



ANNO VICESIMO OCTAVO & VICESIMO NONO
VICTORIÆ REGINÆ.

Cap. cxcvi.

An Act authorizing the Sale or Transfer of *South-*
wark Bridge. [29th June 1865.]

WHEREAS by an Act passed in the Fifty-first Year of the 51 G. 3.
Reign of King *George* the Third, intituled *An Act for* c. clxvi.
erecting a Bridge over the River Thames from or near
the Three Cranes in the Parishes of St. James, Garlic Hythe, and
St. Martin Vintry in the City of London, to the opposite Bank of the
said River in the Parish of St. Saviour in the County of Surrey, and
for making proper Streets and Avenues to communicate therewith,
“the *Southwark Bridge Company*” were incorporated and were
authorized to raise a Capital in Shares of Four hundred thousand
Pounds and to borrow One hundred thousand Pounds upon the
Security of their Undertaking and Tolls: And whereas the Powers
granted to the Company by the said Act of Incorporation have been
varied and enlarged by subsequent Acts, of which a List is con-
tained in the Schedule to this Act: And whereas the Capital of
the Company consists of Eight hundred and sixty-seven thousand
six hundred Pounds in Shares or Stock, of which the Sum of Seven
hundred and seventeen thousand six hundred Pounds is ordinary
Share Capital, and the Sum of One hundred and fifty thousand
Pounds is preferential Capital: And whereas the Use of *Southwark*
Bridge is now subject to the Payment of Toll, and the increasing
Population of *London* and of the Borough of *Southwark*, and the
[*Local.*] 32 C increased

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increased Intercourse generally between the Two Banks of the *Thames* render it expedient that the said Bridge should be relieved of Toll, and that the Company should be authorized to transfer their Undertaking with a view to that Object in the Manner herein-after mentioned: And whereas the Object aforesaid cannot be attained without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows; (that is to say,)

Short Title. 1. This Act may for all Purposes be cited as the "*Southwark Bridge Transfer Act, 1865.*"

Power to
Bridge Com-
pany to
transfer
Bridge.

2. It shall be lawful for the Bridge Company on the one hand and for the Mayor, Aldermen, Commonalty, and Citizens of the City of *London* (who are herein-after referred to as "the Corporation") from Time to Time to make and carry into effect all such Agreements and Arrangements with respect to the following Purposes, or any of them, and all Matters incidental or accessory thereto, as they think fit; (that is to say,)

The making by the Bridge Company and the accepting by the other contracting Body of a Sale or Conveyance of or a Transfer of all or any Part of the Undertaking of the Bridge Company authorized by the said Acts, and of all or any of the Lands and other Property and Effects of the same Company, and all or any of their Rights, Powers, Privileges, or Authorities with respect to the same Undertaking, on such Terms and for such Considerations as the contracting Parties think fit.

Share-
holders Ap-
proval of
Agreement.

3. No such Agreement shall have any Operation unless it is sanctioned by Three Fifths at least of the Votes of the Shareholders of the Bridge Company present, personally or by proxy, at a Meeting of the Company specially convened for the Consideration of the Matter.

Transfer to
be by Deed.

4. Any Sale and Conveyance or Transfer made under the Authority of this Act shall be sufficiently and conclusively evidenced by a Deed or Transfer duly stamped, wherein the full Consideration for the Deed shall be fully and truly set forth.

Vesting
Powers in
Transferees.

5. In accordance with the Terms and Conditions of any such Sale and Conveyance or Transfer under this Act, all the Premises thereby agreed to be sold and conveyed or transferred, and the Rights, Powers, Privileges, and Authorities to be exercised and enjoyed by the Purchasers

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Purchasers or Transferees and their Officers and Servants respectively with respect to the same shall at the Time by the Agreement appointed for the Sale and Conveyance or the Transfer be by this Act, and subject to the Provisions thereof, and subject to the other Provisions (if any) of any Deed of Agreement or Conveyance executed in accordance with this Act, transferred to and vested in the Body or Bodies to whom such Conveyance or other Transfer shall be made absolutely and for ever.

6. All the Rights, Powers, and Privileges of the Bridge Company and their Committee, Officers, and Servants, which by virtue of the Acts relating to the Bridge Company might be exercised and enjoyed by them with respect to the Premises agreed to be sold and conveyed or transferred, shall be exercised and enjoyed by the Purchasers accordingly, under and with the same Restrictions, Conditions, Obligations, Penalties, and Immunities as by the Bridge Company and their Committee, Officers, and Servants.

Powers to be exercised by Transferees.

7. From and after the Time agreed on for any Sale and Conveyance or Transfer under this Act to take effect, the Purchasers, in accordance with the Terms and Conditions agreed on in that Behalf, but subject to the Provisions of this Act, shall be subject to, and perform, conform, and be liable to, all Contracts, Agreements, Arrangements, Duties, Obligations, and Liabilities with respect to the Premises agreed to be sold and conveyed or transferred to which the Bridge Company would, if any such Sale and Conveyance or Transfer did not take effect, be subject or liable, and shall indemnify the Bridge Company, and their Proprietors, Directors, Officers, and Servants from the same and all Costs, Charges, and Expenses, Claims and Demands with respect to the same, and shall be entitled to all the Benefits and Advantages of and to enforce all those Contracts, Agreements, and Arrangements.

Purchasers to perform Duties as to Premises.

8. The Corporation may from Time to Time apply for any of the Purposes of this Act any Monies from Time to Time belonging to them, and which are not appropriated to any particular Purpose, or, if so appropriated, are not required for that Purpose, or the Corporation may issue Bonds, Debentures, or other Securities charged upon their Corporate Estate, or on any Part thereof, to secure the Payment of the Purchase Money or Consideration for such Conveyance or Transfer to them.

