



ANNO DECIMO OCTAVO & DECIMO NONO

VICTORIÆ REGINÆ.

Cap. xcv.

An Act to authorize the Company of Proprietors of the *Regent's Canal* to purchase the *Hertford Union Canal*; and for other Purposes.

[26th June 1855.]

WHEREAS by an Act of the Fifth Year of *George the Fourth*, Chapter Forty-seven (Local), intituled *An Act for making and maintaining a navigable Canal from the River Lee Navigation in the Parish of Saint Mary Stratford Bow in the County of Middlesex to join the Regent's Canal at or near a Place called Old Ford Lock in the Parish of Saint Matthew Bethnal Green in the said County of Middlesex*, Powers were conferred on Sir *George Duckett* Baronet, his Heirs and Assigns, to make and maintain a Canal, to be called "*The Hertford Union Canal*," for the Navigation of Boats, Barges, and other Vessels, from the *River Lee* Navigation to the *Regent's Canal*, with a Reservoir for Water on the North Side of the *Hertford Union Canal*, and other Works and Conveniences, and Powers for him and them to acquire Lands for the Purposes of the Undertaking, and to regulate the Canal, and to take Tonnage Rates on Goods in Vessels entering the *Hertford Union Canal*, and Tolls on Horses, Mules, and Asses passing on the Towing Paths, with other Powers and Provisions for the Purposes of and relating to the Undertaking: And whereas the *Hertford Union Canal*, the Reservoir, and the Works and Conveniences connected therewith, were made

[Local.] 15 F by

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by Sir *George Duckett*, and have been and are maintained, regulated, and used under the Authority of that Act: And whereas *George Horatio Wilkinson* of *High Street, Shoreditch*, in the County of *Middlesex*, Timber Merchant, is or claims to be the Assign, under Sir *George Duckett*, of the Undertaking: And whereas the *Regent's Canal*, with which the *Hertford Union Canal* communicates, is maintained and regulated by the Company of Proprietors of the *Regent's Canal*, under an Act of the Fifty-second Year of *George the Third*, Chapter One hundred and ninety-five (Local and Personal), intituled *An Act for making and maintaining a navigable Canal from the Grand Junction Canal in the Parish of Paddington to the River Thames in the Parish of Limehouse, with a collateral Cut in the Parish of Saint Leonard Shoreditch in the County of Middlesex*, (by which Act the Company were incorporated,) and under several Acts subsequently passed with respect to the Company: And whereas the said *George Horatio Wilkinson* has offered the *Hertford Union Canal* for Sale, and the Company are desirous of purchasing it; and inasmuch as it would be of public Advantage that it should be maintained and regulated in connexion with the *Regent's Canal*, it is expedient that they be authorized to purchase it: And whereas the Objects of this Act cannot be obtained 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. This Act may be cited for any Purpose as "*Regent's and Hertford Union Canals Act, 1855.*"

Power to
purchase the
Hertford
Union Canal.

II. The Company may purchase by Agreement the *Hertford Union Canal* and the Reservoir thereof, and all Lands, Buildings, Works, and Conveniences connected therewith and now belonging thereto, and all the Tonnage Rates and Tolls granted by the first-recited Act, and all the Powers, Authorities, Estates, Rights, Interests, Claims, and Demands whatsoever respectively conferred on and vested in Sir *George Duckett*, his Heirs or Assigns, by or under that Act, and all other the Undertaking by that Act authorized, but subject to all Mortgages, Charges, Claims, and Demands whatsoever affecting that Undertaking, or Sir *George Duckett*, his Heirs or Assigns, in respect of the same.

Power to
hold the
purchased
Property.

III. From and after the Time when the Company shall have made the Purchase hereby authorized, they may hold and enjoy the purchased Property as the Assigns thereof under Sir *George Duckett*, and, subject to the Provisions of the first-recited Act and this Act respectively, shall have and may exercise the several Powers by the first-recited Act conferred on Sir *George Duckett*, his Heirs and Assigns.

IV. Pro-

Regent's and Hertford Union Canals Act, 1855.

IV. Provided always, That the Powers of the Company under the Acts relating to the *Regent's Canal* to be from Time to Time exercised with respect to the making and maintaining of the *Regent's Canal* and the Works and Conveniences thereof, and the taking of Tolls and Rates, shall not extend to the *Hertford Union Canal* or the Works or Conveniences thereof; and the only Rates or Tolls to be taken by the Company on or in respect of the *Hertford Union Canal* or the Towing Paths thereof shall be the Tonnage Rates and Tolls by the first-recited Act authorized.

Rates and
Tolls to be
taken on the
Hertford
Union Canal.

V. Provided always, That, notwithstanding the Purchase, and except only as is by this Act otherwise expressly provided, everything before such Purchase done and suffered respectively under the first-recited Act shall be as valid as if this Act were not passed, and such Purchase and this Act respectively shall accordingly be subject and without Prejudice to everything so done and suffered respectively, and to all Rights, Liabilities, Claims, and Demands, both present and future, which, if such Purchase had not happened and this Act were not passed, would be incident to or consequent on any and every thing so done and suffered respectively.

General
Provision for
Protection of
Rights.

VI. The Sections Ninety-five with respect to the Punishment of Persons for damaging Fences, and One hundred and nine with respect to Limitation of Actions, of the first-recited Act, are by this Act repealed.

Repeal of
Parts of first-
recited Act.

VII. This Act or anything therein shall not exempt the *Hertford Union Canal* from the Provisions of any General Act relating to the first-recited Act or this Act, or of any General Act relating to Canals, 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 Rates and Tolls by the first-recited Act granted.

Canal not
exempt from
Provisions of
present and
future General
Canal
Acts.

VIII. All the Costs, Charges, and Expenses of and incident to the obtaining and passing of this Act, or otherwise in relation thereto, shall be borne and raised and be paid by the Company.

Expenses of
this Act.

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