



ANNO VICESIMO SEPTIMO & VICESIMO OCTAVO

# VICTORIÆ REGINÆ.

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## *Cap. ccxxxv.*

An Act to incorporate a Company for making a new Bridge from *Chelsea* to *Battersea*, with Approaches thereto. [25th July 1864.]

**W**HEREAS the making and maintaining a Bridge across the River *Thames*, with proper Approaches thereto, connecting *Oakley Street* in the Parish of *Saint Luke, Chelsea*, in the County of *Middlesex*, with *Prince Albert Road* in the Parish of *Saint Mary, Battersea*, in the County of *Surrey*, would be of great public Utility: And whereas the Persons herein-after named are willing to make and maintain a Bridge, with such Approaches thereto, connecting such Streets as herein-before mentioned, and it is expedient that they should be incorporated and invested with all necessary Powers for that Purpose: And whereas it is expedient that Provision be made for the Purchase by the Company by this Act incorporated of the now existing *Battersea Bridge* across the *Thames*, which was built and is maintained under the Authority of the Act of the Sixth Year of *George the Third*, Chapter Sixty-six: And whereas the afore- 6 G. 3. c. 66. said Objects 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

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the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by Authority of the same, as follows; (that is to say,)

Short Title  
of Act.

1. This Act may be cited for all Purposes as "*The Albert Bridge Act, 1864.*"

8 & 9 Vict.  
cc. 16. & 18.,  
23 & 24 Vict.  
c. 106. and  
26 & 27 Vict.  
c. 118.,  
incorporated.

2. "The Companies Clauses Consolidation Act, 1845," "The Lands Clauses Consolidation Act, 1845," "The Lands Clauses Consolidation Acts Amendment Act, 1860," and Part I. (relating to Cancellation and Surrender of Shares) and Part III. (relating to Debenture Stock) of "The Companies Clauses Act, 1863," are incorporated with this Act.

Incorporation of  
Albert  
Bridge Com-  
pany.

3. The Right Honourable Viscount *Chelsea*, Captain *Christopher Claxton* R.N., Captain *Alexander Theophilus Blakely* late R.A., *Thomas Vaughan Morgan*, *George Masefield*, and all other Persons who have already subscribed or may hereafter subscribe to the Undertaking, and their Executors, Administrators, Successors, and Assigns respectively, are by this Act united into a Company for the Purpose of making and maintaining the Bridge and Works by this Act authorized, and otherwise carrying this Act into execution, and are hereby declared to be a Body Corporate by the Name of "*The Albert Bridge Company*," having a perpetual Succession and a Common Seal, with Power to acquire, hold, and dispose of Land for the Purposes and subject to the Restrictions of this Act.

Capital.

4. The Capital of the Company shall be Ninety thousand Pounds, divided into Nine thousand Shares of Ten Pounds each.

One Fifth  
Part of the  
Shares to be  
paid on  
Issue.

5. It shall not be lawful for the Company to issue any Share, nor shall any Share vest in the Person accepting the same, unless and until a Sum not being less than One Fifth Part of the Amount of such Share shall have been paid up in respect thereof.

Power to  
borrow on  
Mortgage.

6. When the whole of the Capital of Ninety thousand Pounds has been subscribed, and One Half thereof paid up, the Company may borrow on Mortgage any further Sum or Sums of Money not exceeding in the whole Thirty thousand Pounds, but no Part of such last-mentioned Sum of Thirty thousand Pounds shall be borrowed until the whole of the said Capital of Ninety thousand Pounds shall have been *bonâ fide* subscribed and issued, and One Half thereof paid up, and the Company shall have proved to the Justice who is to certify under the Provisions contained in the Fortieth Section of "The Companies Clauses Consolidation Act, 1845," before he so certifies, that the whole of the said Capital of Ninety thousand Pounds has been sub-

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subscribed for *bonâ fide* and issued, and that not less than One Fifth of the Amount of each Share has been paid on Issue of the same, and that such Shares are held by the Subscribers or their Assigns, and for which such Subscribers or their Assigns are legally liable, of which Proof having been given the Certificate of the Justice under that Section shall be sufficient Evidence.

7. The Mortgagees may enforce the Payment of the Arrears of Interest due on their Mortgages by the Appointment of a Receiver, and the Amount to authorize a Requisition for a Receiver shall be One thousand Pounds.

Arrears may be enforced by Appointment of a Receiver.

8. All Monies raised by the Company in pursuance of this Act shall be applied exclusively to the Purposes hereby authorized.

Application of Monies.

9. The Number of Directors shall be Five, and the Qualification of a Director shall be the Possession in his own Right of Twenty-five Shares.

Number and Qualification of Directors.

10. The Quorum of a Meeting of Directors shall be Three.

Quorum of Directors.

11. The Right Honourable Viscount *Chelsea*, *Christopher Claxton*, *Alexander Theophilus Blakely*, *Thomas Vaughan Morgan*, and *George Masefield* shall be the First Directors of the Company.

First Directors.

12. The Directors appointed by this Act shall continue in Office until the First Ordinary Meeting held after the passing of this Act, and at that Meeting the Shareholders present, personally or by proxy, may continue in Office the Directors appointed by this Act or any of them, or may elect new Directors to supply the Places of those not continued in Office, the Directors appointed by this Act being eligible for Re-election.

Election of Directors at First General Meeting.

13. The First Ordinary Meeting of the Company shall be held within Six Months after the passing of this Act.

First Ordinary Meeting.

14. At the First Ordinary General Meeting to be held in every subsequent Year after the First General Meeting, the Shareholders present, personally or by proxy, shall elect Persons to supply the Places of the Directors then retiring from Office, agreeable to the Provisions of "The Companies Clauses Consolidation Act, 1845;" and the several Persons elected at any such Meeting, being neither removed nor disqualified nor having resigned, shall continue to be Directors until others are elected in their Stead in the Manner provided by "The Companies Clauses Consolidation Act, 1845."

Subsequent Election of Directors.

15. Whereas

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Power to  
take Land  
for the  
Works.

15. Whereas Plans and Sections of the Bridge, Approaches, and Works, and a Book of Reference to the Plans have been deposited with the Clerks of the Peace for the Counties of *Middlesex* and *Surrey* : Therefore, subject to the Provisions of this Act, the Company may make the Bridge, Approaches, and Works by this Act authorized in the Line or Course and upon the Lands shown on the Plans and described in the Book of Reference, and may enter upon, take, and use such of those Lands as they think proper for the Purpose as by this Act authorized.

Power for  
compulsory  
Purchases  
limited.

16. The Powers of the Company for the compulsory Purchase of Land for the Purposes of this Act shall not be exercised after the Expiration of Three Years after the passing of this Act.

Period for  
Completion  
of Works.

17. The Bridge, Approaches, and Works shall be completed within Five Years after the passing of this Act, and on the Expiration of that Period the Powers of the Company for making the same shall cease ; nevertheless, after the Expiration of that Period, the Company from Time to Time may improve, maintain, repair, or rebuild such of the Works as they execute within that Period.

Battersea  
Bridge Pro-  
prieters to  
appoint a  
Committee  
for manag-  
ing Sale of  
their Bridge.

18. So soon as conveniently can be after the passing of this Act the Proprietors of the present *Battersea Bridge*, at a Meeting specially convened for the Purpose by such Notice as is given of General Meetings of the Proprietors, shall appoint a Committee, consisting of Three of the Proprietors (Two to be a Quorum), to act in all Matters concerning the Sale of their Bridge to the Company ; and if and whenever there is a Vacancy in the Committee the Proprietors at a like Meeting shall supply the Vacancy, and the Receipt of any Three of the Committee shall be a valid Discharge for all Monies or Effects paid or delivered to them or according to the Order of the Committee.

