert Belt, John Bowes, Nicholas Burnett, Sir Edward Blackett Baronet, Ralph Carr, John Carr, Sir William Aloysius Clavering Baronet, William Cuthbert, Nathaniel Clayton, John Clayton, Joseph Cowen, Joseph Cowen the younger, John Cookson, William Cookson, Isaac Crawhall, Matthias William Dunn, James Easton, Cuthbert Ellison, Rowland Errington, John Errington, Nathaniel Grace, Joshua Greene, the Rector and the Mayor of Gateshead for the Time being, Frederick Gipps Clerk, Commissioners of Greenwich Hospital, Secretary and Receiver of Greenwich Hospital, Charles Bacon Grey, John Grey, George Hawks, Thomas Emerson Headlam, Charles Head, John Hodgson Hinde, Joseph Hudson Clerk, William Hutt, Thomas James, Edward James, James Kirsopp, William Kirsopp, Joseph Chatto Lamb, Charles John Lamb, Joseph Lamb, Richard Lamb, Joseph Laycock, Nicholas Leadbitter, Robert Leadbitter, the Honourable Henry George Liddell, Sir Charles Miles Lambert Monck Baronet, Charles Atticus Monck, John Peter Mulcaster, Simon Mewburn, William Ord, Robert Ormston, James Pollock, Addison Potter, Sir Matthew White Ridley Baronet, George Heppel Ramsay, Thomas Ramsay, Thomas Riddell, Thomas William Charles Riddell, Edward Riddell, the Rector of Ryton for the Time being, Nicholas Reed, Henry Charles Silvertop, Lambton Surtees,*

Trustees.

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Surtees, Robert Smith Surtees, Robert Surtees of Redworth, Charles Thorp the younger, Clerk, Raleigh Trevelyan, Charles Towneley, John Towneley, Matthew Wheatley, Robert Hopper Williamson Clerk, Thomas Witham Clerk, the Rector of Whickham and the Rector of Winlaton for the Time being, Bartholomew Walker, Jacob Wilson, and their Successors, being duly qualified to act as Trustees of Turnpike Roads in England, shall be and they are hereby appointed Trustees for carrying this Act into execution, and their Style or Title shall be "The Trustees of the Gateshead and Hexham Turnpike Roads."

Power to
appoint ad-
ditional
Trustees.

VIII. It shall be lawful for the Trustees, at any Meeting under this Act, to elect any Number of Persons, duly qualified to act as Trustees of Turnpike Roads in *England*, not exceeding Five in the whole, to be Trustees for the Purposes of this Act, in addition to the Trustees hereby nominated, and such Trustees so elected shall have the same Powers and Authorities for executing this Act as if they had been hereby appointed.

First Meet-
ing of Trus-
tees.

IX. The Trustees shall hold their First Meeting at the *Staith Inn* at *Stella* in the County of *Durham*, or at some other convenient Place in the Neighbourhood of the Roads, on the Eighth Day of *November* One thousand eight hundred and fifty-five, and shall then and from Time to Time thereafter adjourn to and meet at such Times and at such Places in the Neighbourhood of the Roads as they shall think proper.

Power to ap-
point Com-
mittees.

X. The Trustees may appoint Committees out of their own Number to take the Care and Management of any particular Part of the said Roads, or to execute any of the Purposes of this Act, according to such Instructions and Regulations as shall be laid down by the Trustees at any General Meeting; and the Committees and their Surveyors may proceed and act according to such Appointment, but shall always be accountable according to the Instructions and Regulations so to be made.

Roads to
which this
Act is appli-
cable.

