



ANNO VICESIMO & VICESIMO PRIMO

VICTORIÆ REGINÆ.

Cap. cliii.

An Act for enabling the *Taff Vale* Railway Company to construct new Lines of Railway; to alter, widen, and improve Portions of their existing Railway; and for other Purposes.

[17th August 1857.]

WHEREAS an Act was passed in the Session of Parliament held in the Sixth and Seventh Years of the Reign of His Majesty King *William* the Fourth, intituled *An Act for making a Railway from Merthyr Tydfil to Cardiff, to be called the "Taff Vale Railway," with Branches*, whereby the *Taff Vale* Railway Company (in this Act called "the Company") was incorporated, with Power to make the Railway and Branches therein mentioned: And whereas further Powers have been conferred upon the said Company by various Acts of Parliament which have been subsequently passed: And whereas under the Provisions of "The *Aberdare* Railway Act, 1845," and of an Act passed in the Session of Parliament held in the Eleventh and Twelfth Years of the Reign of Her present Majesty, intituled *An Act to authorize the leasing of the Aberdare Railway, with the Branch Railway and Works connected therewith, to the Taff Vale Railway Company*, the *Aberdare* Railway has been leased to

6 & 7 W. 4.
c. lxxxii.

8 & 9 Vict.
c. clix.

11 & 12 Vict.
c. xxiii.

[Local.]

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the

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the Company for a Term of Nine hundred and ninety-nine Years, and the same is now held and worked by them as Part of their Undertaking: And whereas it is expedient that the Company should be empowered to make the new Railways in this Act mentioned: And whereas it is also expedient that the Company should be empowered to acquire additional Lands for altering, widening, and improving, and to alter, widen, and improve, so much of the Main Line of their Railway as lies between the Terminus thereof in *Bute Road* at *Cardiff* and the Terminus thereof at *Merthyr Tydfil*, and also certain Portions of the East Branch at *Cardiff*, and of the *Rhondda* Branch of the *Taff Vale* Railway: And whereas it is also expedient that the Company should be empowered to raise additional Capital for carrying the Purposes aforesaid, or some of them, into effect, and also (by reason of the increased and increasing Traffic on their Railway) for laying down additional Rails upon and otherwise improving other Portions of their Undertaking, and the Stations, Works, and Conveniences connected with their Undertaking, and for providing additional Plant and Rolling Stock, and for the general Purposes of the Company: And whereas the several Objects 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:

Short Title. I. This Act may be cited for any Purpose as "*The Taff Vale Railway Act, 1857.*"

8 & 9 Vict.
cc. 18. & 20.
incorporated.
II. "*The Lands Clauses Consolidation Act, 1845,*" and "*The Railways Clauses Consolidation Act, 1845,*" shall be incorporated with and form Part of this Act.

Works to be constructed according to deposited Plans.
III. And whereas Plans showing the Lines of the proposed new Railways respectively, and the Lands required for the same, and the Lands required for the proposed widening and altering of Portions of the existing Railways, and Sections showing the Levels of the new Railways and of the Portions of the existing Railways as proposed to be widened and altered, and also a Book of Reference to such Plans containing the Names of the Owners and Lessees, or reputed Owners and Lessees, and of the Occupiers of the said Lands, have been deposited with the Clerk of the Peace for the County of *Glamorgan*: Therefore, subject to the Provisions in this Act contained, the Company may make the new Railways herein-after mentioned, with all proper Stations, Approaches, Works, and Conveniences connected therewith, in the respective Lines or Courses and according to the respective Levels shown upon the said Plans and Sections, and upon the Lands delineated

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delineated upon the said Plans and described in the said Book of Reference, and may enter upon, take, and use such of the said Lands as may be necessary for those Purposes.

IV. The Lines of Railway to be made under the Authority of this Act shall be the following : Lines of Railway.

A Railway commencing at a Point on the *Aberdare* Railway near the Distance Post denoting Eighteen Miles and a Quarter from *Cardiff*, and terminating at another Point on that Railway near the Distance Post denoting Eighteen Miles and Three Quarters from *Cardiff*, which new Railway when completed shall, for the Purposes of Tolls and Charges, and for all other Purposes whatsoever, be and be deemed to be a Part of the *Aberdare* Railway :

A Railway commencing from and out of the Main Line of the *Taff Vale* Railway at or near the *Newbridge* Station, and terminating at or near the Distance Post on the *Rhondda* Branch thereof denoting Thirteen Miles and a Quarter from *Cardiff*, which new Railway shall, for the Purposes of Tolls and Charges, and for all other Purposes whatsoever, be and be deemed to be a Part of the *Rhondda* Branch of the Company's Railway authorized by their Act of Incorporation :

A Railway commencing from and out of the *Rhondda Fawr* Branch of the *Taff Vale* Railway at a Point thereon near to *Ynys Crug* in the Parish of *Ystradyfodwg*, and terminating at or near to *Pwll-yr-hebog* in the same Parish, which new Railway shall, for the Purposes of Tolls and Charges, and for all other Purposes whatsoever, be and be deemed to be a Part of the Extensions of the *Rhondda* Branch of the Company's Railway authorized by the Act Nine and Ten *Victoria*, Chapter Three hundred and ninety-three.