Purchase of  
Battersea  
Bridge by  
Company.

19. Before the Company commence any of their Works they shall give to the Proprietors or their Committee, or the Treasurer or Secretary of the Proprietors, Notice in Writing of the Company's Intention to purchase the Estate and Interest of the Proprietors in *Battersea Bridge* and the Approaches, Bridge House, and Toll Houses belonging thereto, and the Tolls and Profits thereof, and the Ferry named in the said Act of the Sixth *George* the Third, Chapter Sixty-six (in this Act called the "purchased Property") ; and the Compensation to be made by the Company for the purchased Property shall be a perpetual yearly Rentcharge of such Amount as shall be agreed on between the Company and the Committee, as if the Committee were the absolute Owners in Fee Simple of the purchased Property and absolutely entitled to the Compensation to be made by the

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the Company for the same; and the Committee may sell and the Company may purchase the purchased Property accordingly, and the Agreement for the Sale and Purchase may be on such Terms and Conditions as the Committee and the Company think fit, and the Rentcharge shall be by this Act vested in the Proprietors respectively in Proportions corresponding to their respective Interests in the purchased Property, and in full Satisfaction of their respective Shares of the Compensation: Provided that the Company at any Time on giving to the registered Holder of any Portion of the Rent charge at least Six Months Notice in Writing thereof, either personally or by leaving the same at his last known Place of Abode, may purchase the same from him at a Sum equal to Twenty Years Purchase thereof, all Arrears thereof being first paid up: Provided that any such Purchase shall be made only on One of the half-yearly Days for Payment of the Rentcharge.

20. The new Bridge shall not be opened for public Traffic unless and until the Sale and Purchase are completed; and the Sale and Purchase shall be carried into effect by a Conveyance duly stamped, which may be executed by any Two of the Committee; and on the vesting of the Rentcharge in the Proprietors, and the Delivery to them respectively of such Certificates, and the Execution of the Conveyance as respectively by this Act provided, the purchased Property shall be by this Act vested in the Company as their own Property, subject to the Provisions of the recited Act of the Sixth Year of *George* the Third, Chapter Sixty-six: Provided that all Tolls and other Monies immediately before the Time of the opening of the new Bridge for public Traffic due to the Proprietors shall be payable to and be received by the Committee, or if received by the Company, or any of their Officers or Servants, shall forthwith be paid over to the Committee.

Completion  
of Purchase.

21. Until the new Bridge is opened for public Traffic the Proprietors shall, in Performance of their Obligation under the recited Act of the Sixth Year of *George* the Third, keep open for public Traffic and maintain the present *Battersea Bridge*, with its Approaches and Appurtenances, and shall receive, take, and enjoy the Tolls and Profits thereof; and, notwithstanding the Execution of the Conveyance of the purchased Property to the Company before the opening of the new Bridge, the Proprietors in the meantime shall have and may exercise all their Rights, Powers, and Privileges in respect thereof in like Manner as if the Conveyance were not executed and this Act were not passed.

Proprietors  
to keep open  
and maintain  
*Battersea*  
Bridge until  
new Bridge  
opened.

22. From and after the Time when the new Bridge is opened for public Traffic the recited Act of the Sixth Year of *George* the Third, Chapter [local.]

*Battersea*  
Bridge Act  
applied to  
Company.

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Chapter Sixty-six, shall apply to the Company as the Undertakers under that Act.

Registration  
and Transfer  
of Battersea  
Bridge Rent-  
charges.

**23.** A Register of the Proportions of the Rentcharge (to be called "the Register of *Battersea Bridge* Rentcharges") shall be made and shall be thenceforth duly kept by the Company, and the Provisions of the "Companies Clauses Consolidation Act, 1845," as to the Registration and Transfer of Mortgages and incidental Matters, shall be applicable and apply *mutatis mutandis* to the *Battersea Bridge* Rentcharges and the Registration and Transfer thereof.

Certificate  
of Battersea  
Bridge  
Rentcharges.

**24.** Every registered Owner of a *Battersea Bridge* Rentcharge shall be entitled to and the Company shall deliver to him, by leaving with such Proprietor, or the Committee, or the Treasurer or Secretary of the Proprietor, a Certificate setting forth that such Owner is entered in the Register as entitled to the Rentcharge and the Amount thereof, and containing such other Particulars as the Company think fit to insert therein, and the Provisions of the "Companies Clauses Consolidation Act, 1845," as to Certificates of Shares shall *mutatis mutandis* apply to those Certificates.

Battersea  
Bridge Rent-  
charges to  
be First  
Charge on  
Property of  
Company.

**25.** The *Battersea Bridge* Rentcharges shall be the First Charge on all the Undertaking, Property, and Effects of the Company (except the Lands and Hereditaments by this Act authorized to be acquired and intended to be let on Building Lease as by this Act provided), and on the Tolls and Profits receivable by them under this Act, whether in respect of the present *Battersea Bridge* or of the new Bridge, and shall be payable and paid by equal half-yearly Payments, the First Payment to fall due and be made at the End of Six Months after the Time of the opening of the new Bridge for public Traffic.

Remedies  
for Arrears  
of Battersea  
Bridge  
Rentcharges.

**26.** Payment of any *Battersea Bridge* Rentcharge in arrear may be enforced in any Court of competent Jurisdiction or by Distress levied on any Property or Effects of the Company, or on the Tolls or Profits receivable by the Company in respect of the present *Battersea Bridge* or the new Bridge (which Distress may be made in like Manner and shall be subject to the like Incidents as Distresses by Landlords for Rent in arrear), or by the Appointment by the Court of Chancery of a Receiver, and the Amount in arrear to authorize the Application for a Receiver shall be One Tenth of the aggregate Amount of the Rentcharge.

Alteration  
of Battersea  
Bridge.

**27.** Within the Period of Three Years after the Company shall have purchased *Battersea Bridge* they shall form and complete an Opening in the Centre of *Battersea Bridge* of not less than Sixty Feet

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Feet in the Clear, and an Opening on the North Side of the Bridge at the West Country Barge Channel of not less than Fifty Feet in the Clear, both such Openings to have Headways respectively of not less Height above Trinity High-water Mark than the present Openings respectively, such Works and the temporary Works necessary for completing the same to be made and executed to the Satisfaction of the Conservators of the River *Thames*.

**28.** The Works which the Company are by this Act authorized to execute are as follows; (that is to say,) Works authorized to be executed.

1. A Bridge across the River *Thames*, with all convenient Approaches, Abutments, Piers, Walls, Embankments, Toll-houses, Toll Gates, Landing Stairs, and other Works and Conveniences connected therewith, to commence in the Parish of *St. Luke, Chelsea*, in *Cheyne Walk*, at or near the Junction therewith of *Oakley Street*, and to terminate in the Parish of *St. Mary, Battersea*, in a Road called the *Prince Albert Road*:

2. A Street commencing in the *King's Road, Chelsea*, opposite *Oakley Street* aforesaid, and terminating in the *Brompton and Fulham Road* in the Parish of *St. Luke, Chelsea*:

3. A public Road commencing in the said Parish of *St. Mary, Battersea*, at the South End of *Culvert Road*, near *Sheepgut Road*, and terminating in an intended new Road forming on the Land of *P. W. Flower Esq.*, known as *Long Edge Farm* Estate, in the aforesaid Parish of *St. Mary, Battersea*.

**29.** The Company shall make and maintain on each Side of the Bridge a good and sufficient Fence of not less Height than Four Feet. Fence to Bridge to be made.