Power to Corporation to apply Monies for Purposes of Act.

9. The Purchase Money or other Consideration to be paid to the Bridge Company shall be paid to the Directors of the same Company, and a Receipt under the Common Seal of that Company shall be a sufficient Discharge for the same: Provided that the Corporation shall

Appropriation of Purchase Money.

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shall not be responsible for or liable to see to the Application of the Purchase Money, and in the event of the Purchase and Consideration Money being paid in Bonds, Debentures, or other Securities, the Directors may issue Scrip or Certificates expressing the Proportion of such Bonds, Debentures, or other Securities, which upon such Division shall belong to each Shareholder, and such Scrip or Certificate shall entitle the Party holding the same to receive the Proportion therein expressed of the Monies secured by such Bond, Debentures, or other Securities.

Providing
for Division
of Purchase
Money.

10. The Directors shall divide the Money so received by them, or shall appropriate the said Securities, or the Interest thereof, as follows :

There shall, in the first place, be paid or appropriated to the Preference Shareholders in respect of the Preference Capital of One hundred and fifty thousand Pounds, and according to their respective Rights and Interests therein, the Sum of Fifty-six thousand two hundred and fifty Pounds :

Out of the Balance remaining in their Hands the Directors shall pay the Expenses of passing this Act and incidental thereto, and shall also pay the Expenses incurred by the Ordinary Shareholders and by the Preference Shareholders with respect to this Act ; and the Residue of the said Purchase Money or other Consideration shall be paid or appropriated to the Ordinary Shareholders in respect of the said Capital of Seven hundred and seventeen thousand six hundred Pounds, according to the respective Rights and Interests of such Shareholders in the said Capital.

As to Distri-
bution of
Purchase
Money
among
Share-
holders.

11. The Company shall give Notice by Circular to every Shareholder at his last known or his registered Place of Address, stating the Proportion of Purchase Money which has fallen to his Share, and requiring such Shareholders respectively to send in their Claims to the Company within a Period to be fixed by the Circular ; and in the event of no Answer being received to any such Circular within the Time specified, such Notice shall be repeated twice, at Intervals of not less than Three Weeks, and the Company shall also advertise in "The Times" Newspaper the Name and last known and registered Place of Address of every Shareholder whose Share or whose Dividends shall not be claimed at the End of Six Months from the Issue of such First Circular, and such Advertisement shall be repeated once in every Six Months until the End of Three Years from the Date of such First Circular, such Advertisement during the last Two Years of the said Three Years stating that at the End of such Three Years the Fund will be distributed among the other Shareholders, unless previously claimed, and at the End of such Three Years the Amount of Dividends and Capital then unclaimed shall be divided *pro ratâ* by the

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the Directors amongst the remaining Shareholders or their Representatives, who shall within Three Months after the Issue of a Circular addressed to their last known or registered Place of Abode sign and return to the Secretary the Authority to be enclosed in such Circular, specifying the Manner in which their Proportion of such unclaimed Amounts shall be remitted to them, and such additional Proportion of Capital shall be held by each such Shareholder in addition to Payment of his original Share of such Purchase Money: Provided that the unclaimed Portion of the said Sum of Fifty-six thousand two hundred and fifty Pounds shall be divided among the Preference Shareholders alone, and the unclaimed Portion of the Residue of the said Purchase Money shall be divided among the Ordinary Shareholders alone.

12. From and for ever after the Execution of any such Conveyance as is by this Act provided for, the Bridge shall be open to the Public free from Toll or other Charge for the Use thereof. Bridge to be free from Toll.

13. Nothing in this Act contained shall extend to impose any Liability upon the *Metropolitan* Board of Works unless with the Consent of such Board. Saving Rights of the Metropolitan Board of Works.

14. The Expenses of obtaining this Act and incidental thereto shall be paid by the Directors in the first instance out of any Monies in their Hands. Expenses of Act.

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SCHEDULE containing List of Acts relating to the Company.

51 George III. c. clxvi. (1811.) “An Act for erecting a Bridge
 “ over the River Thames, from or near the Three Cranes in the
 “ Parishes of Saint James, Garlick Hythe, and Saint Martin Vintry
 “ in the City of London, to the opposite Bank of the said River in
 “ the Parish of Saint Saviour in the County of Surrey, and for
 “ making proper Streets and Avenues to communicate therewith.”

53 George III. c. lxxxvii. (1813.) “An Act to amend an Act passed
 “ in the Fifty-first Year of His present Majesty for erecting a Bridge
 “ over the River Thames from the City of London to the opposite
 “ Bank in the County of Surrey.”

56 George III. c. xi. (1816.) “An Act to amend Two Acts of
 “ His present Majesty for erecting a Bridge over the River Thames
 “ from the City of London to the opposite Bank in the County of
 “ Surrey.”

58 George III. c. lxviii. (1818.) “An Act for enabling the South-
 “ wark Bridge Company to raise a further Sum of Money, and to
 “ amend the Acts for building the said Bridge.”

1 George IV. c. xlix. (1820.) “An Act to alter and amend several
 “ Acts for erecting a Bridge over the River Thames from the City
 “ of London to the opposite Bank in the County of Surrey.”

4 George IV. Cap. cxvi. (1823.) “An Act to amend several Acts
 “ for erecting a Bridge over the River Thames from the City of
 “ London to the opposite Bank in the Parish of Saint Saviour in
 “ the County of Surrey.”

5 George IV. Cap. clv. (1824.) “An Act to amend the Acts
 “ relating to the Southwark Bridge.”

9 George IV. Cap. cxi. (1828.) “An Act to authorize the
 “ Relinquishment of the Care and Management of a Road set out
 “ by the Southwark Bridge Company to the Trustees of the Surrey
 “ and Sussex Roads.”

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