V. For the Purposes of this Act the *Aberdare* Railway shall be deemed Part of the Undertaking of the Company. Aberdare Railway to be Part of Undertaking.

VI. Notwithstanding anything in the said recited Acts or any of them contained, the maximum Tolls, Rates, or Charges which the Company may demand and take in respect of Iron conveyed upon their Main Line of Railway or Branches shall not exceed One Penny Halfpenny *per Ton per Mile*, which shall be divided in the following Proportions ; (that is to say,) Limiting Rates for Iron conveyed on Railway.

For Toll, One Penny *per Ton per Mile* :

For the Use of Waggon or Trucks, if supplied by the Company,
One Eighth of a Penny *per Ton per Mile* :

For locomotive Power, if provided by the Company, Three Eighths of a Penny *per Ton per Mile*.

VII. Notwith-

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Limiting Rates for Iron Ore and Coals conveyed on Main Line and Rhondda and Llancaiach and East Branches.

VII. Notwithstanding anything in the said recited Acts or any of them contained, the maximum Tolls, Rates, or Charges which the Company may demand and take in respect of Iron Ore and Coals conveyed upon their Main Line of Railway from *Merthyr Tydfil* to *Cardiff*, and upon their *Rhondda* Branch, *Llancaiach* Branch, and East Branch at *Cardiff* respectively, shall not exceed One Penny *per Ton per Mile*, which shall be divided in the following Proportions; (that is to say,)

For Toll, One Halfpenny *per Ton per Mile* :

For the Use of Waggon or Trucks, if supplied by the Company, One Eighth of a Penny *per Ton per Mile* :

For locomotive Power, if provided by the Company, Three Eighths of a Penny *per Ton per Mile*.

As to Charge for locomotive Power for Coke.

VIII. The Company may demand and receive an uniform Charge of One Halfpenny *per Mile* for locomotive Power for every Ton of Coke conveyed by them over any Railway or Branch Railway belonging to them.

Provisions of recited Acts as to Rates for Six Miles repealed.

IX. All the Provisions of the recited Acts or any of them which enable the Company to demand Tolls, Rates, or Charges as for Six Miles in respect of Matters and Things conveyed on the Railway for a less Distance than Six Miles are hereby repealed.

Power to charge Tolls as for Four Miles, &c.

X. For Matters and Things conveyed on the Railway and Branches of the Company (other than the *Aberdare* Railway) for a less Distance than Four Miles the Company may demand Tolls, Rates, and Charges as for Four Miles.

Regulations as to Tolls.

XI. In calculating the Tolls to be charged by the Company the following Regulations shall be observed :

The Railways forming the Undertaking of the Company shall be deemed One continuous Line of Railway, and the Tolls shall be charged upon the whole aggregate Distance that any Articles or Persons shall be conveyed :

Where such Articles or Persons shall be conveyed along any Part of the Undertaking of the Company, the total Distance which such Articles or Persons shall be conveyed shall be ascertained, and if there shall be a Fraction of a Quarter of a Mile in such Distance the Company may charge Tolls in respect of such Fraction as for a full Quarter of a Mile.

Inclined Planes.

XII. It shall be lawful for the Company to demand and receive for the Use of any stationary Engine or Machinery for working any Inclined Plane upon any Part of their Undertaking, in addition to the other

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other Tolls, Rates, and Charges which they may demand and receive, any Sum not exceeding One Penny for every Ton of Goods, Wares, or Merchandise, Materials, or Things conveyed upon or over any such Inclined Plane.

XIII. Subject to the Provisions in this Act contained, the Company may enter upon, purchase, and take so much of the Lands delineated on the deposited Plans as may be necessary for altering, widening, and improving, and may alter, widen, and improve, so much of the Main Line of the *Taff Vale* Railway as lies between the Terminus thereof in *Bute Road* in the Parish of *Saint Mary's* at *Cardiff* and the Terminus thereof at *Merthyr Tydfil*, and also so much of the East Branch at *Cardiff* of the *Taff Vale* Railway as lies between the Junction thereof with the Main Line and the Point where such Branch passes over *Tyndal Street*, and also so much of the *Rhondda* Branch of the *Taff Vale* Railway as lies between the Point of Junction thereof with the Main Line of Railway in the Parish of *Llanwynno* and *Aerw-isaf* in the Parishes of *Llanwynno* and *Llantrissaint*, or One of them, and may adapt the same to the Levels shown on the deposited Sections relating to the said Portions of Railway respectively.

Power to widen and improve Portions of existing Lines.

XIV. It shall be lawful for the Company, for the Purpose of carrying the Roads numbered as after mentioned on the deposited Plans over, under, or across the Railway, to alter the Inclinations of the said Roads to such an Extent as they may think fit, not exceeding the Inclinations following respectively; (that is to say,)

Inclinations of Road.

