



ANNO TRICESIMO PRIMO & TRICESIMO SECUNDO

VICTORIÆ REGINÆ.

Cap. xc.

An Act to amend "The *Itchen* Floating Bridge Act, 1863;" and for other Purposes.

[13th *July* 1868.]

WHEREAS by "The *Itchen* Floating Bridge Act, 1863," (in this Act called "the recited Act,") the Provisions of the former Acts relating to the Company of Proprietors of the *Southampton and Itchen* Floating Bridge and Roads (in this Act called "the Company") were consolidated and amended, and those Acts were repealed, with the Exception of the Sections set forth in the Schedule to the reciting Act, and the Company were continued incorporated by their present Name, and were authorized to construct certain Works and to raise further Capital: And whereas it is expedient that the Period limited by the recited Act for the compulsory Purchase of Lands should be extended: And whereas it is expedient that the Time limited by the recited Act for the Sale by the Company of certain superfluous Lands should be extended:

26 & 27 Vict.
c. cii.

[*Local.*]

13 T

And

The Itchen Floating Bridge Act, 1868.

And whereas the Company's Debenture Debt and their Capital now raised are :

Debenture Debt	-	-	-	-	£26,480
Preferential Capital bearing 5l. per Cent. per Annum					
Preferential Dividend					5,275
Preferential Capital bearing 6l. per Cent. per Annum					
Preferential Dividend until 1874, when it becomes					
Ordinary Capital, 14,000l. of which there has been					
paid up					7,000
Ordinary Capital	-	-	-	-	23,000
Total	-	-	-	-	£35,275

And whereas it is expedient that the Company be authorized to raise further Monies: And whereas it is expedient that the Sections herein-after specified relating to Exemptions from Toll set forth in the Schedule to the recited Act should be repealed: And whereas it is expedient that the recited Act should be further amended, and that further Powers should be granted to the Company: And whereas the Objects of this Act cannot be effected without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows; (that is to say,)

Short Title.

1. This Act may be cited for all Purposes as "The *Itchen Floating Bridge Act, 1868.*"

8 & 9 Vict.
c. 16., and
26 & 27 Vict.
cc. 92. & 118.
incorporated.

2. The following Clauses, Provisions, and Parts of "The Companies Clauses Consolidation Act, 1845;" and of "The Companies Clauses Act, 1863," and of "The Railways Clauses Act, 1863," are (except where expressly varied by this Act) incorporated with and form Part of this Act; that is to say,

Of "The Companies Clauses Consolidation Act, 1845," the Clauses and Provisions,—

With respect to the Distribution of the Capital of the Company into Shares;

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 Remedies of Creditors of the Company against the Shareholders;

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

With

The Itchen Floating Bridge Act, 1868.

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

With respect to the Consolidation of Shares into Stock;

With respect to the General Meetings of the Company and the Exercise of the Right of voting by the Shareholders;

With respect to the making of Dividends;

With respect to the giving of Notices; and

With respect to the Provision to be made for affording Access to the Special Act by all Parties interested:

And of "The Companies Clauses Act, 1863,"—

Part I. (relating to the Cancellation and Surrender of Shares);

Part II. (relating to additional Capital); and

Part III. (relating to Debenture Stock):

And of "The Railways Clauses Act, 1863,"—

Part II. (relating to Extension of Time); and for the Purposes of this Act the Word "Railway" in the said Part II. shall mean the Works authorized by the recited Act.

3. In this Act the several Words and Expressions to which Meanings are assigned by the Acts partially incorporated herewith shall have the same respective Meanings, unless there be something in the Subject or Context repugnant to such Construction; the Expression "the Company" means "the Company of Proprietors of the *Southampton and Itchen* Floating Bridge and Roads," and the Expression "Superior Court" or "Court of competent Jurisdiction," or any other like Expression in this Act or any Act partially incorporated herewith, shall be read and have Effect as if the Debt or Demand with respect to which the Expression is used were a common Simple Contract Debt, and not a Debt or Demand created by Statute.