XI. This Act shall be put in execution for the Purpose of maintaining and keeping in repair the Road from *Gateshead* in the County of *Durham* through *Whickham* to the *Hexham* Turnpike Road near *Dilston Bar* in the County of *Northumberland*, and also the Road from the first-mentioned Road at *Mickley Bank* to *Lead Hill* or *Silver Hill*, and also the Road leading from the first-mentioned Turnpike Road at *Swalwell* in the County of *Durham*, through *Swalwell*, and along *Market Lane* to *Team Works*, and along a Road formerly *Adam Askew's*, Esquire, into the first-mentioned Road at *Windmill Hills* near *Gateshead* aforesaid; and the Roads comprised in this Act shall be called "The *Gateshead and Hexham Turnpike Roads*."

XII. Notwith-

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XII. Notwithstanding the Repeal of the said recited Act, the several Tolls thereby granted and made payable shall continue to be paid until Twelve o'Clock at Night on the Thirtieth Day of *November* One thousand eight hundred and fifty-five at the several Toll Gates which at the Time of such Repeal shall be on or on the Side or Sides of the Roads.

Present Tolls continued until the 30th Nov. 1855.

XIII. Upon and after Twelve o'Clock at Night on the Thirtieth Day of *November* One thousand eight hundred and fifty-five it shall be lawful for the Trustees (subject to the Provisions of this Act) to demand and take, at each and every of the Toll Gates to be continued, built, or erected by virtue of this Act, before any Horse, Beast, Cattle, or Carriage whatever shall be permitted to pass through the same, such Tolls as the Trustees at any of their Meetings shall direct, not exceeding the Sums following; (that is to say,)

Power to take Tolls.

For every Horse drawing any Coach, Chariot, Landau, Berlin, Chaise, Curricule, Phaeton, Calash, Chair, Hearse, or other such Carriage, the Sum of Eightpence:

Tolls.

For every Horse, Mule, Ass, or Beast of Burden, laden or unladen, and not drawing, the Sum of Twopence:

For every Drove of Oxen, Cows, or Neat Cattle, the Sum of Eightpence *per* Score, and so in proportion for a greater or less Number:

For every Drove of Calves, Hogs, Goats, Sheep, or Lambs, the Sum of Fourpence *per* Score, and so in proportion for a greater or less Number:

For every Goat drawing any Truck, Cart, Sledge, or other Carriage or Vehicle whatsoever, One Penny:

For every Horse, Ox, or other Beast drawing any Four-wheeled Waggon, Wain, Cart, or other Carriage, having the Sole or Bottom of the Fellies of the Wheels thereof of the Breadth or Gauge of Nine Inches, and rolling a flat or level Surface of that Breadth, the Sum of Sixpence:

For every Horse, Ox, or other Beast drawing any Two-wheeled Waggon, Wain, Cart, or other such Carriage, having the Sole or Bottom of the Fellies of the Wheels thereof of the Breadth or Gauge of Nine Inches, and rolling a flat or level Surface of that Breadth, the Sum of Sixpence:

For every Horse, Ox, or other Beast drawing any Four-wheeled Waggon, Wain, Cart, or other such Carriage, having the Sole or Bottom of the Fellies of the Wheels thereof of the Breadth or Gauge of Six Inches, and rolling a flat or level Surface of that Breadth, the Sum of Ninepence:

For every Horse, Ox, or other Beast drawing any Two-wheeled Waggon, Wain, Cart, or other such Carriage, having the Sole or Bottom of the Fellies of the Wheels thereof of the Breadth

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or

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or Gauge of Six Inches, and rolling a flat or level Surface of that Breadth, the Sum of Sixpence :

For every Horse, Ox, or other Beast drawing any Four-wheeled Waggon, Wain, Cart, or other such Carriage, having the Sole or Bottom of the Fellies of the Wheels thereof rolling a flat or level Surface of a less Breadth or Gauge than Six Inches, the Sum of Elevenpence :

For every Horse, Ox, or other Beast drawing any Two-wheeled Waggon, Wain, Cart, or other such Carriage, having the Sole or Bottom of the Fellies of the Wheels thereof rolling a flat or level Surface of a less Breadth or Gauge than Six Inches, the Sum of Eightpence :