No. on Plan.	Parish.	Description of Road.	Proposed Inclination.
67	St. John the Baptist	Turnpike Road -	1 in 20.
9	Llandaff - -	Public Road -	1 in 16.
46	Whitchurch - -	Turnpike Road -	1 in 18.
9	Eglwysilan - -	Public Road -	1 in 9.
132	Llantwit Fardre - -	Public Road -	1 in 8.
223	The same - -	Turnpike Road -	1 in 9.
80	Llanwynno - -	Public Road -	1 in 16.
26 ^b	The same - -	Public Road -	1 in 10.

XV. It shall be lawful for the Company to purchase by Agreement any Quantity of Land for the extraordinary Purposes mentioned in "The Railways Clauses Consolidation Act, 1845," and either adjoining or near to their Railway or otherwise as shall seem convenient, not exceeding Thirty Acres, in addition to the Land which they are already authorized to take for such Purposes.

Lands for extraordinary Purposes.

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Not to take certain Lands of A. Hill without Consent.

For Protection of the Property of A. Hill.

XVI. Provided always, That the Company shall not, without the previous Consent in Writing of *Anthony Hill*, his Heirs or Assigns, enter upon, purchase, take, use, or occupy, either temporarily or permanently, under the Authority of this Act, any Lands in the Parish of *Merthyr Tydfil* now leased to or occupied by the said *Anthony Hill*, lying on the East Side of the full continuous Black Line laid down on the deposited Plans (upon which Line the Distances in Miles and Furlongs are marked) at a greater Distance than Eighteen Feet from such full continuous Black Line, or lying on the West Side of that Line beyond the Limits of Deviation defined on the said Plans: Provided also, that (except so far as may be necessary for enabling the Company to widen the Railway through such Lands of the said *Anthony Hill* as aforesaid to the Extent herein-before specified) the Powers by this Act granted to the Company shall, so far as the same are applicable to the Objects of this Act, be subject and without Prejudice to the several Powers, Rights, and Privileges reserved to Messieurs *Richard Hill* and *Anthony Hill* in and by the Acts relating to the *Taff Vale Railway Company* of the Sixth of *William* the Fourth, Chapter Eighty-two, and of the First of *Victoria*, Chapter Seventy, and all such Powers, Rights, and Privileges are hereby reserved to the said *Anthony Hill*, the surviving Partner, and made applicable to the Purposes of this Act as fully and effectually as if the same were re-enacted in this Act.

Not to injure the Merthyr Tramroad.

XVII. Nothing in this Act contained shall authorize the Company to impede or obstruct the Traffic upon or along the *Merthyr* Tramroad for a longer Period than may be absolutely necessary for connecting the same with any Alteration or Deviation thereof which the Company may make, nor, in the Case of each such Deviation, for a longer Period in the whole than Six Hours; and in case the Company shall impede or obstruct such Traffic for a longer Period than by this Section provided, they shall pay to the Proprietors of that Tramroad the Sum of Fifty Pounds for every Day during which such Obstruction or Impediment shall continue, and so in proportion for any shorter Period than a Day.

Not to take certain Lands of F. Crawshay.

XVIII. Provided also, That between the Point marked Eleven Miles and the Point marked Eleven Miles and Five Furlongs on the deposited Plans the Company shall not purchase, take, or use, either temporarily or permanently, under the Authority of this Act, any Lands in the Parish of *Llantwit Fardre*, now belonging to or in the Occupation of *Francis Crawshay*, lying to the Eastward of the Railway, at a greater Distance than Twenty-two Yards from the full continuous Black Line laid down on the deposited Plans, upon which
Line

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Line the Distances in Miles and Furlongs are marked, without the previous Consent in Writing of the said *Francis Crawshay*, his Heirs or Assigns, or other the Owner for the Time being of the said Lands, nor, without such Consent, take, alter, divert, or interfere with the Watercourse lying on the East Side of the Railway, and numbered on the said Plans 104, in the same Parish, nor, without such Consent as aforesaid, permanently or temporarily stop up any Road, Approach, or Communication leading to or from the Works of the said *Francis Crawshay* in the same Parish, commonly called the *Forest Works*, or render any such Road, Approach, or Communication impassable, dangerous, or extraordinarily inconvenient.

XIX. Provided always, That in constructing the Works by this Act authorized the Company shall, if and when thereunto required by Notice in Writing from the said *Francis Crawshay*, or other the Owner for the Time being of the *Forest Works*, and the *Forest Farm*, and *Forest Isha Farm*, in the Parish of *Llantwit Fardre*, construct, and shall for ever thereafter repair and maintain, in addition to the existing Crossings, Bridges, Tunnels, Archways, or other Passages over, under, or across the Railway and Works between the Lands of the said *Francis Crawshay*, a Bridge under the Railway and Works by the said recited Acts or some of them and this Act authorized, at such Place between the Points respectively marked on the said deposited Plans Eleven Miles Five Furlongs and Eleven Miles Seven Furlongs as the said *Francis Crawshay* or other such Owner shall require; and such Bridge shall be of Fifteen Feet Span on the Square, and shall have a clear Height of Fourteen Feet throughout, and shall be constructed at such an Angle with the Railway as shall be necessary for making in the best Way a self-acting Incline from the Works on the West Side of the said Railways to the Works on the East Side thereof, and shall be substantial and convenient for the Passage of Waggon, Carts, Trams, and Railway or other Carriages for the Conveyance under or across the said Railways and Works of the Produce of the said Farms, and of the Produce or Manufacture of the Works of the said *Francis Crawshay* there, and the Materials, Goods, and Utensils for the Use of those Works and Farms, and of the Persons employed therein.