Interpre-
tation of
Terms.

4. The Powers of the Company for the compulsory Purchase of Lands and Houses for the Purposes of the Works authorized by the recited Act may be exercised within Five Years, but shall not be exercised after the Expiration of Five Years, from the passing of this Act.

Powers for
compulsory
Purchases
limited.

5. The Period limited by Section 9 of the recited Act for the Sale and Conveyance of certain Lands on the Western Side of the River *Itchen* is hereby extended to Ten Years after the passing of this Act.

Extending
Period for
Sale of
superfluous
Lands.

6. The Company may, with the Sanction of Three Fifths at least of the Votes of the Proprietors voting in person or by proxy at any Extraordinary Meeting of the Company convened with due Notice of that Object, raise for the Purposes of their Undertaking, by the
Creation

Power to
raise further
Capital.

The Itchen Floating Bridge Act, 1868.

Creation of new Shares of not less than Ten Pounds each, or of Stock, any further Sum of Money not exceeding the Sum of Five thousand Pounds in addition to that by the recited Act authorized to be raised: Provided that no Certificate shall be issued or Transfer registered of any such Stock until the Stock in respect of which the Certificate is registered or Transfer made is fully paid up.

Power to create Preference Shares.

7. The Company may, with the like Sanction, attach to any new Shares or Stock to be created under the Powers of this Act any Preferential Dividend, either absolute or contingent, fixed or variable, terminable or deferred, at any Rate, not exceeding in any Case Six Pounds *per Centum per Annum*, as they may from Time to Time think fit.

Shares not to issue until One Fifth paid up.

8. The Company shall not issue any Share created under the Authority of this Act, nor shall any Share vest in the Person accepting the same, unless and until a Sum not being less than One Fifth of the Amount of such Share shall have been paid in respect thereof.

Calls.

9. One Fifth of the Amount of a Share shall be the greatest Amount of a Call upon any Share created under the Authority of this Act, and Three Months at least shall be the Interval between successive Calls, and Three Fourths of the Amount of the Share shall be the utmost aggregate Amount of the Calls made in any Year upon any Share.

Power to borrow on Mortgage.

10. The Company may from Time to Time borrow on Mortgage for the Purposes of their Undertaking any further Sums of Money not exceeding in the whole the Sum of One thousand Pounds, in addition to those previously authorized to be borrowed, but, except as herein-after provided, no Part thereof shall be borrowed until the whole of the additional Capital of Five thousand Pounds by this Act authorized to be raised is subscribed for, issued, and accepted, and One Half thereof is paid up, and the Company have proved to the Justice who is to certify under the Fortieth Section of "The Companies Clauses Consolidation Act, 1845," before he so certifies, that the whole of the Capital has been issued and accepted, and that One Half thereof has been paid up, and that not less than One Fifth Part of the Amount of each separate Share has been paid on account thereof before or at the Time of the Issue or Acceptance thereof, and that such Capital was issued *bonâ fide*, and is held by the Subscribers or their Assigns, and that such Subscribers or their Assigns are legally liable for the same; and upon Production to such Justice of the Books of the Company, and of such other Evidence as he shall think sufficient, he shall grant a Certificate that the Proof aforesaid

The Itchen Floating Bridge Act, 1868.

aforesaid has been given, which Certificate shall be sufficient Evidence thereof.

11. The Mortgagees of the Company may enforce Payment of Arrears of Interest or Principal, or Principal and Interest, due on their Mortgages by the Appointment of a Receiver, and in order to authorize the Appointment of a Receiver in respect of Principal, or Principal and Interest, the Amount owing to the Mortgagees by whom the Application for a Receiver is made shall not be less than Three thousand Pounds in the whole.

Arrears may be enforced by Appointment of Receiver.