**30.** For the Purposes of the Works the Company from Time to Time may, within the Limits of Deviation defined on the said Plans, dig and make proper Foundations in the River and on the Lands on each Side thereof, and make Dams in the River during the making or repairing of the Bridge, and cut, level, embank, and scour the Banks of the River, and cut, remove, scour, take, and carry away all Trees, Roots of Trees, Beds of Gravel, Sand, Mud, and other Impediments, and execute all other Works necessary or convenient for building, maintaining, and repairing the Bridge, and the Approaches to communicate with the Bridge on each Side of the River. As to incidental Works.

**31.** The Company shall not make or commence any Work whatsoever on the Shore or Bed of the River *Thames*, or of any Creek or Inlet thereof, without the Consent of the Conservators of the River *Thames* in Writing under the Hand of their Secretary first had and obtained. Works not to be commenced without Consent of Conservators.

**32.** The

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Bridge to be  
made according  
to Plans  
deposited  
with Con-  
servators.

**32.** The Bridge shall be made according to a Plan and Elevation to be approved by the Conservators of the River *Thames*, and deposited at their Office, and the Works thereof in the River *Thames*, and adjoining thereto, shall be executed to the Satisfaction of the Engineer of the Conservators, and the clear Height of the Headway under the Bridge shall not be less than Twenty-one Feet above *Trinity* High-water Mark at the Centre, and not less than Six Feet above the Level of *Trinity* High Water at each of the Abutments, and the Foundations of the Piers and Abutments of the Bridge shall be sufficient to allow of any future deepening of the River to the Extent of at least Thirty Feet below the Level of *Trinity* High-water Mark, and the Traffic of the River shall not be interrupted more than is absolutely necessary in the making of the Works, and the Plan for the Coffor Dams and all other preliminary Works for the Piers and Abutments of the Bridge shall be approved by the Conservators before the same shall be carried into execution.

Security for  
Completion  
of Works.

**33.** Before the Bridge is commenced the Company shall invest in the Consolidated Three Pounds *per Centum* Annuities, in the Names of *Jonathan Thorp Esq.*, Captain *William Pigo* Deputy Master of the *Trinity House*, and *Thomas Vaughan Morgan* and *George Masefield*, or the Survivors of them, the Sum of One thousand Pounds, which Sum when so invested, with all Dividends to accrue thereon, and which Dividends shall from Time to Time as they become payable be invested in like Manner and accumulated therewith, shall be and continue a Fund in trust for the following Purposes; (that is to say,)

First, so soon as it appears to the Satisfaction of the Trustees, or the Majority of them, that the Bridge and the Works connected therewith are so far made that the Trust Fund will be sufficient to complete the Bridge and Works, then the Trustees shall transfer the Trust Fund to the Company, or as they direct, to be applied for that Purpose:

Secondly, or in case the Company do not within Five Years after the passing of this Act complete such Bridge and Works, then the Trust Fund shall be applied in removing, in such Manner as the Trustees or the Majority of them direct, such Parts of such Bridge and Works as are then made but left unfinished:

Thirdly, or in case the Company after having commenced such Bridge and Works at any Time thereafter fail for Six consecutive Months to proceed with or make reasonable Progress in making the Bridge and Works; then the Trustees or the Majority of them, if they in their Discretion think proper, may forthwith apply the Trust Fund for removing such Part of the Bridge and Works as are made but left unfinished in like Manner as if the Five Years had actually expired.

**34.** Nothing

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**34.** Nothing in this Act contained shall authorize the Company to embank, encroach upon, or interfere with any Part of the Soil or Bed of the River *Thames* or the Shore thereof, except according to the Plan approved by the Conservators of the River *Thames*.

Company not to interfere with Bed of *Thames* except according to Plan.

**35.** The Company shall not take any Gravel, Soil, or other Material from the Bed of the River *Thames* without the previous Consent of the Conservators of the River *Thames* in Writing under the Hand of their Secretary.

Nor to take Materials from River without Consent of Conservators.

**36.** Previously to commencing the Bridge or the Works connected therewith, the Company shall deposit at the Board of Trade Plans, Sections, and Working Drawings of the said Bridge and Works connected therewith for the Approval of the said Board, such Approval to be signified in Writing under the Hand of the Secretary of the said Board, and such Bridge and Works shall be constructed only in accordance with such Approval; and when any such Bridge or Works shall have been commenced or constructed, it shall not be lawful for the Company at any Time to alter or extend the same without obtaining previously to making any such Alteration or Extension the like Consent or Approval; and if any such Bridge or Works shall be commenced or completed, or be altered, extended, or constructed contrary to the Provisions of this Act, it shall be lawful for the said Board to abate, alter, and remove the same, and to restore the Site thereof to its former Condition, at the Cost and Charge of the Company, and the Amount thereof shall be a Debt due from the Company to the Crown and be recoverable accordingly with Costs of Suit, or may be recovered with Costs as a Penalty is or may be recoverable from the Company.

Plans to be deposited for Approval of Board of Trade and Works to be in accordance with such Approval.

**37.** Previously to commencing the Roads, Inclination, Approach Roads, or the Works connected therewith, the Company shall deposit with the Metropolitan Board of Works Plans, Sections, and Working Drawings of the Road, Inclination, Approaches, and Works connected therewith for the Approval of the said Board, such Approval to be signified in Writing under the Hand of their Clerk, and such Inclination, Approaches, and Works connected therewith shall be made only in accordance with such Approval.

Plans of Roads to be submitted to the Metropolitan Board of Works for Approval.

**38.** The Bridge shall be constructed with not more than Two Piers in the Bed of the River, and shall be of Three Arches or Openings, and with a Headway of not less than Twenty-one Feet from *Trinity* High-water Mark, and the Soffit of the Bridge at the Abutments shall not be less than Six Feet in the Clear above *Trinity* High-water Mark, the Width of the Bridge shall not be less than Forty Feet except by the Consent of the Metropolitan Board of Works, and

Directions as to Construction of Bridge.

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the Inclination of the Roadway of the said Bridge shall not exceed the Inclination shown on the deposited Plan.

Lights to be kept burning on Bridge.

**39.** During the Construction of the Bridge and Works connected therewith the Company shall hang out or exhibit thereat or near thereto, and for ever after the Completion of the Bridge the Company shall hang out or exhibit upon the Bridge and Works respectively every Night, from Sunset to Sunrise, Lights to be kept burning by and at the Expense of the Company, and proper and sufficient for the Navigation and safe Guidance of Vessels; and the Lights shall be from Time to Time altered by the Company in such Manner and be of such Kind and Number and be so placed as the Conservators of the River *Thames* shall by Writing under the Hand of their Secretary approve of; and in case the Company shall neglect to exhibit and keep the Lights burning as aforesaid they shall forfeit and pay for every such Offence the Sum of Ten Pounds.

If public Stairs shut up Company to erect others.

**40.** Whenever the Company shall shut up, remove, or take away, or in any Manner obstruct the free Use and Enjoyment of any existing public Stairs or Landing Place, they shall forthwith cause some equally convenient free public Stairs or Landing Place to be erected or provided in the Place or Stead of the Stairs or Landing Place so shut up, removed, or taken away, or the free Use and Enjoyment of which may be in any Manner obstructed.

Board of Trade may order local Survey at Expense of Company.

**41.** If at any Time or Times it shall be deemed expedient by the Board of Trade to order a local Survey and Examination of any Works of the Company in, over, or affecting the River *Thames*, or of the intended Site thereof, the Company shall defray the Costs of every such local Survey and Examination, and the Amount thereof shall be a Debt due to Her Majesty from the Company, and if not paid upon Demand may be recovered as a Debt due to the Crown, with the Costs of Suit, or may be recovered with Costs as a Penalty is or may be recoverable from the Company.