And for every Horse, Ox, or other Beast drawing any Two-wheeled Waggon, Wain, Cart, or other such Carriage, having the Soles or Bottoms of the Fellies of the Wheels thereof of a greater Breadth or Gauge than Three Inches and of less Breadth or Gauge than Five Inches, and the Lading whereof shall exceed the Weight of One hundred and eighty Stones of Fourteen Pounds Weight to the Stone, and for every Horse, Ox, or other Beast drawing any such Carriage, having the Soles or Bottoms of the Fellies of the Wheels thereof of the Breadth or Gauge of Three Inches or less, and the Lading whereof shall exceed the Weight of One hundred and thirty Stones of Fourteen Pounds Weight to the Stone, double the Tolls or Sums of Money herein-before respectively mentioned and made payable for every Horse, Ox, or other Beast drawing any such Waggon, Wain, Cart, or other such Carriage not being so laden as aforesaid :

For every Carriage, of whatever Kind, drawn or propelled by Steam or Machinery, or any Power other than Animal Power, the Sum of One Shilling for each Wheel thereof.

As to the Fraction of a Halfpenny in Tolls.

XIV. In all Cases in which there shall be a fractional Part of a Halfpenny in the Amount of the Tolls by this Act authorized to be collected the Sum of One Halfpenny shall be payable in lieu thereof.

As to Toll Gates erected and continued on certain Parts of the Road.

Only One Toll to be paid between Derwent Bridge and Gateshead.

XV. One or more Toll Gate or Toll Gates shall be erected or continued between *Lobley Hill* in the County of *Durham* and *Gateshead*, and another Toll Gate shall be erected or continued at or near *Low Team Bridge* in the County of *Durham*: Provided always, that no more than One Toll shall be demanded or taken from any Person or Persons for passing the same Day, such Day to be computed from Twelve of the Clock in one Night to Twelve of the Clock on the next succeeding Night, with the same Horses, Cattle, Beasts, or Carriages, through all the Toll Gates continued or erected by

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by virtue of this Act at or between *Derwent Bridge* in the County of *Durham* and *Gateshead*.

XVI. Provided always, That no more than One Third of the several and respective Tolls authorized to be taken by virtue of this Act shall be demanded or taken of any Person for the Passage of any Horse or other Beast drawing any Carriage, or of any Oxen, Cows, or Neat Cattle, Calves, Hogs, Goats, Sheep, or Lambs, through any Toll Gate to be erected or continued by virtue of this Act between *Lobley Hill*, in the Parish of *Whickham* in the County of *Durham*, and *Gateshead*, and which on the same Day (to be computed from Twelve of the Clock at Night to Twelve of the Clock in the succeeding Night) shall have passed through or shall pass through any Toll Gate upon *Lobley Hill Road*, nor shall any more than One Halfpenny be demanded or taken of any Person for the Passage of any Horse, Mule, or Ass, laden or unladen, and not drawing, through any Toll Gate to be erected or continued by virtue of this Act as last aforesaid, and which on the same Day (to be computed as aforesaid) shall have passed or shall pass through any Toll Gate or Turnpike on the *Lobley Hill Road* aforesaid; and if any Person shall claim or take the Benefit of either of the said Exemptions from the Payment of the full Tolls hereby granted, not being entitled to the same, every such Person shall for every such Offence forfeit and pay any Sum not exceeding Ten Pounds.

Directing what Tolls shall be paid by Persons to or from the Lobley Hill Road.