12. All Mortgages granted by the Company before the passing of this Act, and which shall be subsisting at the Time of the passing thereof, shall during the Continuance of such Mortgages have Priority over any Mortgages to be granted by virtue of this Act.

Existing Mortgages to have Priority over Mortgages under this Act.

13. The Company may create and issue Debenture Stock, provided that Part III. of "The Companies Clauses Act, 1863," shall with respect to this Act be read and have Effect as if the following Words, that is to say, "not exceeding the Rate prescribed by the Special Act, and if no Rate is prescribed then not exceeding the Rate of Four Pounds *per Centum per Annum*," had not been inserted in Section 22 of that Act.

Debenture Stock.

14. All Monies raised under the Authority of this Act, whether by Shares or borrowing, shall be applied only for the Purposes of the Undertaking of the Company.

Application of Monies.

15. Section 19 of the recited Act is hereby repealed.

Sect. 19 of recited Act repealed.

16. The following Sections set forth in the Schedule to the recited Act are hereby repealed; (that is to say,)

Certain Sections herein named repealed.

4th and 5th *William IV.*, Chapter 85, Sections 81 and 82;

2nd and 3rd *Victoria*, Chapter 68, Sections 26 and 27;

14th and 15th *Victoria*, Chapter 109, Sections 23, 24, 25, 26, 27, and 28, and the Schedule;

And also Section 93 of the recited Act.

17. Subject to the Provisions herein-after contained, no Toll whatever shall be demanded or taken for the Passage across the Ferry by the Bridge or Boats of the Company during the regular Hours of working the Bridge as defined by the recited Act of or from any Person residing in the Village of *Itchen* as in this Act defined, or in those Cottages in the Hamlet of *Weston* now occupied by *James Cozens, William Cozens, George Cozens, Joseph Parker, William Parker, Thomas Parker*, and *James and Alfred Unwin*,

As to Exemption of Fishermen and Sailors of *Itchen* from Toll.

[Local.]

13 U

such

The Itchen Floating Bridge Act, 1868.

such Person being either a Fisherman, or a seafaring Man employed as a Pilot or as a common Sailor on board a Steam Vessel or a Sailing Vessel sailing to or from the Port of Southampton.

Defining the Village of Itchen.

18. The Words "Village of Itchen" shall include only that Portion of the Parish of *Saint Mary Extra* in the County of *Southampton* which is coloured Green on an Ordnance Map of the said Parish, signed by *John Floyer* Esquire, Member of Parliament, Chairman of the Committee of the House of Commons to which this Act was referred, deposited in the Private Bill Office of the House of Commons, and Copies whereof, also signed as aforesaid, are hereinafter directed to be deposited with the Clerk of the Peace of the County of *Southampton*, and with the Parish Clerk of the said Parish of *Saint Mary Extra*.

Maps to be deposited with Clerk of Peace, &c.

7 W. 4. & 1 Vict. c. 83.

19. One of the Copies of the said Map signed as aforesaid shall be deposited with the Clerk of the Peace for the County of *Southampton*, and the other Copy with the Parish Clerk of the said Parish of *Saint Mary Extra*, who are hereby required to receive the same, and such Deposits shall be deemed to have been made in pursuance of an Act passed in the First Year of the Reign of Her present Majesty, intituled *An Act to compel Clerks of the Peace for Counties and other Persons to take the Custody of such Documents as shall be directed to be deposited with them under the Standing Orders of either House of Parliament*, and the several Provisions of that Act (except so far as the same shall be inconsistent with this Act) shall form Part of this Act.

As to Exemption of Wives of Fishermen, &c.

20. No greater Toll than the Sum of One Halfpenny for the Passage by the Bridge or Boats of the Company shall be demanded or taken by the Company during the ordinary Hours of working the Bridge of or from the Wives or Children residing with their Parents of any such Fisherman residing in the Village of *Itchen* as defined by this Act, or in the Cottages in *Weston* herein-before mentioned, nor shall the Company take any Toll in respect of any Goods belonging to such Fishermen, or any Fish carried by them across the said River, nor shall the Company take any Toll from any such Fisherman for carrying himself or his own Goods or Fish across the said River in his own Boat.