Board of Trade or Conservators may remove abandoned Works at Expense of Company.

**42.** If any Work to be constructed by the Company in, under, over, through, or across the River *Thames*, or if any Portion of any Work which affects or may affect that River shall be abandoned or suffered to fall into Disuse or Decay, it shall be lawful for the Board of Trade or for the Conservators of the River *Thames* to abate and remove the same or such Part or Parts thereof as he or they may at any Time or Times deem fit and proper, and to restore the Site thereof to its former Condition, at the Cost and Charge of the Company, and the Amount thereof shall be a Debt due from the Company to the Crown or the said Conservators, and if not paid upon Demand may be recovered as a Debt due to the Crown or the said Conservators, as the

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the Case may be, with the Costs of Suit, or may be recovered with Costs as a Penalty is or may be recoverable from the Company.

43. Except as by this Act is expressly enacted, nothing in this Act contained shall extend to or be construed to extend to prejudice or derogate from the Estates, Rights, Interests, Liberties, Privileges, or Franchises of the Conservators of the River *Thames*, or to prohibit, defeat, alter, or diminish any Power, Authority, or Jurisdiction which at the Time of passing this Act the said Conservators did or might lawfully claim, use, or exercise.

Saving  
Rights of  
Conser-  
vators.

44. Nothing contained in this Act or in any of the Acts herein referred to shall authorize the said Company to take, use, or in any Manner interfere with any Land, Soil, Tenements, or Hereditaments of whatsoever Nature belonging to or enjoyed or exerciseable by the Queen's most Excellent Majesty in right of Her Crown, without the Consent in Writing of the Commissioners for the Time being of Her Majesty's Woods, Forests, and Land Revenues, or One of them, on behalf of Her Majesty first had and obtained for that Purpose (which Consent such Commissioners are hereby respectively authorized to give), neither shall anything in the said Act or Acts contained divest, take away, prejudice, diminish, or alter any Estate, Right, Privilege, Power, or Authority vested in or enjoyed or exerciseable by the Queen's Majesty, Her Heirs or Successors.

Saving  
Rights of  
the Crown.

45. Where any of the intended Works to be done under or by virtue of this Act shall or may pass over, under, or by the Side of or so as to interfere with any Sewer, Drain, Watercourse, Defence, or Work under the Jurisdiction or Control of the Metropolitan Board of Works, or of any Vestry or District Board constituted under "The Metropolis Local Management Act, 1855," or with any Sewers or Works to be made or executed by the said Boards or Vestry, or either of them, or shall or may in any way prejudicially affect the Sewerage or Drainage under their or either of their Control, the Company shall not commence such Work until they shall have given to the said Metropolitan Board or to the District Board or Vestry, as the Case may be, Fourteen Days previous Notice in Writing of their Intention to commence the same by leaving such Notice at the principal Office of such Board or Vestry, as the Case may be, for the Time being, with a Plan and Section showing the Course and Inclination thereof and other necessary Particulars relating thereto, and until such Board or Vestry respectively shall have signified their Approval of the same, unless such Board or Vestry, as the Case may be, do not signify their Approval, Disapproval, or other Direction within fourteen Days after Service of the said Plan, Section, and Particulars as aforesaid; and the Company shall comply with and conform

For Protec-  
tion of  
Sewers of  
Metropolitan  
and other  
Boards.

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conform to all Directions and Regulations of the respective Board or Vestry in the Execution of the said Works, and shall provide by new, altered, or substituted Works, in such Manner as such Board or Vestry may deem necessary for the proper Protection of and for preventing Injury or Impediment to the Sewers and Works hereinbefore referred to by or by reason of the said intended Works, or any Part thereof, and shall save harmless the said Metropolitan Board, District Board, and Vestry respectively against all and every the Expense to be occasioned thereby; and all such Works shall be done by or under the Direction, Superintendence, and Control of the Engineer or other Officer or Officers of the said Metropolitan Board, District Board, or Vestry, as the Case may be, at the Costs, Charges, and Expenses in all respects of the Company; and all Costs, Charges, and Expenses which the said Metropolitan Board or any District Board or Vestry may be put to by reason of the Works of the Company, whether in the Execution of Works, the Preparation or Examination of Plans or Designs, Superintendence, or otherwise, shall be paid to such Boards or Vestry by the Company on Demand; and when any new, altered, or substituted Works as aforesaid, or any Works or Defence connected herewith, shall be completed by or at the Costs, Charges, or Expenses of the Company under the Provisions of this Act, the same shall hereafter be as fully and completely under the Direction, Jurisdiction, and Control of the said Boards and Vestry respectively as any Sewers or Works now are or hereafter may be; and nothing in this Act shall extend to prejudice, diminish, alter, or take away any of the Rights, Powers, or Authorities vested or to be vested in the said Boards and Vestries, or any of them, or their Successors, but all such Rights, Powers, and Authorities shall be as valid and effectual as if this Act had not been passed.

As to the Construction of Bridges over public Streets within the Limits of the Metropolis.

46. In the Construction of the Bridge, Approaches, and Works the following Rules shall be observed:

1. Wherever for constructing any Road or Street under the Powers of this Act a Bridge or Arch shall be intended to be formed under any Embankment or Work, the Width of the intended Road or Street, including the Footways, if any are intended to be made, shall not be diminished for the Purpose of carrying the same under such Bridge or Arch:
2. The Arch or Bridge over such Road or Street shall not without the Consent of the Metropolitan Board of Works in any Case be of less Span than Forty Feet with a Headway of the clear Height of Eighteen Feet in the Centre, and the Bridge over any such Road or Street shall be formed of an ornamental Character to the reasonable Satisfaction of the Engineer of the Metropolitan Board of Works:

3. No

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3. No Abutments or Piers shall project beyond the general Line of Frontage of the adjoining Houses :
  4. All Bridges under Railways shall be Water-tight and so constructed as to so far as it is practicable deaden the Sound of Engines, Carriages, and Traffic passing over them :
  5. The Company shall not commence the Erection of any Archway or Bridge proposed to be constructed over any Road or Street or Way within the Area under the Jurisdiction of the Metropolitan Board of Works until they shall have given to the said Metropolitan Board of Works Twenty-one Days Notice in Writing of their Intention to commence the same by leaving such Notice at the Office of the said Board, with Plans, Elevations, Sections, and other necessary Particulars of the Construction of the said Archways or Bridges, and until the said Board shall have signified their Approval of the same, unless the Board fail to signify such Approval, or their Disapproval, or other Directions, within Twenty-one Days after Service of the said Notice and Delivery of the said Plans, Elevations, Sections, and other Particulars as aforesaid :
  6. The Company shall comply with and conform to all Directions and Regulations of the said Board in the Erection and subsequent Maintenance of the said Archway or Bridge and Works connected therewith, and shall save harmless the said Metropolitan Board of Works against all and every Expense to be occasioned thereby ; and all such Works shall, subject to the Provisions of this Act, be done by or under the Direction, Superintendence, and Control of the Engineer or other Officer or Officers of the said Metropolitan Board of Works at the Costs, Charges, and Expenses in all respects of the said Company ; and all Costs, Charges, and Expenses which the said Metropolitan Board may be put to by reason of the Works of the Company, whether in the Execution of Works, the Preparation or Examination of Plans or Designs, Superintendence, or otherwise, shall be paid to the said Board by the Company on Demand.
47. When the Bridge is completed for public Traffic the Company may from Time to Time demand and take for Persons, Animals, and Carriages from Time to Time passing over the Bridge, or any Part thereof, any Tolls not exceeding the Tolls following ; (that is to say,) Power to take Tolls.
- For every Person on Foot, or with a Wheelbarrow or such like Carriage, the Sum of One Halfpenny :
- For every Horse, Mule, or Ass, laden or unladen, and not drawing, the Sum of One Penny :
- For every Horse or Beast of Draught drawing any Coach, Chariot, Chaise, Berlin, Landau, Phaeton, Waggon, Timber Carriage, [Local.] 38 F Wain,

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Wain, Cart, Dray, Truck, or other Carriage, the Sum of Twopence :

For every Coach, Chariot, Chaise, Berlin, Landau, Phaeton, Waggon, Timber Carriage, Wain, Cart, Dray, Truck, or other Carriage not drawn by any Beast, the Sum of Twopence :

For every Bull, Ox, Cow, Steer, Heifer, or Calf, Sheep, or Lamb, Boar, Sow, Pig, or other Animal, after the Rate of Fivepence *per* Score, and after that Rate for any greater or less Number.

