



ANNO DECIMO OCTAVO & DECIMO NONO

# VICTORIÆ REGINÆ.

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## Cap. xci.

An Act for enabling the *Manchester, Sheffield, and Lincolnshire* Railway Company to make a Branch Railway to *Lincoln*, and for other Purposes.

[26th June 1855.]

**W**HEREAS by “The *Manchester, Sheffield, and Lincolnshire* Railway Act, 1849,” the *Manchester, Sheffield, and Lincolnshire* Railway Company was dissolved and re-incorporated, and the Powers and Authorities conferred upon such Company by divers Acts previously passed were consolidated in such first-mentioned Act: And whereas the said Act was amended, and further Powers were conferred upon the Company by “The *Manchester, Sheffield, and Lincolnshire* Railway Act, 1850,” “The *Manchester, Sheffield, and Lincolnshire* Railway (*Barnsley* Branch Extension) Act, 1853,” and “The *Manchester, Sheffield, and Lincolnshire* Railway (Debenture Stock) Act, 1853,” and by divers other Acts of Parliament: And whereas it is expedient that the Company should be empowered to make a short connecting Railway between the Loop Line of the *Great Northern* Railway, in the Township and Parish of *Boultham* in the Parts of *Kesteven* in the County of *Lincoln*, and the *Midland* Railway at *Lincoln*, and to exercise in connexion therewith the Powers granted by “The *Manchester, Sheffield, and Lincolnshire*

[*Local.*]

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Railway



*The Manchester, Sheffield, and Lincolnshire Railway (Lincoln Branch, &c.) Act, 1855.*

Railway Act, 1849," with reference to the Use by the *Manchester, Sheffield, and Lincolnshire* Railway Company of that Portion of the *Great Northern* Railway which is situate between the Junction of the *Manchester, Sheffield, and Lincolnshire* Railway with the *Great Northern* Railway at *Sikes* in the County of *Lincoln* and the City of *Lincoln* : And whereas it is expedient that some of the Powers and Provisions of the existing Acts relating to the Company should be altered, amended, extended, and enlarged ; but the Purposes aforesaid cannot be effected without the Authority of Parliament : May it therefore please Your Majesty that it may be enacted ; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows ; (that is to say,)

Short Title. I. That in citing this Act for any Purpose it shall be sufficient to use the Expression "*The Manchester, Sheffield, and Lincolnshire Railway (Lincoln Branch, &c.) Act, 1855.*"

Interpre-  
tation of  
Terms. II. That where in this Act the Expression "the Company" or "the said Company" is used, the same respectively shall mean the *Manchester, Sheffield, and Lincolnshire* Railway Company.

8 & 9 Vict.  
cc. 18. & 20.  
incorpor-  
rated. 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.

Power to  
make con-  
necting Line  
of Railway  
according to  
deposited  
Plans. IV. And whereas Plans and Sections of the proposed connecting Line of Railway, showing the Line and Levels thereof, and also Books of Reference to such Plans, have been deposited with the Clerk of the Peace for the Parts of *Kesteven* in the County of *Lincoln*, and with the Clerk of the Peace for the City of *Lincoln* and County of the same City : Be it enacted, That, subject to the Provisions in this Act contained, the Company may make and maintain the Railway herein-after mentioned, with all necessary Works, Stations, Approaches, and Conveniences connected therewith, in the Line and upon the Lands delineated on the said Plans and described in the said Books of Reference, and according to the Levels defined on the said Sections, and may enter upon, take, and use all or any of the said Lands which may be necessary for such Purpose ; (that is to say,)

A short connecting Railway between the Loop Line of the *Great Northern* Railway, at or near the Mile Post thereon denoting One hundred and thirty-nine Miles from *London*, in the Township and Parish of *Boultham* in the Parts of *Kesteven* in the County of *Lincoln*, and the *Midland* Railway, near the Station of the same Railway at *Lincoln* :

And



*The Manchester, Sheffield, and Lincolnshire Railway (Lincoln Branch, &c.) Act, 1855.*