Penalty for falsely claiming and taking Exemption,

21. If any Person knowingly and wilfully claim and take the Benefit of any Exemption from Toll by this Act authorized, not being entitled to the same, or if any Person aid and assist any other Person in so offending, every Person so offending shall for every such Offence forfeit not exceeding Five Pounds.

22. The

The Itchen Floating Bridge Act, 1868.

22. The Company shall keep a Book to be called the "Register of Exemptions," and shall enter therein the Names of all Persons who under this Act are entitled to and claim any Exemption from Toll, and may from Time to Time make Regulations as to the Registration of all such Persons, and as to the Mode in which they shall take the Benefit of any such Exemption, and no such Person shall be entitled to the Benefit of any such Exemption, except in accordance with the Regulations from Time to Time in force, and the Company may impose such reasonable Penalty, not exceeding Forty Shillings, upon all Persons offending against any of the Regulations, as the Company think fit; provided that no such Regulation shall come into operation unless the same be allowed by a Judge of One of the Superior Courts, and be approved by the Board of Trade: Provided also, that the Company may from Time to Time remove from the Register of Exemptions the Name of any Person who may cease to be entitled to such Exemption.

For Registration, &c. of Persons entitled to Exemptions.

23. If any Dispute or Difference shall arise between the Company and any Person claiming the Benefit of any Exemption or Privilege under the Provisions of this Act, the same shall be decided by Two Justices of the Peace for the County of *Southampton*, who, upon Information or Complaint made to them by any Person claiming such Exemption or Privilege, shall issue a Summons to the Clerk of the said Company, and on hearing such Complaint shall determine whether such Claim should be allowed by the said Company, and shall either dismiss the said Summons, or shall order and direct that the Name and Residence of such Claimant shall be registered, under a Penalty not exceeding Twenty Pounds, to be recovered of the said Company, and applied in such Manner as may be directed by such Justices for the Benefit of any local public Charity.

Claims to Exemption to be decided by Justices of the Peace in the event of Dispute.

24. The Company shall issue to every Person who shall be entitled to and claim any Exemption from Payment of Toll under the Provisions of this Act a Ticket or Pass denoting such Exemption; and if any such Person shall accidentally lose such Ticket or Pass, and shall produce to any Toll Collector of the Company a Statutory Declaration made by such Person stating that such Ticket or Pass has been so lost, and the Circumstances under which such Ticket or Pass has been lost, then and in such Case the Company shall within Ten Days after Demand by such Person as aforesaid issue to such Person on Payment of One Shilling another such Ticket or Pass; and if the Company on such Demand shall neglect or refuse to issue such new Ticket or Pass, they shall be liable in each Case to a Penalty not exceeding Forty Shillings, to be recoverable in a summary Manner before a Justice of the Peace for the County of *Southampton*: Provided always, that it shall not be incumbent on the Company

Re-issue of Tickets in case of Loss.

The Itchen Floating Bridge Act, 1868.

Company to issue more than Two Tickets to the same Person within any Twelve Months.

As to Payment of future Dividends and future Reduction of Tolls for Foot Passengers.