XX. The Railway, as proposed to be widened and altered under the Authority of this Act, shall be carried over each of the Streets in the Borough of *Cardiff* known as *Herbert Street*, *Adam Street*, and *Tyndall Street* respectively, by means of a Bridge, and the Company may, as they shall think fit, either alter the existing Bridge over those respective Streets, or may remove the same and construct a new Bridge

Provision as to Crossing on Land of F. Crawshay.

As to Construction of Bridges over Herbert Street, Adam Street, and Tyndall Street, in Cardiff.

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Bridge in lieu thereof; and such altered or new Bridges respectively shall be constructed with Iron Girders across the said Streets, and there shall be a clear open Space between the Abutments of the said Bridge of Thirty Feet for the entire Width of the widened and altered Railway.

As to crossing of Grange Road, Cardiff.

XXI. The Street in the Borough of *Cardiff* known as *Grange Road* shall be carried over the Railway, as proposed to be widened and altered under the Authority of this Act, by means of a Bridge, and the Company may, as they shall think fit, either alter the existing Bridge, or remove the same and construct a new Bridge in lieu thereof, and there shall be a clear open Space between the Parapet Walls of such altered or new Bridge of Thirty Feet for the entire Width of the widened and altered Railway.

Company to pave Roadways.

XXII. When and so soon as the altered or new Bridges for carrying the Railway over *Herbert Street*, *Adam Street*, and *Tyndall Street*, and for carrying *Grange Road* over the Railway, shall have been completed, the Company shall effectually, and to the Satisfaction of the Local Board of Health of *Cardiff*, pitch and pave the whole Space under and over the same respectively, and shall at all Times thereafter keep the said Bridges respectively, and the Works and Appurtenances thereof (other than and except the Roadways and Footpaths), in good and efficient Repair.

As to Bridge over Sandon Street.

XXIII. And whereas it will be necessary for the Purposes of this Act to add to and widen the Bridge by which the Railway is carried over a Street in the Borough of *Cardiff* known as *Sandon Street*: Therefore the Company shall construct the Addition to the said Bridge with Iron Girders across the said Street, and there shall be a clear open Space between the Abutments of the Addition to the said Bridge of Thirty Feet; and the Company shall at all Times hereafter afford all reasonable Facilities for the Removal of the existing Bridge over the said Railway for the Purpose of re-constructing it of the same Dimensions as the proposed Addition thereto as herein provided, but the Company shall not be required to incur any Expenses whatever in or in relation to such Re-construction.

Period for Completion of Bridges, &c.

XXIV. The Bridges, Alterations of Bridges, and Additions to Bridges to be made by the Company, under the Provisions of this Act, over or under *Herbert Street*, *Adam Street*, *Tyndall Street*, *Grange Road*, and *Sandon Street* respectively, shall be constructed simultaneously with the Works in relation to which the same respectively are required to be constructed, and the whole of such Bridges, Alterations,

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Alterations, and Additions shall be completed within the Time limited by this Act for the Completion of Works.

XXV. The Company shall not, without the previous Consent of the Justices for the County of *Glamorgan* in Quarter Sessions assembled, signified in Writing under the Hand of the Clerk of the Peace for the said County, take or use, under the Authority or for the Purposes of this Act, any Land situate within Forty Feet of any Portion of the present outer Wall of the County Gaol at *Cardiff*, nor shall the Company, without the like Consent, take or use, under the Authority or for the Purposes of this Act, any Land situate more than Forty-eight Feet to the Eastward of the full continuous Black Line on the said deposited Plans, on which Black Line the Distances in Miles and Furlongs are marked, between a Point on such Black Line situate One Chain to the Southward of the Mark on such Black Line denoting One Mile from *Cardiff* and a Point on such Black Line situate Eight Chains to the Northward of the said Mark thereon denoting One Mile from *Cardiff*, nor shall the Company, without the like Consent, construct any Embankment or Building on any Land whatsoever situate within Forty Feet of any Portion of the said outer Wall of the said County Gaol.

For Protection of County Gaol at Cardiff.

