

[43 & 44 VICT.] *Swindon, Marlborough, and Andover* [Ch. xviii.]  
*Railway Act, 1880.*



### CHAPTER xviii.

An Act for granting further powers to the Swindon, Marlborough, and Andover Railway Company. A.D. 1880.

[29th June 1880.]

**W**HEREAS the Swindon, Marlborough, and Andover Railway Company were incorporated by the Swindon, Marlborough, and Andover Railway Act, 1873, with power to make and maintain certain railways in the counties of Wilts and Hants, and for that purpose to raise three hundred and seventy-five thousand pounds by shares and one hundred and twenty-five thousand pounds by borrowing: 36 & 37 Vict.  
c. cxciv.

And whereas further powers were conferred on the Company by the Swindon, Marlborough, and Andover Railway Act, 1878, and the Swindon, Marlborough, and Andover Railway Act, 1879: 41 & 42 Vict.  
c. xiii.  
42 & 43 Vict.  
c. xci.

And whereas shares for one hundred and fifty-four thousand nine hundred and fifty pounds, part of the said capital of three hundred and seventy-five thousand pounds, have been issued and accepted, and eighty thousand pounds and upwards have been paid thereon:

And whereas no shares have as yet been created or issued in respect of the remainder of the said capital of three hundred and seventy-five thousand pounds:

And whereas the railways are in the course of construction, but for the purpose of enabling them to be completed and opened for public traffic it is expedient that the Company should be authorised to attach a preference to the sum of one hundred and seventy-five thousand pounds, part of the said capital of three hundred and seventy-five thousand pounds:

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

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A.D. 1880. Commons, in this present Parliament assembled, and by the authority of the same, as follows :

Short title. 1. This Act may be cited as the Swindon, Marlborough, and Andover Railway Act, 1880.

Interpretation of terms. 2. In this Act the expression "the Company" means the Swindon, Marlborough, and Andover Railway Company; the expression "the Act of 1873" means the Swindon, Marlborough, and Andover Railway Act, 1873.

Preference may be attached to portion of existing capital. 3. The Company may attach to seventeen thousand five hundred shares, part of the shares which they are authorised to create under the powers contained in the Act of 1873, but which have not been already issued, any preferential dividend or other advantage, provided that such preferential dividend shall not exceed the rate of five pounds per centum per annum, and the provisions contained in the Companies Clauses Act, 1863, in relation to preference shares or stock, shall apply to any preference assigned by virtue of this Act, as though the shares to which that preference may be assigned formed part of additional capital instead of forming part of the capital which the Company are already authorised to issue : Provided always, that no person shall be entitled to vote in respect of any shares or stock to which a preferential dividend is assigned.

Interest not to be paid on calls paid up. 4. The Company shall not, out of any money by this Act authorised to be raised, pay interest or dividend to any shareholder on the amount of the calls made in respect of the shares held by him, but nothing in this Act shall prevent the Company from paying to any shareholder such interest on money advanced by him beyond the amount of the calls actually made as is in conformity with the Companies Clauses Consolidation Act, 1845.

8 & 9 Vict. c. 16. Deposits for future Bills not to be paid out of Company's capital. 5. The Company shall not, out of any money which they are by any Act authorised to raise, pay or deposit any sum which, by any standing order of either House of Parliament now or hereafter in force, may be required to be deposited in respect of any application to Parliament for the purpose of obtaining an Act authorising the Company to construct any other railway or to execute any other work or undertaking.

Company not exempt from provisions of present or future general Railway Acts. 6. Nothing in this Act contained shall exempt the Company or the railway from the provisions of any general Act relating to railways, or the better and more impartial audit of the accounts of railway companies, now in force or which may hereafter pass during this or any future session of Parliament, or from any future revision or alteration, under the authority of Parliament, of the maximum

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rates of fares and charges, or the rates for small parcels, authorised to be taken by the Company. A.D. 1880.

7. All the costs, charges, and expenses of and incident to the preparing for, obtaining, and passing of this Act, or otherwise in relation thereto, shall be paid by the Company. Expenses of Act.

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LONDON : Printed by GEORGE EDWARD EYRE and WILLIAM SPOTTISWOODE,  
Printers to the Queen's most Excellent Majesty. 1880.