25. Until after the Expiration of Seven Years from and after the First Day of *January*. One thousand eight hundred and sixty-nine it shall not be lawful for the Company to pay any greater Dividend on their Ordinary Shares than *Three per Centum per Annum*, and on the Expiration of that Period the Company shall apply to the Board of Trade to appoint some competent Person to investigate the Books and Accounts of the Company, and the Board of Trade may thereupon appoint such Person so to do, and to report to the Board of Trade whether consistently with the Appropriation of not less than Six hundred Pounds *per Annum* to a Reserve Fund, and the Payment and Maintenance of a Dividend of not less than *Four per Centum per Annum* on the Ordinary Shares of the Company, after paying the Expenses of the Maintenance, Management, and working of the Undertaking, and the Interest on the Company's Debenture Debt, and the Dividends on their Preferential Capital, a Reduction can reasonably be made of the Toll by the recited Act authorized to be taken for Foot Passengers for passing on the Bridge or Boats to One Halfpenny for each such Passenger crossing from the *Itchen* Side of the Ferry during the ordinary Hours of working the Bridge (but subject to the Consent of not less than Four Fifths in Value of the Mortgagees of the Tolls to such Reduction); and it shall be lawful for the Board of Trade, by Certificate in Writing, to authorize such Reduction of Toll, which shall thereupon be reduced by the Company, or to require the Company to renew their Application to the Board of Trade for the Purposes aforesaid within such Time, not exceeding Seven Years from the Date of such First Application, as the Board of Trade may by such Certificate determine: Provided that during the Period named in the Certificate of the Board of Trade as the Period within which such further Application shall be made, and until the said Toll shall be reduced, the Company shall not pay any greater Dividend on their Ordinary Shares than *Three per Centum per Annum*: Provided also, that no such Reduction of Toll shall be made without the Consent in Writing of not less than Four Fifths in Value of the Mortgagees of the Tolls for the Time being: Provided further, that if at the Expiration of any Period within which the Company are to apply to the Board of Trade they fail so to apply, any Three Inhabitants of the Parish of *Saint Mary Extra* respectively rated to the Relief of the Poor at an Assessment not less than Twenty Pounds, after giving to the Company One Month's Notice of their Intention so to do, may make Application to the Board of Trade to appoint such Person as aforesaid, and the Board of Trade may thereupon proceed as if the Application had been made by the Company in manner herein-before provided, and the

The Itchen Floating Bridge Act, 1868.

the Costs of and incident to any such Application shall be in the Discretion of the Board of Trade.

26. Provided that on the Expiration of the Period during which any of the existing Mortgages of the Company run, in case any such Mortgagee as aforesaid shall refuse to give or shall withhold his Consent to such Reduction of Toll, and any Inhabitant of the said Parish of *Saint Mary Extra* shall have intimated to the Company his Willingness to accept and take a Transfer or Assignment of the Mortgage Security at the current Rate of Interest, but not exceeding *Five per Centum*, then such Mortgagee shall, upon the Request and at the Cost and Charges of such Inhabitant as aforesaid, and upon Tender and Payment of the Principal and Interest Monies then due upon or by virtue of such Mortgage Security, legally transfer and assign to him, or to whom he shall direct, the said Mortgage Debt and Security, and all Benefit and Advantage thereof: Provided also, that the Company shall be bound to furnish Information as to the Amount of Principal, Rate of Interest, and Date of Expiration of the said Mortgages, and also the Names and Residences of the Holders of the said Mortgages whenever called upon or required to do so by any such Inhabitant.

Any Inhabitant of St. Mary Extra may require Mortgagee to transfer expired Mortgage to him on Payment of Principal and Interest.

27. If the Company shall, during the ordinary Hours of working the Bridge to which the reduced Toll hereby authorized is applicable, demand or take any greater Sum for the Passage of a Foot Passenger in the Bridge or Boats than the Toll when reduced pursuant to the Provisions of this Act, they shall forfeit and pay for every such Offence a Sum not exceeding Forty Shillings, to be recovered in a summary Manner before Two Justices of the Peace for the County of *Southampton*.

Penalty for taking more than reduced Toll for Foot Passengers.

28. The Company shall within Seven Days after each of their Half-yearly Meetings forward to the Town Clerk of the Borough of *Southampton*, and to the Overseers of the Poor of the Parish of *Saint Mary Extra*, a Copy of their Half-yearly Accounts.

