



ANNO DECIMO

VICTORIÆ REGINÆ.

Cap. xi.

An Act to enable the *Colchester, Stour Valley, Sudbury, and Halstead* Railway Company to make an Extension of their Railway from *Sudbury* to *Melford, Lavenham, and Clare*, in the County of *Suffolk*. [8th June 1847.]

WHEREAS an Act was passed in the last Session of Parliament called "The *Colchester, Stour Valley, Sudbury, and Halstead* Railway Act, 1846:" And whereas the making of Railways in extension of the *Colchester, Stour Valley, Sudbury, and Halstead* Railway from *Sudbury* to *Melford, Lavenham, and Clare*, in the County of *Suffolk*, would be of great public Advantage: And whereas the *Colchester, Stour Valley, Sudbury, and Halstead* Railway Company are willing, at their own Expence, to make such Extension Railways: And whereas it is expedient that some of the Provisions of the said recited Act should be extended and enlarged, but the Purposes aforesaid cannot be effected without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That all the Provisions, Matters, and Things contained in the said recited Act, and in "The Lands Clauses Consolidation Act, 1845," and "The

9 & 10 Vict. c. 76.

Powers of recited Act and 8 & 9 Vict. cc. 18. and 20. extended to this Act.

[Local.] H h Railways

Railways Clauses Consolidation Act, 1845," except such of them as are by this Act repealed, altered, or otherwise provided for, shall extend to this Act, and to the several Purposes and Things hereby authorized to be done, so far as the same Provisions, Matters, and Things are applicable thereto, as fully and effectually as if the same were repeated and re-enacted in this Act in reference to such Purposes and Things.

Short Title.

II. And be it enacted, That in citing this Act in other Acts of Parliament, and in legal Instruments and other Documents and Proceedings, it shall be sufficient to describe it as "The *Colchester, Stour Valley, Sudbury, and Halstead* Railway Act, 1847, (Extension Railway to *Melford, Lavenham, and Clare.*)"

Power to make Railway according to deposited Plans.

III. And whereas Plans and Sections of the Extension Railways by this Act authorized showing the Line and Levels thereof, and also Books of Reference containing the Names of the Owners or reputed Owners, Lessees or reputed Lessees, and Occupiers of the Lands through which the same are intended to pass, have been deposited with the respective Clerks of the Peace for the Counties of *Essex* and *Suffolk*; be it enacted, That, subject to the Provisions in this Act and the recited Act contained, it shall be lawful for the Company to make and maintain the new Lines of Railway and Works connected therewith in the Line and upon the Lands delineated on the said Plans and described in the said Books of Reference, and according to the Levels defined on the said Sections, and to enter upon, take, and use such of the Lands as shall be necessary for such Purpose.

Describing Lines of Railway.

IV. And be it enacted, That the Course of the said new Lines of Railway by this Act authorized shall be as follows; one of such Lines shall commence in the Parish of *Saint Gregory* in the Borough of *Sudbury* by a Junction with the said *Colchester, Stour Valley, Sudbury, and Halstead* Railway, and shall pass thence in or through the several Places of *Saint Gregory, Saint Peter, and Saint Bartholomew's*, in the Borough of *Sudbury* in the County of *Suffolk, Borley* in the County of *Essex*, and *Melford* otherwise *Long Melford* in the County of *Suffolk*, and terminate in a certain Field called *Chapel Field* in the said Parish of *Melford* otherwise *Long Melford*; another of such Lines shall commence from and out of the said last-mentioned new Line of Railway in the said Field called *Chapel Field* in the said Parish of *Melford* otherwise *Long Melford*, pass thence in or through the several Places of *Melford* otherwise *Long Melford, Acton, and Lavenham*, in the said County of *Suffolk*, and terminate in the said Parish of *Lavenham* near to the high Road leading from *Lavenham* to *Bury Saint Edmunds*; and the other of such Lines shall commence by a Junction with each of the before-mentioned new Lines of Railway in the said Parish of *Melford* otherwise *Long Melford*, pass thence in or through the several Places of *Melford* otherwise *Long Melford, Glemsford, Cavendish, Chilton by Clare, and Clare*, in the said County of *Suffolk, of Foxearth, Pentlow, and Belchamp Saint Paul*, all in the said County of *Essex*, and terminate near the Castle or Keep in the said Hamlet of *Chilton by Clare* in the said Parish of *Clare* in the said County of *Suffolk*.

V. And

V. And be it enacted, That it may be lawful for the Company to construct the said Extension Railways across and upon the Level of the Turnpike Roads and public Roads numbered on the deposited Plans as follows; (that is to say,) N^{os} 33 and 71 in the said Parish of *Melford* otherwise *Long Melford*, N^o 16 in the said Parish of *Lavenham*, N^o 5 in the said Parish of *Glemsford*, and N^{os} 13 and 70^a in the said Parish of *Cavendish*.

Power to cross certain Roads on a Level.

VI. And be it enacted, That for the greater Convenience and Security of the Public the Company shall erect and permanently maintain either a Station or Lodge at the Points where the said Extension Railways shall cross on the Level the before-mentioned Roads, and the Company shall be subject to and shall abide by all such Rules and Regulations with regard to the crossing of such Roads on the Level, or with regard to the Speed at which Trains shall pass such Roads, as may from Time to Time be made by the Commissioners of Railways.

Company to erect Stations or Lodges where Roads cross on a Level.

VII. Provided always, and be it enacted, That nothing in this Act contained shall enable the Company to form any public Road Approaches with a steeper Inclination than 1 in 30.