As to fractional Parts of a Halfpenny.

**48.** Provided always, That in all Cases where there shall be a fractional Part of a Halfpenny in the Amount of any of the Tolls by this Act authorized to be taken, the Sum of One Halfpenny shall be demanded and taken in lieu of such fractional Part.

Exemptions from Tolls.

**49.** Provided always, That no Toll shall be demanded or taken for any Horses or Carriages belonging to Her Majesty or attending any of the Royal Family, or returning after having so attended, or for any Horse, Beast, Cattle, or Carriage of whatever Description to be employed in conveying or guarding Mails of Letters and Expresses under the Authority of Her Majesty's Postmaster General, either when employed in conveying or guarding such Mails or Expresses, or returning back from carrying or guarding the same, or for any Soldiers upon their March or upon Duty, or for any Horse, Cattle, or Carriages attending them with their Arms and Baggage, and returning after having been so employed, nor of any Waggon, Wain, Cart, or other Carriage whatsoever, or the Horse or Horses or other Cattle drawing the same, which shall be employed in conveying any Ordnance, Barrack, or Commissariat or other public Stores of or belonging to Her Majesty or to and for the Use of Her Majesty's Forces, or for any Volunteers upon their March or upon Duty, or in going to or returning from the Place appointed for and on the Days of Exercise, or for any Horse furnished by or for or belonging to any Corps of Yeomanry or Volunteer Cavalry and rode by them in going to or returning from the Place appointed for and on the Days of Exercise, provided that such Persons be dressed in the Uniforms of their respective Corps, and have their Arms, Furniture, and Accoutrements according to the Regulations provided for such Corps respectively at the Time of claiming such Exemptions as aforesaid; or for any Horse, Beast, Cattle, or Carriage travelling with Vagrants sent by legal Passes, or with any Prisoner sent by any legal Warrant or returning empty after having been so employed; and if any Person shall claim and take the Benefit of any of the Exemptions by this Act granted, not being entitled to the same, every such Person or Persons for every such Offence shall forfeit and pay any Sum not exceeding Forty Shillings.

**50.** No

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**50.** No Carriage or Vehicle propelled or moved by the Power of Steam or Machinery shall be allowed to cross the Bridge.

Traction by  
Steam or  
Machinery  
prohibited.

**51.** The Company may from Time to Time set up Toll Gates at or upon the Bridge or Approaches, and remove the Toll Gates and set up others in lieu thereof, as they think fit, and may from Time to Time provide and maintain such Toll Houses and other Conveniences near to the Toll Gates as they think fit.

Power to  
provide Toll  
Gates and  
Toll Houses.

**52.** The Tolls granted by this Act shall be paid before any Person, Animal, or Carriage liable to Toll is entitled to pass or repass through any Toll Gate erected in pursuance of this Act.

Tolls to be  
taken before  
passing.

**53.** The Company from Time to Time at any General Meeting may reduce all or any of the Tolls for such Time as they think proper, and again raise all or any of the Tolls, so that the Tolls never exceed the Amount limited by this Act.

Power to  
vary Tolls.

**54.** The Tolls shall at all Times be charged equally and after the same respective Rate upon all Persons and in respect of all Horses, Beasts, Cattle, and Carriages; and no Reduction or Advance of the Tolls shall either directly or indirectly be made partially or in favour of any particular Person, but every such Reduction or Advance shall take effect with respect to all Persons and to all Animals and Carriages of the same respective Sort.

Tolls to be  
charged  
equally.

**55.** The Tolls may be demanded and taken at the Toll Gates from Time to Time provided under this Act by such Persons as the Company and the Lessees of the Tolls respectively from Time to Time appoint to be the Toll Collectors.

Tolls to be  
taken by  
Toll Collec-  
tors.

**56.** When any Toll Gate is erected by virtue of this Act the Company shall from Time to Time put up and afterwards continue at every such Toll Gate a Table printed in distinct and legible Black Letters on a Board and White Ground, containing a List distinguishing the several Tolls to be from Time to Time taken or paid by virtue of this Act, and shall renew the Boards whenever any of the Letters or Figures thereon are worn out, defaced, or obliterated, and the Company shall not demand or take at any Toll Gate any Toll except while the Board so painted remains affixed at or near to the Toll Gate.

Table of  
Tolls to be  
put up.

**57.** If any Person subject under this Act to the Payment of any Toll, after Demand made thereof by any Collector appointed to receive the same, fails to pay the Toll, the Collector by himself, or taking such Assistance as he thinks necessary, may stop and prevent the

Power to  
stop Persons  
failing to  
pay Tolls,  
and to seize  
and distrain  
Horses, &c.

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the Passage of the Person so failing, and may seize and distrain the Horse, Beast, or Cattle in respect of which the Toll is payable, with their Bridles, Saddles, Gear, and Harness, except the Bridle or Reins of any Horse or Beast separate from the Horse or Beast, and any Carriage drawn by such Horse, Beast, or Cattle.

For settling  
Disputes  
concerning  
Tolls and  
Distresses.

**58.** If and whenever any Dispute happens about the Amount of Toll due, or the Charges of seizing, keeping, or selling any Distress for Nonpayment of such Toll, the Collector or the Person distraining may retain the Distress or the Money arising from the Sale thereof until the Amount of the Toll due and of the Charges be ascertained by some Metropolitan Police Magistrate or Justice or Justices of the Peace for the Counties of *Middlesex* or *Surrey*, who upon Application made to him or them for that Purpose may determine the Matter in dispute, and may also award such Costs to be paid by either Party to the other as to the Magistrate, Justice, or Justices seems reasonable.

Power to  
sell Distress.

**59.** If the Toll and the reasonable Charges of such Seizure and Distress be not paid within Three Days after the Seizure and Distress the Person so seizing and distraining may sell all the Horses, Beasts, Cattle, Chattels, and Carriages so seized and distrained, or any Part thereof, returning the Overplus, if any, of the Proceeds of the Sale after deducting the Toll and the reasonable Charges of the Seizure and Distress and Sale, and what, if any, remains unsold, upon Demand, to the Owner thereof.

Penalty for  
fraudulently  
passing  
Bridge, &c.

**60.** If any Person fraudulently or forcibly pass over the said Bridge or through any Toll Gate without having paid the Tolls, or assault, obstruct, or interrupt any Person employed in the Collection of the Tolls, every Person so offending shall for every such Offence incur a Penalty not exceeding Forty Shillings.

Toll Collec-  
tor to place  
his Name on  
Toll House.