Company to forward Accounts to Town Clerk of Southampton and Overseers of St. Mary Extra.

29. The Company may stop the working of the Ferry Boats across their Ferry on *Sunday* Forenoon until Eight of the Clock during the Months of *November, December, January, February, and March*, and until Seven of the Clock during the other Months of the Year, anything in Section 49 of the recited Act to the contrary notwithstanding.

As to providing Boats on Sunday.

30. Section 53 of the recited Act is hereby repealed, and in lieu thereof be it enacted, That during the regular Hours of working the Bridge, unless the Bridge be out of repair, it shall not (if required to cross, and Wind and Weather permit of its crossing, and no Ship,

Bridge not to stop at Landing Place more than a Quarter of an Hour.

The Itchen Floating Bridge Act, 1868.

Vessel, or other Craft obstruct the Crossing,) remain at the Landing Place on either Side of the River more than One Quarter of an Hour at any One Time.

As to discontinuing the working of the Bridge.

31. Section 45 of the Act 14th and 15th *Victoria*, Chapter 109, and set forth in the Schedule to the recited Act, is hereby repealed, and in lieu thereof be it enacted, That if the working of the Bridge shall be discontinued either wholly or in part during the Hours or Times when it ought to be worked pursuant to the recited Act (except such Time as shall be necessarily required for the repairing of the said Bridge, or the Machinery and Works connected therewith, or for changing the Floating Bridges, or during such Time as the working of the Bridge be prevented by Stress of Weather, or by any Obstruction or Accident or Circumstance beyond the Control of the Company), then during such Discontinuance of the working of the Bridge, notwithstanding anything to the contrary contained in this Act or the recited Act, it shall not be lawful for the Company, or their Mortgagees or Lessees, or any of them, to demand or take for the Passage of any Person across the said River by the Boats of the Company more than One Half of the Toll by the recited Act authorized to be demanded and taken for such Passage; and if the Company or their Mortgagees or Lessees, or any other Person, shall, during such Discontinuance of the working of the said Bridge as aforesaid, demand or take more than One Half of such Toll from any Passenger for the Passage across the said River, the Person so demanding or taking the same shall in every such Case forfeit and pay any Sum not exceeding Forty Shillings, which, within Seven Days after any such demanding or taking of more than One Half of such Toll, may be recovered by summary Proceeding before Two Justices acting in and for the County of *Southampton*; but nevertheless every Sum of Money which shall be recovered by virtue of this Section shall be paid and applied for the Benefit of such local Charity as the Justices shall order and direct: Provided always, that in addition to the Time necessarily required for the repairing of the said Bridge and Machinery and the Works connected therewith the Company shall be entitled to discontinue the working of the said Bridge immediately before the Commencement and immediately after the Completion of such Repairs for such longer Time as the Company shall deem necessary or expedient, not exceeding in the whole Thirty Days within any Twelve consecutive Months, without being liable to accept less than the full Tolls authorized by the recited Act.

As to Steam and other Ferry Boats.

32. When and so long as the Company provide One or more Steam Ferry Boats for the Purposes of their Ferry, each such Steam Ferry Boat shall be deemed to be in lieu of any Two of the Ferry Boats which the Company are by the recited Act required to provide: Provided

The Itchen Floating Bridge Act, 1868.

Provided that when and so long as the Company provide and work Two Floating Bridges for the Purposes of their Ferry they shall not be required to provide any Ferry Boats during the ordinary Hours for working such Bridges.

33. The Terms "the Bridge" and "the Floating Bridge" in the recited Act and in this Act shall be deemed to include the Floating Bridges of the Company, and also any other efficient Vessel adapted for the Conveyance of Carriages and Passengers across the Ferry which the Company may from Time to Time provide.

Defining
Terms
"Bridge"
and "Float-
ing Bridge."