XXVI. Between the Commencement at the *Cardiff* Terminus of the full continuous Black Line shown upon the deposited Plans on which the Miles and Furlongs are marked and the Road numbered on the deposited Plans 10, in the Parish of *Saint John the Baptist, Cardiff*, and upon that Portion of the East Branch herein-before described, the Company shall not, without the Consent of the Trustees of the Estates of the Marquis of *Bute*, or other the Owner for the Time being of those Estates, purchase, take, or use any Lands of the said Trustees or such Owner as aforesaid which shall be at a greater Distance than One hundred Feet from the said continuous Black Line laid down on the said Plans, or which shall be beyond the Limits of Deviation shown on the said Plans, where those Limits are shown at a less Distance than One hundred Feet from the said continuous Black Line; and between the said Road numbered 10 and the Point where the said full continuous Black Line is shown as crossing the Road numbered on the said Plans 43, in the said Parish of *Saint John the Baptist*, the Company shall not, without such Consent as aforesaid, purchase, take, or use more of the Lands of the said Trustees or other such Owner as aforesaid lying on the East of the said Black Line than shall be sufficient for the Construction of Two Lines of Railway immediately contiguous to and parallel with their present Lines of Rails, nor any Lands of the said Trustees or Owners on the West Side of the said Line which shall either be at a greater Distance than One

Restricting Power to take Lands of Marquis of Bute's Trustees.

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hundred Feet from the said Line, or beyond the Limits of Deviation shown on the said Plans, where those Limits are shown at a less Distance than One hundred Feet from the said Line; and the Company shall not, without such Consent as aforesaid, purchase, take, or use any greater Quantity of the Lands belonging to such Trustees or Owners, numbered on the deposited Plans 1, 2, and 3, in the Parish of *Saint Mary, Cardiff*, than shall be bounded on the West Side by the Street called *Bute Street* or *Bute Road*, on the South by a Line drawn parallel to the Southern Limits of Deviation defined on the said Plans, at the Distance of Sixty Feet to the North of such Limits, and on the East by a Line drawn parallel to *Bute Street* or *Bute Road*, at the Distance of One hundred and fifty Feet from the Eastern Side thereof; and the Portion of the said Lands so purchased, taken, or used by the Company shall be appropriated solely to the Purposes of a Passenger and Goods Station and Sidings for the Accommodation of Mineral Traffic: Provided always, that the Elevation of any Buildings which shall be erected by the Company on such Portions of Land fronting *Bute Street* or *Bute Road*, or fronting the Southern Boundary of such Land, shall be subject to the reasonable Approval of the said Trustees or such Owners as aforesaid.

Company not to prevent Marquis of Bute's Trustees from making a Canal between West Dock and East Dock at Cardiff.

XXVII. The Company shall not in any way prevent, obstruct, interfere with, or oppose the making, maintaining, or using by the Marquis of *Bute's* Trustees, at the Expense of their Trust Estate, of a Canal Communication at *Cardiff*, between the West Dock and the East Dock, through the Occupation Bridge next to *Tyndall Street*, Southwards, under the Company's Branch Railway there, and the Company shall permit the Trustees to execute all such underpinning of the Foundations of the Occupation Bridge, and all such other Works as are proper and sufficient for the Purposes of the making, maintaining, and using of such Canal Communication: Provided always, that the said Trustees shall compensate the Company for the Land of the Company (if any) taken for the Purposes of the said Canal, and for all Damage (if any) done to the Works of the Company or to the Company, by the Interruption (if any) of their Traffic by reason of the making or maintaining of the said Canal Communication, the Amount of such Compensation to be settled by Arbitration in case of Difference in the Manner provided by "The Railways Clauses Consolidation Act, 1845."

For Protection of T.W. Booker Blakemore, Esq.

XXVIII. It shall not be lawful for the Company, without the previous Consent in Writing of *Thomas William Booker Blakemore* Esquire, or other the Owner or Owners for the Time being of the *Melin Griffith* Works, between the Point marked on the said deposited Plans of the Main Line of the *Taff Vale* Railway from *Cardiff* to *Merthyr*

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Merthyr Tydfil as denoting Five Miles Three Furlongs and the Point marked thereon as denoting Five Miles Five Furlongs, to widen their Line or execute any Works Eastwards of the full continuous Black Line laid down on the said Plans on which the Distances in Miles and Furlongs are marked to or at a greater Distance than Ten Feet therefrom, nor between the last-mentioned Point denoting Five Miles Five Furlongs and the Point on the said Plans of the said Main Line denoting Six Miles to widen their present Line of Railway on the Eastern or River Side thereof, or in any way within the Limits of Deviation to the Eastward of the said full continuous Black Line between the Two last-mentioned Points to alter, narrow, or interfere with the River *Taff*, or the Bed or Soil thereof, or to take by Compulsion any Lands or Hereditaments belonging to the said *Thomas William Booker Blakemore*, or other such Owner or Owners as aforesaid, situate within the Limits of Deviation to the Eastward of the said full continuous Black Line between the Two last-mentioned Points.

XXIX. The Company shall, within Fifteen Months after the passing of this Act, make and for ever after maintain in perfect Repair a good, substantial, and convenient Bridge of Stone or Iron, or both, over the *Way*, including any new Lines of Railway made under this Act, for the Use of the Owners and Occupiers of the Estate of *John Whitlock Nicholl Carne* at the Place and instead of the level Crossing near *Parc Newydd* Farm, with good and sufficient Approaches, Works, and Conveniences for Carriages, Animals, and Foot Passengers, and with in all Parts at least Fifteen Feet Width of Way in the Clear between the Side Screens or Fences thereof, and so that the Gradients on either Side shall not exceed One in Twenty; and the Company shall make and maintain these Works to the Satisfaction of the respective Engineers of the Company and the said *John Whitlock Nicholl Carne*, his Heirs or Assigns, or, failing Agreement between them, to the Satisfaction of an Engineer to be appointed on their or any of their Application by the Board of Trade: Provided always, that the Compensation to be made by the Company with respect to the Lands taken for or affected by the Execution of the said Works shall be ascertained and determined by Arbitration under the Lands Clauses Consolidation Act, 1845.