**61.** Every Toll Collector shall place his Christian and Surname painted on a Board in legible Characters in the Front or some other conspicuous Part of the Toll House or Toll Gate, immediately on his coming on Duty; each of the Letters of the Name or Names to be at least Two Inches in Length and of a Breadth in proportion, and painted in Black Letters on a Board with a White Ground, and shall continue the same so placed during the whole Time he is upon Duty.

Penalty for  
Offences  
by Toll  
Collector.

**62.** If any Toll Collector commit any of the following Offences:  
Firstly, do not place such Board and continue the same so placed during the whole Time he is on Duty:

Secondly,

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Secondly, demand or take from any Person a greater or less Toll than he is for the Time being authorized to demand or take :

Thirdly, demand and take a Toll from any Person exempted from the Payment thereof and claiming such Exemption :

Fourthly, refuse to permit any Person to read or in anywise hinder any Person from reading the Inscriptions on the Board, or on the Table of Tolls put up at the Toll Gate :

Fifthly, refuse to tell his Christian or Surname to any Person who having paid any Toll demands the same :

Sixthly, in answer to any such Demand give a false Name :

Seventhly, on the legal Toll being paid or tendered, unnecessarily detain or wilfully hinder or prevent any Passenger from passing through the Toll Gate :

He shall for each such Offence incur a Penalty not exceeding Forty Shillings.

**63.** If any Person take off any Horse or other Beast from any Carriage at or near to the Bridge, or at or near to any Toll Gate set up under this Act, and afterwards put on the Horse or Beast after having passed the Bridge or any such Toll Gate, with Intent to evade and thereby evades or endeavours to evade the Payment of any Part of the Toll, or forges, counterfeits, or alters, or receives from or delivers to any other Person any Note or Ticket with Intent to evade the Payment of any Part of the Tolls, or if any Person cause any such Act to be done, or aid or abet any Person so acting, every Person so offending shall for every such Offence forfeit not exceeding Forty Shillings.

Penalty for  
evading  
Tolls.

**64.** If any Person commit any of the following Offences ; (that is to say,)

Penalty for  
damaging  
Bridge, &c.,  
and other  
Offences.

(1.) Rides or drives or leads any Horse, Beast, Cattle, or Carriage over or upon the Footpath or Causeway of the Bridge or Approaches :

(2.) Wilfully obstructs the Passage of the Bridge or Approaches :

(3.) Wilfully or carelessly breaks or damages any of the Posts or Stones erected for the Security of any such Footpath or Causeway, or scrapes off any Mud, Soil, or other Thing from any Part of the Bridge or Approaches so as to damage the same :

(4.) Without reasonable Cause, to be allowed by the Justices who hear the Complaint, leaves any Waggon, Cart, or other carriage, or any Plough, Harrow, or other Implement of husbandry, on or at the Side of the Bridge or Approaches or any Part thereof, either with or without any Horse, Beast, or

[Local.]

38 G

Cattle

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Cattle harnessed or yoked thereto, after having been ordered by the Toll Collector to remove the same :

- (5.) Places any Timber, Wood, or Bushes, or any Stones, Bricks, Hay, Straw, Lime, Dung, Manure, Soil, or Rubbish whatsoever on any Part of the Bridge or Approaches, to the Prejudice thereof or to the Annoyance of any Person travelling thereon :

He shall for each Offence incur a Penalty not exceeding Forty Shillings.

Penalty for  
destroying  
Bridge, &c.

7 & 8 G. 4.  
c. 30.

**65.** The Bridge and the Toll Houses and Toll Gates, Works, and other Property of the Company shall be deemed a public Bridge within the Meaning of the Act of the Session of the Seventh and Eighth Years of *George the Fourth*, intituled *An Act for consolidating and amending the Laws relative to malicious Injuries to Property*.

Barge  
Owners  
answerable  
for Damage  
done by their  
Servants.

**66.** If and whenever any Person having the Care of any Boat, Barge, or other Vessel navigated on the River, wilfully, carelessly, or negligently causes or suffers any Damage or Injury to be done by the Vessel to the Bridge, the Owner of the Vessel shall be liable to make Satisfaction to the Company for all such Damage or Injury.

Power to  
lease Tolls.

**67.** The Company may from Time to Time lease all or any of the Tolls for any Term not exceeding Three Years at any One Time, to such Persons, at such Rents, payable at such Times, and under such Covenants and upon such Conditions as the Company think fit, which Rent shall be applied for the Purposes of this Act.

Evidence of  
Appoint-  
ment and  
Removal  
of Toll  
Collector.

**68.** A Certificate in Writing, under the Hand of the Secretary of the Company, or, as the Case may be, of the Lessee of the Tolls, shall for all Purposes be sufficient Evidence of the Appointment or Removal of any Toll Collector.

Power to  
obtain from  
discharged  
Toll  
Collectors  
Possession of  
Toll House,  
&c.

**69.** If any Toll Collector when discharged, or the Wife, Widow, or any of the Children, Family, or Representatives of any Toll Collector who may have died, or any other Person having the Possession of any Toll House or other Building being the Property of the Company, fail for Two Days after Demand by Notice in Writing signed by the Secretary of the Company, or by the Lessee of the Tolls, and given to such Toll Collector, or to any Person occupying or residing in the Toll House, or left at the Toll House, Building, or Premises, to deliver up Possession thereof, any Metropolitan Police Magistrate, or any One or more Justice or Justices of the Peace of the

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the Counties of *Middlesex* or *Surrey*, may by Warrant under his or their Hand and Seal, or Hands and Seals, order any Constable or other Peace Officer with requisite Assistance to enter into the Toll House, Building, or Premises in the Daytime, and to remove all Persons found therein, with their Goods, out of the same, and put the Company or Lessee, or any Person named by them or him, into Possession thereof.

**70.** All Offences under this Act, and all Penalties, Damages, Charges, Tolls, and Costs imposed or payable under this Act, may be recovered in a summary Manner under the Provisions of the Act of the Session of the Eleventh and Twelfth Years of Her present Majesty, Chapter Forty-three, intituled *An Act to facilitate the Performance of the Duties of Justices of the Peace out of the Sessions within England and Wales with respect to summary Convictions and Orders*, and all such Penalties shall be paid to the Company except, so far as the convicting Justices award, not more than One Half thereof to the Informer.

Recovery  
and Appli-  
cation of  
Penalties.

11 & 12 Vict.  
c. 43.

**71.** Where it is necessary for the Company to serve any Summons, Demand, Notice, Writ, or other Proceeding at Law or in Equity upon any Person, the same may be in Writing or in Print, or partly in Writing and partly in Print, and be signed by the Secretary or Clerk of the Company, and need not be under the Common Seal of the Company, and shall be sufficiently served by being delivered personally to such Person or being left at his or their usual or last Place of Abode or Business in *England*, or by being delivered to some Clerk or other Officer of such Person being a Corporation, or being left at the Office of such Clerk or principal Officer, or at his or their usual or last Place of Abode or Business in *England*.

Service of  
Notice by  
the Com-  
pany.

**72.** The Company shall every Year prepare an Account in abstract, showing the whole Receipts and Expenditure of all Funds levied by virtue of this Act for the Year ending on the Thirty-first Day of *December*, or some other convenient Day then last, under the several distinct Heads of Receipt and Expenditure, with a Statement of the Balance of such Account duly audited and certified by the Directors or some of them, and by the Auditors, and shall send a Copy of the Account, free of Charge, to the Clerk of the Peace of *Middlesex* on or before the Expiration of One Month after the Day on which the Account ends, which Account shall be open to the Inspection of the Public at all seasonable Hours, on Payment of One Shilling for every such Inspection; and if the Company fail so to prepare

Yearly  
Account to  
be made up  
and trans-  
mitted to  
Clerk of the  
Peace.