XVII. Provided also, That no more than One Third Part of the several and respective Tolls from Time to Time payable by virtue of this Act shall be demanded or taken from any of the Inhabitants of the Parish of *Gateshead*, for passing, with any Horses, Cattle, or Carriages whatsoever, through the Toll Gate erected on the said Road near to *Gateshead* aforesaid, and commonly called the *Borough Bar*; but that no Person who shall take the Benefit of the said Exemption from the Payment of the full Toll shall be entitled to pass free through the Toll Gate upon the said Road called the *Low Team Bar*, or through any other Toll Gate now or hereafter to be erected upon the said Roads at any Place or Places out of the Parish of *Gateshead*, and which is or shall be a Ticket Gate to the said Toll Gate called the *Borough Bar*, but shall at the said Toll Gate called the *Team Bar* or at such other Toll Gate pay the full Toll payable by virtue of this Act; and if any Person shall claim or take the Benefit of the said Exemption from the Payment of the full Toll, not being entitled to the same, every such Person shall for every such Offence forfeit and pay a Sum not exceeding Ten Pounds.

Inhabitants of Gateshead to pay only One Third of the Tolls for passing through the Borough Bar.

XVIII. Provided also, That for the Passage through any of the Toll Gates of any Horse, Mule, or Ass drawing any Waggon, Wain, Cart,

Carriages and Horses, &c. carrying

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Limestone,
&c. to pay
only Half of
the Toll.

Cart, or other such Carriage laden with Limestone or Lime to be used for the Manurance of Land only, Coal to be used in the burning of Lime only, no more than One Half of the Tolls authorized to be taken by virtue of this Act in respect of any such Horse, Mule, or Ass, when otherwise employed, shall be demanded and taken; and that if any Person or Persons shall take the Benefit of this Exemption, not being entitled thereto, every such Person shall for every such Offence forfeit and pay a Sum not exceeding Ten Pounds.

Tolls to be
paid but
once a Day.

XIX. Except as by this Act expressly provided, no Person, having paid the Tolls authorized to be taken by virtue of this Act for passing with any Horse, Beast, Cattle, or Carriage whatsoever through any Toll Gate continued or erected by virtue of this Act, shall be subject to pay any further or other Toll for returning or repassing with the same Horse, Beast, Cattle, or Carriage, as often as he, she, or they shall have Occasion, on the same Day, to be computed from Twelve of the Clock at Night to Twelve of the Clock in the succeeding Night, through the same Gate where such Toll shall have been so paid, such Person or Persons producing a Ticket of the Day denoting such Payment, all which Tickets the Collectors of the Tolls are hereby required to deliver *gratis* on Receipt of the Toll.

Stage
Coaches,
Postchaises,
&c. to pay
every Time
of passing.

XX. Provided always, That the said Tolls shall be payable for or in respect of all Horses drawing any Stage Coach, Diligence, Van, Caravan, or Stage Waggon, or other Stage Carriage, and of every Carriage propelled or moved by Steam or Machinery, conveying Passengers or Goods for Pay or Reward, licensed or not licensed, for every Time of passing and repassing on the same Day (the Day to be computed as aforesaid), and the said Tolls shall be payable for or in respect of all Horses drawing any Postchaise or other Carriage, and of every Carriage moved or propelled by Steam or Machinery, travelling for Hire, for every Time of passing and repassing on the same Day (the Day to be computed as aforesaid) as often as a new Hiring thereof shall take place.

Horses, &c.
drawing dif-
ferent Wag-
gons, &c.

XXI. Provided also, That the said Tolls shall be payable at each and every Toll Gate on the Roads in respect of Horses or other Beasts of Draught drawing any Waggon, Wain, Cart, Van, Caravan, or such like Carriage, for every Time during the same Day that any such Horse or other Beast of Draught shall pass through any such Toll Gate drawing any laden Waggon, Wain, Cart, Van, Caravan, or such like Carriage other than that which such Horse or other Beast of Draught was employed in drawing at any former Time during the same Day when Tolls shall have been paid in respect of such Horse or other Beast.

XXII. Nothing

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XXII. Nothing in this Act contained shall be construed to authorize and empower the Trustees to pull up, alter, damage, obstruct, or prejudice any Waggonway laid or to be laid across or near the said Roads or any Part thereof, or to stop or obstruct any Horses going or returning with any Waggons laden with Coals, or empty, passing along the same Waggonways, but that the Owner or Occupier of any such Waggonways shall have the same Right and Power to use and enjoy the same, and to lay any new Waggon Way or Ways from Time to Time as Occasion may require, and to do all such Acts and Things as are or shall be needful or necessary for the Purposes aforesaid, as fully and freely as if this Act had not been passed: Provided always, that no such Waggonway which shall cross any Part of the said Roads shall be raised more than Two Inches above the Level of such Roads.