Company to erect Bridge for J. W. N. Carne.

XXX. The Company shall not in the Execution of any Works by this Act authorized in any Manner obstruct, hinder, or interfere with any Traffic on the *South Wales* Railway.

Traffic on South Wales Railway not to be interfered with.

XXXI. Except as is by this Act expressly provided, this Act or anything therein shall not take away, lessen, prejudice, or alter any of the

Saving Rights of South Wales the

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Railway
Company.

the Estates, Rights, Interests, Powers, Privileges, or Authorities of the *South Wales* Railway Company.

Limiting
Time for
completing
Railways.

XXXII. The new Railways hereby authorized shall be completed within Five Years from the passing of this Act, and on the Expiration of that Period the Powers by this Act granted to the Company for executing such new Railways, or otherwise in relation thereto, shall cease to be exercised, except as to so much thereof as shall then be completed.

Dividends
suspended if
Railways
not opened
within a
limited
Period.

XXXIII. If the new Railways by this Act authorized to be constructed shall not be completed and opened for public Traffic within Five Years from the passing of this Act, then and from thenceforth it shall not be lawful for the Company to pay any Dividend on the ordinary or unguaranteed Capital of the Company until such Railways shall have been completed and opened for public Traffic.

Extending
Powers of
User by
Rhymney
Railway
Company to
additional
Rails on Part
of Railway.

XXXIV.. All Powers possessed by the *Rhymney* Railway Company, their Lessees and Assigns, under the Authority of any Act of Parliament, for passing over and using with their own Engines and Carriages any Part of the *Taff Vale* Railway, shall extend to any additional Lines of Railway which may be laid down on that Part of the *Taff Vale* Railway.

Left-hand
Rail on Taff
Vale Railway
to be the
running Rail.

XXXV. The Company shall, so far as they have the Power so to do, within a reasonable Time make all such Alterations in connexion with their Railway and the Mode of working the same as shall be proper and sufficient for making the Left-hand Line of Railway on the *Taff Vale* Railway the running Rail, as on the other Railways in connexion therewith.

Company
not to take
Lands of
Rhymney
Railway
Company
without their
Consent.

XXXVI. Except for the Purpose of constructing Two Lines of Rails contiguous to the *Taff Vale* Railway in accordance with the Provisions of this Act, it shall not be lawful for the Company to take any Lands of the *Rhymney* Railway Company, or over which they have compulsory Powers of Purchase, without their Consent in Writing.

Power to
raise addi-
tional Capi-
tal by new
Shares.

XXXVII. And whereas the estimated Expense of constructing the new Railways and the other Works shown on the deposited Plans is Three hundred and sixteen thousand Pounds: Therefore, in addition to the Capital which the Company are at present authorized to raise, they may from Time to Time raise for the Construction of the said new Railways and Works, by the Creation of new Shares, such further Sum as they shall think necessary, not exceeding Three hundred and sixteen

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sixteen thousand Pounds, no Part of which shall be expended except for the Purpose of defraying the Expense of constructing the new Railways by this Act authorized, and may also for the Purpose of laying down additional Rails upon and otherwise improving other Portions of their Undertaking not shown on the deposited Plans, and the Works and Conveniences connected with their Undertaking, and for providing additional Plant and Rolling Stock, and for the general Purposes of the Company, raise by the Creation of new Shares such further Sum as they shall think necessary, not exceeding Two hundred thousand Pounds; and the Company (subject to the Provisions herein-after contained) may issue such new Shares from Time to Time to such Persons and on such Terms and Conditions as the Company think fit, but not so as to grant any Preference or Priority in the Payment of Dividends on any such new Shares: Provided always, that if any Issue or Offer of any new Shares created under the Authority of this Act be made to the Holders of ordinary Stock in the Company, the Holders for the Time being of the Stock in the Company known as Preference Stock No. 1. formed by the Consolidation of the Shares created under the Powers of the Local and Personal Act of the Fourth Year of the Reign of Her present Majesty, to amend the Acts relating to the *Taff Vale* Railway (and which Stock now participates with the said ordinary Stock in the general divisible Profits of the Company), shall be entitled to participate rateably with the Holders of the said ordinary Stock in every such Issue or Offer.

XXXVIII. The new Shares created and issued under this Act shall be Part of the general Capital of the Company, and all such Rights, Privileges, Liabilities, and Incidents shall attach to and be conferred by the Share Capital so created and issued, and the Shares therein, as to and by the Company's general Capital and the Shares therein.

New Shares
to be Part of
general
Capital.