And the new Line of Railway and Works by this Act authorized shall for all Purposes become Part of the Undertaking of the *Manchester, Sheffield, and Lincolnshire Railway Company*; and it shall be lawful for the Company to use, in connexion with the said Branch Railway, the whole or any Part of that Portion of the *Great Northern Railway* which is situate between the Junction of the *Manchester, Sheffield, and Lincolnshire Railway* with the *Great Northern Railway* at *Sikes* in the County of *Lincoln* and the City of *Lincoln*, upon the same Terms and Conditions in all respects as under and by virtue of any Agreement or Award or otherwise howsoever they are or may from Time to Time be empowered to use and may be using that Portion of the *Great Northern Railway*, or any Part thereof, in connexion with their now existing Railway, or any Part thereof.

V. That all Communications between the Railway hereby authorized and the *Great Northern Railway* shall be effected in a substantial and workmanlike Manner, by means of Connexion Rails and Points of the Construction and laid in the Manner approved of from Time to Time by and to the reasonable Satisfaction of the Engineer for the Time being of the *Great Northern Railway Company*.

Communi-  
cations with  
Great North-  
ern Railway  
to be made  
under the  
Direction of  
their Engi-  
neer.

VI. That nothing in this Act contained shall extend or be deemed or construed to extend to authorize or enable the Company to take or enter upon any of the Lands belonging to the *Great Northern Railway Company*, or to alter, vary, or interfere with the said *Great Northern Railway*, or any of the Works thereof, further or otherwise than is necessary for the Construction of the Railway, and the convenient Junction and Intercommunication between the *Great Northern Railway* and the Railway hereby authorized, without the Consent in Writing of the *Great Northern Railway Company* in every Instance for that Purpose first had and obtained.

Not to take  
Lands, &c.  
of the Great  
Northern  
Railway  
Company  
without  
Consent.

VII. That nothing in this Act contained shall extend to prejudice, diminish, alter, or take away any of the Rights, Privileges, or Powers of the *Great Northern Railway Company*, otherwise than is herein expressly provided.

Saving  
Rights of the  
Great North-  
ern Railway  
Company.

VIII. And whereas the Railway authorized by "The *Manchester, Sheffield, and Lincolnshire Railway (Barnsley Junction and Branches) Act, 1848*," has been constructed across the *Doncaster and Salterbrooke Turnpike Road*, numbered on the Plans mentioned in the said Act, One hundred and seventeen, in the Township of *Dodworth* in the Parish of *Silkstone* in the West Riding of the County of *York*, on the Level thereof; and it is expedient that the Construction and Maintenance of the said Railway across the said Road on the Level should

Power to  
continue  
and main-  
tain level  
Crossing of  
Barnsley  
Branch over  
Doncaster  
and Salter-  
brooke  
Turnpike  
Road.  
be



*The Manchester, Sheffield, and Lincolnshire Railway (Lincoln Branch, &c.) Act, 1855.*

be legalized and confirmed: Be it enacted, That, subject to the Provisions in "The Railways Clauses Consolidation Act, 1845," contained in reference to the crossing of Roads on the Level, it shall be lawful for the Company to continue, maintain, and use the said Railway across the said Road on the Level thereof.

Company to  
erect Station  
at Point of  
crossing.

IX. That, for the greater Convenience and Security of the Public, the said Company shall erect or continue and permanently maintain a Lodge or Station at the Point where the Railway authorized by "*The Manchester, Sheffield, and Lincolnshire Railway (Barnsley Junction and Branches) Act, 1848,*" shall cross on the Level the before-mentioned Road, 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 maintain such Station or Lodge, or 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.

Board of  
Trade may  
require  
Bridge in-  
stead of level  
Crossing.

X. That the Board of Trade may, if it shall appear to them necessary for the public Safety, at any Time after the passing of this Act 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 Road either under or over the Railway authorized by "*The Manchester, Sheffield, and Lincolnshire Railway (Barnsley Junction and Branches) Act, 1848,*" by means of a Bridge or Arch, instead of crossing the same on a Level, or 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.