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prepare or to send any such Account they shall for every such Failure forfeit not exceeding Twenty Pounds.

Power to  
grant Build-  
ing Leases  
in first  
instance of  
certain  
superfluous  
Lands.

**73.** And whereas the Company may in the Construction of the Bridge and Approaches thereto require to purchase and take various Houses, Land, and Buildings, and the same may not be wholly used or may not be required for the Purposes of the said Bridge and Approaches, and inasmuch as the said Bridge and Approaches are wholly within the Metropolis, it is expedient that the Company should be and they are hereby enabled to grant Leases of Lands which they may purchase but not require for the Purposes of their said Bridge and Approaches, (but without Prejudice to the Provisions of "The Lands Clauses Consolidation Act, 1845," requiring within the prescribed Period the Sale of superfluous Lands,) for such Terms of Years, at such Rents, and subject to such Covenants, Conditions, and Stipulations as the Company shall deem expedient with reference to the special Circumstances of each Demise, but every such Lease shall be granted within the Period prescribed by "The Lands Clauses Consolidation Act, 1845," for the Sale of superfluous Lands; and any Lands comprised in any such Lease shall, subject to such Lease, be sold within the Period prescribed, and in default of Sale shall vest as provided by "The Lands Clauses Consolidation Act, 1845," with reference to superfluous Lands: Provided always, that whenever, by vesting in various Owners or otherwise, the Reversion upon any such Lease shall be severed, the Rent may be apportioned by Agreement between such Owners, and if such Apportionment be not so settled the same shall be settled by an Arbitrator appointed by the Board of Trade, and after such Apportionment the Owner of each Part of the Reversion shall in respect of the apportioned Rent allotted or belonging to him have the Benefit of all Conditions or Powers of Re-entry for Nonpayment of the original Rent in like Manner as if such Conditions or Powers had been reserved to him as incident to his Part of the Reversion in respect of the apportioned Rent allotted or belonging to him.

As to  
making good  
Deficiency  
in Rates.

**74.** For the Purpose of providing against any Deficiencies in the Rates which may be occasioned by the Construction of the said Street in the said Parish of *Saint Luke, Chelsea*, the Company shall from Time to Time be liable to make good the Deficiency arising within such Parish by reason of any such Property having been taken or used or diminished in rateable Value for the Purposes of or by reason of the Construction of the said Street; and the Company shall at the End of each Year for or during which such Deficiency shall occur on Demand pay to the Treasurer of the Parish for the Time being, or such other Person as the Vestry of the said Parish shall

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shall appoint to collect or receive the said Rates, the Deficiency for each such Year.

**75.** When and so soon as the said Approaches and the said new Street shall have been respectively constructed of a Width of not less than Sixty Feet, and finished with properly paved and flagged Foot-paths, Channels, Sewers, Gullies, Drains, and other like Works, or otherwise completed to the Satisfaction of the Vestry of the said Parish of *Saint Luke, Chelsea*, the said Company shall open and dedicate the said Approaches and Street to the Public, and the same shall thenceforth be respectively deemed public Highways of the said Parish.

Approaches and new Street, when constructed to Satisfaction of the Vestry of Chelsea, to be a public Highway.

**76.** Notwithstanding anything in this Act or in any Act or Part of an Act incorporated with this Act contained, it shall not be lawful for the Company to construct any Work or do any Act whereby the Construction of a proposed Railway (No. 3.), or of a proposed Diversion (Diversion B.) of the *West London Extension* Railway comprised in a Bill introduced into Parliament in the present Session thereof, and intended, if and when it becomes Law, to bear the Short Title of "*London, Chatham, and Dover* Railway (New Lines) Act, 1864," may be prevented or interfered with; and where the Road by this Act authorized will cross the Lines of the said Railway No. 3. and Diversion B., that Road and the Bridges by which that Road shall be carried over that Railway and Diversion, and the Works connected therewith, shall be made according to Plans, Drawings, and Specifications, and of Materials to be (previously to the Commencement thereof) approved in Writing under his Hand by the principal Engineer for the Time being of the *London, Chatham, and Dover* Railway Company, and not otherwise, and no subsequent Alteration thereof shall be made without the like Approval.

Road not to interfere with London, Chatham, and Dover Railway Company's Works.

**77.** Notwithstanding anything in this Act or in any Act or Part of an Act incorporated with this Act contained, it shall not be lawful for the Company, without in each instance the previous Consent of the *London, Chatham, and Dover* Railway Company under their Common Seal, to enter upon, take, or use any Land of or belonging to the *London, Chatham, and Dover* Railway Company, or which that Company is or by any Act of the present Session of Parliament may be authorized to acquire.

Lands of London, Chatham, and Dover Railway Company not to be taken without Consent.

**78.** Notwithstanding anything in this Act or in any Act or Part of an Act incorporated with this Act contained, it shall not be lawful  
[Local.] 38 H for

Lands of West London Extension

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sion Com-  
pany not to  
be taken  
without  
Consent.

for the Company, without in each instance the previous Consent of the *West London Extension* Railway Company under their Common Seal, to enter upon, take, or use any Part of the Railway, Works, or Land of or belonging to the *West London Extension* Railway Company.

Company  
not to take  
Lands of  
London and  
South-west-  
ern Company  
without  
Consent.

**79.** Nothing in this Act contained shall authorize the Company to alter the Level of the *London and South-western* Railway, or without the Consent in Writing of the *London and South-western* Railway Company under their Common Seal, for that Purpose first had and obtained, to take or enter upon any of the Lands of the *London and South-western* Railway Company, or to alter, vary, or interfere with the *London and South-western* Railway, or any of the Works thereof, further or otherwise than is necessary for the Construction under the *London and South-western* Railway of the Road by this Act authorized at the Point indicated on the deposited Plan of that Road.

Not to inter-  
fere with  
London and  
South-west-  
ern Railway  
without  
Consent

**80.** The Company shall not, for the Purpose of forming or maintaining the intended Road under the *London and South-western* Railway, acquire any Ownership of or in any Land or Property of the *London and South-western* Railway Company, but only an Easement or Right so to form and maintain and use the intended Road under the *London and South-western* Railway; and the Company shall not enter upon or interfere with the *London and South-western* Railway or any of the Land or Works of the *London and South-western* Railway Company, or execute any Work whatsoever under or affecting the same, until they shall have delivered to that Company Plans, Drawings, and Specifications of the Works intended to be executed under or affecting the *London and South-western* Railway and the Lands and Works thereof, such Plans, Drawings, and Specifications to describe the Manner of executing the intended Works and the Materials to be used for the Purpose, nor until those Plans, Drawings, and Specifications shall have been examined and approved in Writing under his Hand by the Engineer of the *London and South-western* Railway Company; and the same Works shall be commenced and proceeded with within Two Calendar Months after the Approval of the said Plans, Drawings, and Specifications, and shall be executed by the Company at their sole Expense in all Things according to such approved Plans, Drawings, and Specifications, and under the Superintendence and to the reasonable Satisfaction of the Engineer for the Time being of the *London and South-western* Railway Company.