XXXIX. Ten Pounds *per Centum* on the Amount of each Share shall be the greatest Amount of any One Call which the Company may make on the Shareholders in respect of the Money by this Act authorized to be raised, and One Half of the Amount of a Share shall be the utmost aggregate Amount of Calls that may be made in any One Year upon any Share, and Three Months at the least shall be the Interval between successive Calls.

Calls.

XL. After the whole of the Sums by this Act authorized to be raised by Shares shall have been subscribed for, and One Half thereof shall have been paid up, it shall be lawful for the Directors of the Company to borrow on Mortgage or Bond, and, if subsequently paid off, again to re-borrow, such Sums of Money as shall from Time to

Power to
borrow on
Mortgage.

[*Local.*]

28 P

Time

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Time be authorized to be borrowed by an Order of any General or Special General Meeting of the Company, not exceeding in the whole the Sum of One hundred and seventy thousand Pounds, in addition to the Sums which they are now authorized to borrow, and for securing the Repayment of the Sum so borrowed, with Interest, to mortgage the Undertaking belonging to them, and also, if they think fit, the whole or any of the future Calls on the Shareholders of the Company.

Former
Mortgages
to have
Priority.

XLI. All Mortgages or Bonds granted or to be granted under the Authority of any Act already passed relating to the Company shall, during the Continuance thereof, have Priority over any Mortgages or Bonds to be created by virtue of this Act.

Certain Pro-
visions of
8 & 9 Vict.
c. 16. ex-
tended to
this Act.

XLII. The following Provisions of "The Companies Clauses Consolidation Act, 1845," shall be incorporated with and form Part of this Act; (that is to say,)

"With respect to the Transfer or Transmission of Shares ;"

"With respect to the Payment of Subscriptions, and the Means of enforcing the Payment of Calls ;"

"With respect to the Forfeiture of Shares for Nonpayment of Calls ;"

"With respect to the borrowing of Money by the Company on Mortgage or Bond ;"

"With respect to the Conversion of the borrowed Money into Capital ;" and

"With respect to the Consolidation of Shares into Stock."

Conversion
of borrowed
Money into
Stock.

XLIII. It shall be lawful for the Company from Time to Time, with the Consent of Three Fifths of the Votes of the Shareholders present, in Person or by Proxy, at any General Meeting of the Company convened with due Notice of that Object, to resolve that any Portion of the borrowed Moneys of the Company advanced to them prior to the passing of this Act, or any Debenture or other Security for which or for the Interest whereof the Company are at the Time of the passing of this Act lawfully liable, then secured by Mortgages or Bonds, not exceeding an Amount specified in the Resolution, may be converted into Shares or Stock of the Company of like Amount, either by Agreement with the Holders of such Mortgages or Bonds respectively before the same respectively become due, or by paying off the same respectively when due and issuing Shares or Stock to a corresponding Amount, instead of reborrowing the Sum so paid off; and also, with the like Consent, from Time to Time to resolve that the whole or any Part, to be defined in and by such Resolution, of the Moneys which the Company shall have Authority to raise by borrowing
under

The Taff Vale Railway Act, 1857.

under the Powers of any of their Acts passed prior to the passing of this Act, and which shall not then have been raised, shall or may be raised by the Creation and Issue of Shares or Stock to a corresponding Amount, instead of borrowing the same; and the Company may attach to any Shares or Stock so created a fixed and perpetual redeemable or irredeemable yearly Dividend or Interest at any Rate not exceeding the Rate of Five Pounds for every One hundred Pounds thereof, payable in equal half-yearly Portions; and the Directors from Time to Time may carry into effect such Resolution by the Creation and Issue of so many Shares or so much Stock as may from Time to Time be necessary for that Purpose, bearing such Rate of Interest or Dividend as aforesaid; and the Shares or Stock so created shall be a Charge upon the Tolls and Undertaking, and Lands, Tenements, and Hereditaments of the Company, but shall be distributable, transmissible, and transferable as and in other respects have the Incidents of Personal Estate; and such Interest or Dividend shall for ever have Priority of Payment over all other Dividends on any other Shares or Stock of the Company, whether ordinary or preference or guaranteed; and the Shares or Stock shall be termed "*Taff Vale* Railway irredeemable Shares" or "*Taff Vale* Railway irredeemable Stock:" Provided, that nothing herein shall prejudice the Rights of the Holders of Mortgages or Bonds of the Company: Provided also, that after the Conversion of any such Mortgages or Bonds into Shares or Stock the Company shall not issue Mortgages, Bonds, or other Securities for or again borrow the Sum so converted, but their Powers of borrowing shall, to the Extent of the Sums so from Time to Time converted into Shares or Stock, be extinguished.

XLIV. The Provisions of "The Companies Clauses Consolidation Act, 1845," with respect to the Transfer and Transmission of Shares, shall be applicable to the Transfer and Transmission of such irredeemable Shares or Stock.

Provisions of 8 & 9 Vict. c. 16. as to Transfer of Preference Shares, &c. to apply.

XLV. The Holders of such irredeemable Shares or Stock shall not be entitled to vote in the Affairs of the Company.

Holders of Debenture Shares or Stock not to vote.