34. The Company from Time to Time may demand and take for the Passage across the River by the Bridge or Boats of the Company at the Place or within the Limits of the Company's Ferry any Tolls not exceeding the Tolls following; (that is to say,)

Tolls on
certain
Waggons,
&c., and
Horses.

For every Waggon, Stage Waggon, Van, or Caravan, or other such like Carriage with Four Wheels, laden and exceeding Thirteen Feet in Length, exclusive of the Shafts, but including the Loading thereof, or unladen and exceeding that Length, and drawn by Horses or other Beasts, for every Horse or other Beast, One Shilling:

For every Cart, Dray, Van, or Caravan, or other such like Carriage with less than Four Wheels, laden and exceeding Seven Feet in Length, exclusive of the Shafts, but including the Loading thereof, or unladen and exceeding that Length, and drawn by Horses or other Beasts, for every Horse or other Beast, Ninepence:

For every Horse, Mule, or Ass, ridden or not, or laden or unladen, and not drawing, Fourpence, including the Rider or Driver thereof.

35. The Company shall within One Month after the passing of this Act provide a proper Boat and a Boatman on each Side of their Ferry for the Conveyance, Wind and Weather permitting, of Passengers across their Ferry between the Hours of Half an Hour after Midnight and Five of the Clock in the Morning, and such Boatmen shall reside One on each Side of the Ferry in a Dwelling House on the Premises of the Company, near the Toll House of the Company on each Side of the Ferry, so that he may be in readiness to be called up to convey across the Ferry any Person desiring to cross the Ferry between the Hours aforesaid; and the Company may demand and take in advance for the Passage across the Ferry between the Hours aforesaid any Tolls not exceeding the following:

As to cross-
ing the Ferry
at Night.

For One Person only so conveyed, Two Shillings;

For Two or more Persons so conveyed at the same Time, One Shilling each Person;

And

The Itchen Floating Bridge Act, 1868.

And if the Company fail to provide such Boats and Boatmen as aforesaid, or to afford all reasonable Facilities for the Conveyance of Passengers across their Ferry between the Hours aforesaid, or if any such Boatman fail for Fifteen Minutes after being required so to do to convey, Wind and Weather permitting, any Passenger across the Ferry, the Company shall in every such Case forfeit and pay any Sum not exceeding Forty Shillings: Provided always, that no Person entitled to any Exemption or partial Exemption from Toll under the Provisions of this Act shall be entitled to a Passage across the Ferry during the Hours aforesaid without having previously paid the full Toll by this Section authorized to be demanded and taken.

For preventing Evasion of Bridge Tolls.

36. No Person shall be exempt from the Payment of the Bridge Tolls by the recited Act authorized by reason of his being in, on, or with any Waggon, Wain, Caravan, Dray, or Cart, or other such like Carriage, except the Driver of the Carriage where the same is drawn by One Horse or other Beast, and except the Driver of and One other Person in attendance on the Carriage where the same is drawn by Two or more Horses or other Beasts.

Saving Rights of Southampton Dock Company and Southampton Harbour Board.

37. Except as is by this Act expressly provided, nothing in this Act contained shall extend or be construed to extend to affect, prejudice, alter, or take away any of the Rights, Estates, Powers, or Privileges of the *Southampton Dock Company* or of the *Southampton Harbour and Pier Board*.

Reserving Rights of Corporation of Southampton.

38. Except as is by this Act expressly provided, nothing in this Act contained shall extend or be construed to extend to affect, prejudice, alter, abridge, or take away any Rights, Estates, Powers, Immunities, and Advantages or Privileges whatsoever belonging or appertaining to the Mayor and Corporation of the Town and County of the Town of *Southampton*.

Expenses of Act.

39. All the Costs, Charges, and Expenses of and incident to the preparing and applying for, obtaining, and passing of this Act shall be borne and paid by the Company.

LONDON :

Printed by GEORGE EDWARD EYRE and WILLIAM SPOTTISWOODE,
Printers to the Queen's most Excellent Majesty. 1868.