Waggon-
ways not to
be damaged.

XXIII. The several Toll Gates and Toll Houses now standing and being upon the Roads or on the Sides thereof shall (subject to the Provisions of this Act) be continued until removed by any Order of the Trustees; and it shall be lawful for the Trustees, in the Manner prescribed in the Fifth Section of an Act passed in the Ninth Year of the Reign of King *George* the Fourth, intituled *An Act to amend the Acts for regulating Turnpike Roads*, to order and cause to be set up on or across the Roads or on the Sides thereof any Toll Gates or Toll Houses, and to remove the present or any future Toll Gates or Toll Houses, as they shall think proper.

Respecting
Toll Gates.

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XXIV. All Moneys which shall come to the Hands of the Trustees by virtue of this Act shall be applied as follows; (that is to say,)

Application
of Moneys.

Firstly, in defraying the necessary Expenses of obtaining and passing this Act and incidental thereto:

Secondly, in defraying the Salaries of the Clerk, Surveyor, and other Officers employed by the said Trustees, and the other Costs attending the Management of the said Roads; provided that such Expenses shall not exceed in any One Year the Sum of One hundred Pounds, exclusive of any Payment to Toll Collectors for collecting Tolls, if necessary, and of any Expenses to which the said Trustees may be put in commencing, prosecuting, or defending any Action at Law or Suit in Equity, or preferring or defending any Indictment, or in taking any Proceeding before Justices of the Peace:

Thirdly, in maintaining, repairing, and improving the Roads, and putting this Act in execution with reference thereto.

XXV. Provided always, That the Trustees shall annually set apart One hundred and ten Pounds, and shall apply the same, as soon as practicable after so setting it apart, in or towards Payment of the

Fund for
paying Ex-
penses of the
Act to be
set apart.

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Expenses

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Expenses of obtaining and passing this Act and incidental thereto (including Moneys borrowed by the Trustees for that Purpose, and the Interest and other Charges and Expenses attendant upon such borrowing), and shall from Time to Time cause so much of such Fund as cannot be conveniently applied to the Purposes aforesaid to be invested in the Purchase of Exchequer Bills or other Government Securities, and to be increased by Accumulation in the way of Compound Interest, or otherwise, until the same can be conveniently so applied, but no unnecessary Delay shall take place in the Application thereof in manner aforesaid.

On Payment of Expenses of Act, and Removal of Gates in Gateshead by the Corporation, &c., Trustees to cease to collect Tolls in Gateshead.

XXVI. When by means of such Fund and the Accumulations thereof the Trustees shall have paid, in manner lastly herein-before provided, the Expenses of obtaining and passing this Act and incident thereto, (including Moneys borrowed by the Trustees for that Purpose, and the Interest and other Charges and Expenses attendant upon such borrowing,) and when the Mayor, Aldermen, and Burgesses of the Borough of *Gateshead* (herein-after called the *Gateshead Corporation*) shall have erected, to the reasonable Satisfaction of the Trustees, according to Plans to be approved of by them, a good and sufficient Toll House and Bar, Toll Gate and Appurtenances, of the same Description and Value as the same respectively now belonging to the Trustees in the Borough of *Gateshead*, at some Point on the Main Line of Road between the River *Team* and the Village of *Whickham*, to be approved by the Trustees, and another good and sufficient Toll House, Toll Gate, and Appurtenances, of the same Description and Value as the same respectively now belonging to the Trustees in the Borough of *Gateshead*, at some Point on the Branch from *Swalwell* to *Windmill Hills* between the River *Team* and the Village of *Swalwell*, to be approved by the Trustees, and shall also have delivered to the Trustees a Deed of Covenant, under the Common Seal of the *Gateshead Corporation*, whereby the *Gateshead Corporation* shall be fully and effectually bound at all Times thereafter to maintain and keep in good and sufficient Repair and Condition all such Portions of the Roads as are situate within the Borough of *Gateshead*, (which Deed of Covenant the *Gateshead Corporation* are hereby empowered to give,) then the Trustees shall cease to collect any Tolls within the Limits of the Borough of *Gateshead*, and shall not expend any Money in the Repairs of the said Portions of the Roads, and such Portions of the said Roads, Toll Houses, Bars, and other Appurtenances within the Borough of *Gateshead* shall thereupon vest in and belong to the *Gateshead Corporation*, in like Manner and for the same Estate as the same now are vested in and belong to the Trustees, nevertheless for the free Use of the Public, and the Trustees shall have no Power or Control over the said Portions of the Roads and Premises within the said Borough;