Limit of  
Time for  
compulsory  
Purchases.

XI. 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 Eighteen Months from the passing of this Act.

Period for  
the Comple-  
tion of  
Works.

XII. That the Railway hereby authorized shall be completed within Two Years from the passing of this Act, and on the Expiration of such Period the Powers by this Act granted to the Company for executing the said Railway or otherwise in relation thereto shall  
cease



*The Manchester, Sheffield, and Lincolnshire Railway (Lincoln Branch, &c.) Act, 1855.*

cease to be exercised, except as to so much thereof as shall then be completed.

XIII. That in case the Railway by this Act authorized to be constructed shall not be completed and opened for public Traffic within the Period of Two Years from the passing of this Act, then and from thenceforth it shall not be lawful for the Company to declare or pay any Dividend to the Shareholders on the ordinary or unguaranteed Capital of the Company until such Railway shall have been completed and opened for public Traffic.

If Railway not completed, &c. within a limited Period, Dividends on ordinary Shares to be suspended.

XIV. That it shall be lawful for the Company to demand and receive, for and in respect of the Use of the Railway by this Act authorized, the same Tolls and Charges as they are authorized to demand and receive under and by virtue of "The Manchester, Sheffield, and Lincolnshire Railway Act, 1849," for or in respect of the Use of the Railways comprised in their Railway Undertaking.

Tolls.

XV. That it shall be lawful for the Company to appropriate for or towards all or any of the Objects and Purposes of this Act any Sums of Money which they are authorized to raise, or which shall have been raised by them, under the Provisions of any Act or Acts in force with relation to the Company, and which may not be required for the Purposes to which they are by any such Act or Acts made specially applicable.

Power to Company to apply their corporate Funds to the Purposes of this Act.

XVI. And whereas by "The Manchester, Sheffield, and Lincolnshire Railway Act, 1849," the Time limited for the Sale of superfluous Lands acquired by the Company in the Construction of certain Portions of their Undertaking was extended for the Period of Ten Years from the First Day of August One thousand eight hundred and forty-nine (the Day on which the last-mentioned Act received the Royal Assent), and the Period limited for the Sale of superfluous Lands on other Parts of their Undertaking will expire before the First Day of August One thousand eight hundred and fifty-nine, and it is expedient to extend the Period for the Sale of such Lands: Be it enacted, That it shall be lawful for the Company to sell and dispose of any Lands which may have been acquired under the Provisions of any Act for the Time being in force relating to their Undertaking, and which may not be required for the Purposes of the Company, at any Time within Ten Years from the First Day of August One thousand eight hundred and forty-nine, although the Time originally limited for the Sale of such Lands may have or would have expired prior to that Date, and in the meantime to continue to hold such

As to Sale of certain superfluous Lands.

[Local.]

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Lands

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*The Manchester, Sheffield, and Lincolnshire Railway (Lincoln Branch, &c.) Act, 1855.*

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Lands free from Liability of Lapse or Accruer to the Owners of Lands adjoining thereto, or otherwise howsoever.

Times of  
Ordinary  
Meetings.

XVII. That the Ordinary Meetings of the Company may be held in the Months of *January* or *February*, and *July* or *August*, as may be thought fit.

Deposits for  
future Bills  
not to be  
paid out of  
the Com-  
pany's Ca-  
pital.

XVIII. That it shall not be lawful for the Company, out of any Money by this or any other Act relating to the 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 an Act authorizing the Company to construct any other Railway, or to execute any other Work or Undertaking.

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

XIX. That nothing herein contained shall be deemed or construed to exempt the Railways by this or the said recited Acts authorized to be made from the Provisions of any General Act relating to such Acts, or of any General Act relating to Railways, 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 this Act or the said recited Acts, and of the Rates for small Parcels.

Expenses of  
Act.

XX. That all the Costs, Charges, and Expenses of applying for, obtaining, and passing this Act, or preparatory or incident thereto, shall be paid and discharged by the Company.

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