Company to  
pay to Lon-  
don and  
South-wes-

**81.** The Company shall bear and on Demand pay to the *London and South-western* Railway Company the Expense of the Employment by them during the Construction of the Road hereby authorized under

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under and adjacent to the Line of the *London and South-western* Railway of a sufficient Number of Inspectors or Watchmen to be appointed by them for watching their Railway with reference to and during the Execution of the intended Works, and for preventing as far as may be all Interference, Obstruction, Danger, and Accident to arise from any of the Operations of the Company, or from the Acts or Defaults of any Person or Persons in their Employ or otherwise, and shall also bear and on Demand pay to the *London and South-western* Railway Company any Expenses that they may incur incidental to the Execution of the intended Works, the Amount of such Expenses to be from Time to Time certified by the Engineer for the Time being of the *London and South-western* Railway Company.

tern Com-  
pany Ex-  
penses of  
Watchmen  
during Con-  
struction of  
Works.

82. If by reason of any Works or Proceedings of the Company there shall be any Obstruction of or Interference with the *London and South-western* Railway so as to prevent or impede the convenient Passage of Engines and Carriages along the same, the Company shall pay to the *London and South-western* Railway Company the Sum of Twenty Pounds *per* Hour by way of ascertained Damages for every Hour during which that Obstruction or Interference shall continue.

Penalty in  
case of Inter-  
ruption of  
Traffic on  
the London  
and South-  
western  
Railway.

83. The Company shall from Time to Time be responsible for and make good to the *London and South-western* Railway Company all Costs, Losses, Damages, and Expenses from Time to Time occasioned to the *London and South-western* Railway, or any of the Works or Property thereof, or the Traffic thereon, or any Person or Persons using the same, or otherwise by reason of the Execution or Failure of any of the intended Works, or any Act or Omission of the Company or any of the Persons in their Employ, or of their Contractors or others, and the Company will effectually indemnify and hold harmless the *London and South-western* Railway Company from all Claims and Demands upon or against them by reason of any such Execution or Failure and of any such Act or Omission.

Company to  
pay all  
Damages  
sustained by  
London and  
South-  
western  
Company.

84. Nothing in this Act contained shall extend to prejudice, diminish, alter, or take away any of the Rights, Privileges, or Powers of the *London and South-western* Railway Company otherwise than is hereby expressly provided.

Saving  
Rights of  
London and  
South-  
western  
Company.

85. The Arch or Bridge over the intended Road at the Point where that Road crosses under the *London and South-western* Railway and the Works connected therewith shall be of a Length equal to the entire Space between the Limits or extreme Boundary of the Land belonging to the *London and South-western* Railway Company where

Providing  
for Bridge  
under the  
London and  
South-  
western  
Railway.

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where the proposed Arch or Bridge is made, and shall be of such Dimensions and so constructed as to be proper and sufficient for the convenient Construction, Maintenance, and Use in and over the same of so many Lines of Railway as can be laid down by the *London and South-western Railway Company* within the Limits of their Property.

Company  
and London  
and South-  
western  
Company  
empowered  
to enter into  
Agreements.

**86.** The Company and the *London and South-western Railway Company* may from Time to Time enter into and carry into effect any Agreements or Arrangements with respect to the Construction of the said Archway or Bridge and the carrying of the Road under the said Railway.

Bridge to be  
the Property  
of the  
London and  
South-  
western  
Company.

**87.** The said Archway or Bridge and the incidental Works connected therewith shall from and after the Completion thereof be the Property of the *London and South-western Railway Company* and be deemed Part of the Structure of the *London and South-western Railway*.

Bridge to be  
repaired by  
London and  
South-  
western  
Company  
at their  
Expense.

**88.** The said Archway or Bridge and the incidental Works connected therewith shall from Time to Time after the Completion thereof be repaired and maintained by the *London and South-western Railway Company* at the Expense of the Company, and the Certificate in Writing of the Engineer for the Time being of the *London and South-western Railway Company* shall be conclusive Evidence of the Amount from Time to Time expended by the *London and South-western Railway Company* in such Repairs and Maintenance, and the Amount mentioned in each such Certificate shall be paid by the Company to the *London and South-western Railway Company* on Demand.

Lands of  
London,  
Brighton,  
and South-  
Coast Com-  
pany not to  
be taken  
without  
Consent.

**89.** Notwithstanding anything in this Act or in any Act or Part of an Act incorporated with this Act contained, it shall not be lawful for the Company, without in each instance the previous Consent of the *London, Brighton, and South Coast Railway Company* under their Common Seal, to enter upon, take, use, alter, or interfere with any Railway, Work, or Land of or belonging to the *London, Brighton, and South Coast Railway Company*, or which that Company now is or by any Act of the present Session of Parliament may be authorized to construct or acquire.

The Com-  
pany to form  
the Sides of

**90.** The Company shall and they are hereby required, at their own proper Costs and Charges, and within the Space of Three Years from

*The Albert Bridge Act, 1864.*

from the passing of this Act, to form the Sides of the South Ascent to the Bridge, and the Levels on either Side thereof, with Approaches to the *Albert Tavern* on the East and to the Wharf on the West, in such Manner as the *Battersea Park Commissioners* may require and to their Satisfaction in all respects.

the South Ascent to the Bridge as the *Battersea Park Commissioners* may require.

91. The Company shall and they are hereby required at their own proper Costs and Charges, and within the Space of Three Years from the passing of this Act, to complete the Road usually known as the *Albert Road*, and the Footpaths thereof, in Length Three thousand one hundred and eighty Feet or thereabouts from the Bank of the River *Thames* Southward to the *Lower Wandsworth Road*, and in Width from Fence to Fence Sixty Feet or thereabouts, the Footway on each Side being about Twelve Feet Six Inches in Width, and the Carriageway Thirty-five Feet or thereabouts, in all respects to the Satisfaction of the *Wandsworth District Board of Works* or other the proper local Authority for the Time being; and when and so soon as a Certificate to that effect shall have been received by the *Battersea Park Commissioners* from the *Wandsworth District Board of Works* or other the proper local Authority for the Time being, and such last-mentioned Board or local Authority shall have taken the Repair of the said Road and the Footpaths thereof under their Control and Management, the *Battersea Park Commissioners* shall and they are hereby required, out of such Monies as may for the Time being be at their Disposal for that Purpose, to pay to the Company the Sum of Five hundred Pounds on account of the Costs and Charges which shall have been incurred by them in completing the said Road and Footpaths: Provided always, that the *Battersea Park Commissioners*, their Successors or Assigns, shall not be in anywise bound or liable to repair the said Road and Footpaths or any Part thereof.

The Company to complete the *Albert Road* and Footpaths to the Satisfaction of the *Wandsworth District Board of Works*.

92. Except as regards the Works by this Act expressly required to be done and performed by the Company, as regards the South Ascent to the Bridge, and the Completion of the *Albert Road* and the Footpaths thereof, nothing contained in this Act or in any of the Acts incorporated herewith or herein referred to shall authorize the Company to take, use, or in any Manner interfere with any Land, Soil, Tenements, or Hereditaments, of whatsoever Nature, belonging to or enjoyed by the *Battersea Park Commissioners*, or over which the said Commissioners have any Power or Control, without the Consent in Writing of the said Commissioners first had and obtained for that Purpose (which Consent such Commissioners are hereby authorized to give, upon and subject to such Conditions as may be prescribed by them), neither shall anything in the said Act or Acts contained divest, take away, prejudice, diminish, or alter any Estate, Right, Title,

Saving Rights of the *Battersea Park Commissioners*.

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*The Albert Bridge Act, 1864.*

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Privilege, Power, or Authority vested in or enjoyed by the said *Battersea Park* Commissioners, their Successors or Assigns.

Expenses of  
Act.

**93.** All the Costs, Charges, and Expenses of and incident to the preparing, obtaining, and passing of this Act shall be paid by the Company.

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LONDON:

Printed by GEORGE EDWARD EYRE and WILLIAM SPOTTISWOODE,  
Printers to the Queen's most Excellent Majesty. 1864.