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Borough; and in case any Dispute shall arise between the Trustees and the *Gateshead* Corporation in reference to the Acts, Deeds, Matters, and Things to be made and done by that Corporation before the Trustees shall so cease to collect Tolls as aforesaid within the Limits of the Borough, then the Questions in dispute shall be referred to some Barrister to be named for that Purpose by the Chairman of the Quarter Sessions for the County of *Durham* as sole Arbitrator, whose Decision shall be final, and who shall, with reference to the Questions in difference, have all such and the like Powers and proceed in the like Manner as a sole Arbitrator appointed under the Provisions of "The Railways Clauses Consolidation Act, 1845," with respect to the Settlement of Disputes by Arbitration, would have and might proceed.

Reference to
Arbitration
in case of
Difference.

XXVII. Provided always, That if the *Gateshead* Corporation shall, by Writing under their Common Seal, elect that the Trustees should retain, as they now use and enjoy the same within the Borough of *Gateshead*, the existing Toll House, Toll Gate, and Appurtenances commonly called the *Low Team Bar*, instead of erecting another Toll House, Toll Gate, and Appurtenances between the River *Team* and Village of *Swahwell*, as herein-before provided, and shall deliver such Writing to the Clerk of the Trustees, then it shall be lawful for the Trustees to continue to collect Toll at the *Low Team Bar*, in the same Manner as if no Prohibition against the Collection of Tolls within the Borough of *Gateshead* had been contained in this Act.

If *Gateshead*
Corporation
elect, they
may retain
Low Team
Bar instead
of erecting
another.

XXVIII. Within Two Months after the Commencement of this Act the Trustees shall deposit at the Office of the Clerk of the Peace for the County of *Durham* a Statement of the Expenses of obtaining and passing this Act, and incident thereto, paid or incurred by them.

Statement of
Expenses of
obtaining
Act to be
deposited.

XXIX. It shall be lawful for the Trustees to make and keep in repair any Causeways in, upon, or on the Sides of the Roads, but not upon any Land being a Garden, Orchard, Yard, Paddock, planted Walk or Avenue to a House.

Power to
make Cause-
ways.

XXX. Nothing herein contained shall be deemed to exempt the Roads comprised in this Act from the Provisions of any General Act relating to the Consolidation or other improved Management of Turnpike Roads which may pass during the present or any future Session of Parliament, or from the Provisions of any such Act now in force, except so far as any such last-mentioned Provisions may be expressly varied by this Act.

Roads not
exempt from
present and
future Gene-
ral Acts.

XXXI. This

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Commence-
ment and
Term of
Act.

XXXI. This Act shall commence on the First Day of *November* next after the passing thereof, and shall continue in force for the Term of Twenty-one Years, and from thence to the End of the Session of Parliament which shall then next follow.

LONDON:

Printed by GEORGE EDWARD EYRE and WILLIAM SPOTTISWOODE,
Printers to the Queen's most Excellent Majesty. 1855.