XLVI. If within Thirty Days after the Dividend or Interest on such irredeemable Shares or Stock is payable, and after Demand thereof in Writing, the same be not paid, any of the Holders of such irredeemable Shares or Stock holding individually or collectively at least Five thousand Pounds in nominal Amount thereof may (without Prejudice to the Right to sue in any Court of competent Jurisdiction for the Dividend or Interest so in arrear) require the Appointment of a Receiver.

Arrears may be enforced by Appointment of a Receiver.

XLVII. Every

The Taff Vale Railway Act, 1857.

Appoint-
ment of a
Receiver.

XLVII. Every Application for such a Receiver shall be made to Two Justices, and on any such Application such Justices, by Order in Writing, after hearing the Parties, may appoint some Person to receive the whole or a competent Part of the Tolls or Sums liable to the Payment of such Dividends or Interest until all the Arrears of Dividend or Interest then due on such irredeemable Shares or Stock, with all Costs, including the Charges of receiving the Tolls or Sums, be fully paid; and upon such Appointment being made all such Tolls and Sums shall be paid to and received by the Person so appointed, and the Money so to be received shall be so much Money received by or to the Use of the several Persons to whom the Receiver is to pay it, and so soon as the full Amount of such Dividends, Interest, and Costs is so received the Power of the Receiver shall cease: Provided always, that the Receiver shall distribute rateably and without Priority among all the Proprietors of such irredeemable Shares or Stock to whom Interest or Dividends are in arrear the Moneys which so come to his Hands: Provided also, that the Receiver shall apply a sufficient Part of such Moneys in or towards Satisfaction, according to their respective Priorities, of the Interest on the Mortgages and Bonds, if any, having respectively any Priority or Preference over the Interest or Dividends so in arrear.

Meetings of
Directors
may be held
in Bristol
and London
as well as in
Cardiff.

XLVIII. Notwithstanding anything in the recited Act of the Sixth and Seventh Years of the Reign of His Majesty King *William* the Fourth contained, the Directors of the Company may lawfully hold their Meetings, whether original or adjourned, either at *Cardiff* or in *Bristol* or *London*, as they may from Time to Time think fit and appoint.

Power to
close Trans-
fer Books at
certain
Periods.

XLIX. Section 126 of the recited Act of the Sixth and Seventh Years of the Reign of His Majesty King *William* the Fourth is hereby repealed, and it shall be lawful for the Company and they are hereby authorized to close the Books kept for entering Memorials of Transfers of Shares for a Period not exceeding Fourteen Days before any Meeting of the Company, commencing on a Day to be fixed by them, during which Time the Company shall not be bound to take notice of any Transfer which shall not have been registered previously to the Day fixed for closing the Books; but all such Transfers shall, as between the Party claiming under the same and the Company, but not otherwise, be considered as made subsequently to such Meeting: Provided always, that Seven Days Notice at least of the Day on which the Transfer Books shall be closed shall be given in One or more public Newspapers published in *Bristol* and in the County of *Glamorgan*.

L. If

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L. If any Person shall be or travel or pass upon Foot upon any of the Railways of the Company without the Licence and Consent of the Company (unless for the Purpose of attending any Carriage under his Care, or in crossing such Railway by any Road or Highway on the Level thereof), every Person so offending shall forfeit and pay any Sum not exceeding Two Pounds for every such Offence.

Penalty on
Persons on
Foot using
the Railway.

LI. It shall not be lawful for the Company, out of any Money by this Act or any other Act relating to the Company authorized to be raised by Calls in respect of Shares, or by the Exercise of any Power of borrowing, to pay Interest or Dividend to any Shareholder on the Amount of the Calls actually made in respect of the Shares held by him in the Capital by this Act authorized to be raised: Provided always, that nothing herein-before contained shall be deemed to prevent the Company from paying to any Shareholder such Interest on Money advanced by him beyond the Amount of the Calls actually made as shall be in conformity with the Provisions of "The Companies Clauses Consolidation Act, 1845," in that Behalf contained.

Interest not
to be paid on
Calls paid up.

LII. The Company shall not, out of any Money by this Act or any other Act relating to the Company authorized to be raised for the Purposes of such Act or Acts, 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 any Act authorizing the Company to construct any other Railway or execute any other Work or Undertaking.

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

LIII. The Subscription Contract which, pursuant to the Standing Orders of Parliament, was entered into with respect to the Undertaking authorized by this Act previously to the Commencement of the last Session of Parliament, shall be as valid and shall be construed as if this Act had been passed in the said last Session.

Subscription
Contract to
be valid.

LIV. Nothing herein contained shall be deemed or construed to exempt the Railways by this or any other Act relating to the Company authorized to be made, or the Company, or the *Aberdare* Railway or the *Aberdare* Railway Company, from the Provisions 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, and of the Rates for small Parcels, authorized by this or any other Act relating to the Company.

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

[*Local.*]

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LV. All

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Expenses of
Act.

LV. All the Costs, Charges, and Expenses of and incident to the obtaining of this Act, and preparatory thereto, shall be paid by the Company.

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