Inclination of public Roads.

VIII. And be it enacted, That it shall be lawful for the Company to purchase any Quantity of Land for extraordinary Purposes not exceeding Twenty Acres, in addition to the Land which they are authorized by the recited Act to take for such Purposes.

Power to purchase Lands for extraordinary Purposes.

IX. And be it enacted, That the Powers of the Company for the compulsory Purchase of Lands for the Purposes of this Act shall not be exercised after the Expiration of Three Years from the passing of this Act.

Period within which Lands are to be purchased.

X. And be it enacted, That the said Extension Railways shall be completed within Six Years from the passing of this Act, and on the Expiration of such Period the Powers by this Act granted to the Company for executing such Railways, or otherwise in relation thereto, shall cease to be exercised, except as to so much of the Railway as shall then be completed.

Period for the Completion of Works.

XI. And whereas Part of the Lands which may be required for the Purposes of this Act belong to the Queen's most Excellent Majesty in right of Her Duchy of *Lancaster*; be it enacted, That it shall be lawful for the Chancellor and Council of Her Majesty's Duchy of *Lancaster* for the Time being to agree with the said Company for the absolute Sale in Fee Simple of the Lands, or any Part thereof, of or belonging to Her said Majesty in right of Her said Duchy which shall be required for the Purposes of this Act at or for such Price or Compensation in Money, and upon such Terms and Conditions, as shall be settled and agreed upon between the said Chancellor and Council and the said Company, and upon Payment of such Price or Compensation by any Deed or Writing under the Seal of the Duchy in the Name of Her said Majesty, Her Heirs and Successors, to convey the same Lands, and the Fee Simple and Inheritance thereof, to the said Company, their Successors and Assigns, for the Purposes of

Authorizing Sale of Lands belonging to the Duchy of Lancaster, and providing for Application of Purchase Money.

of this Act; and the Purchase Money or Consideration for the same Lands shall be paid into the Hands of the Receiver General of the Revenues of the said Duchy, and Receipts and Acquittances shall be given by him for the same, and the same either shall and may be invested in the Purchase of Bank Annuities according to the Powers and Provisions contained or referred to in an Act passed in the Forty-eighth Year of the Reign of His late Majesty King *George the Third*, intituled *An Act to improve the Land Revenue of the Crown in England, and also of His Majesty's Duchy of Lancaster*, with respect to the Purchase Money to be paid for Property belonging to the Crown within the Survey and Receipt of the said Duchy under the therein-recited Acts, or the same or any Part thereof may either without any previous Investment, or after such, and either alone or together with any other Monies which shall for the Time being have arisen or shall hereafter arise from the Sale of Lands and Hereditaments, Part of the Possessions of the said Duchy, be laid out according to the Provisions of an Act passed in the Fifty-seventh Year of His said Majesty King *George the Third*, intituled *An Act for ratifying Articles of Agreement entered into by the Right Honourable Henry Hale Viscount Gage and the Commissioners of His Majesty's Woods and Forests and Land Revenues, and for the better Management and Improvement of the Land Revenues of the Crown*, or the said Monies and also any such other Monies, whether previously invested or not, or any Part thereof respectively, may be laid out in the Purchase of Lands which in the Judgment of the said Chancellor and Council shall be deemed convenient to be held with any Possession of the said Duchy as the Chancellor and Council for the Time being of the said Duchy shall direct by any Order or Orders in that Behalf; and the said Chancellor and Council shall for the Purposes of this Act have and be entitled to all such Powers and Provisions in reference to the Monies (if any) so invested in Bank Annuities, and so to be laid out and invested as aforesaid, as under or by virtue of the said recited Act of the Fifty-seventh Year of King *George the Third* they are entitled to concerning any Sums or Funds of or belonging to the Duchy of *Lancaster* in the same Act particularly mentioned or referred to; and the Lands and Hereditaments (if any) so purchased on behalf of the said Duchy as aforesaid shall be conveyed and assured to the Use of Her Majesty, Her Heirs and Successors, in right of Her said Duchy of *Lancaster*, and shall vest in Her said Majesty, Her Heirs and Successors, in the same Right and as fully and effectually as the Lands to be conveyed to the said Company were vested in Her immediately before such Conveyance, and be held with the like Incidents, and be subject to the same Applications, to all Intents and Purposes, as the said Lands so to be conveyed to the said Company were held by Her immediately before such Conveyance; and every such Conveyance to the Use of Her Majesty, Her Heirs and Successors, may be in the Form marked X. in the Schedule to this Act annexed, or as near thereto as may be.

Authorizing
the Enfran-
chisement of
Copyhold
Lands be-
longing to

XII. And whereas Part of the Lands which may be required for the Purposes of this Act are held by Copy of Court Roll or other customary Tenure of Honors, Manors, or Lordships belonging to the Queen's most Excellent Majesty in right of Her Duchy of *Lancaster*; be it enacted, That it shall be lawful for the Chancellor and Council

for the Time being of Her Majesty's Duchy of *Lancaster* to agree with the said Company for the Enfranchisement, subject nevertheless and without Prejudice to any Lease which may be for the Time being subsisting of any such Manor, Honor, or Lordship, of any such Copyhold or Customary Lands, and for the Release and Discharge of the same Lands of and from all or any of the Rents, Suits, and Services which by the Custom of such Manors, Honors, or Lordships the same Lands may be charged with or liable to, at or for such Price or Compensation in Money, and upon such Terms and Conditions, and with such Reservations, as shall be settled and agreed upon between the said Chancellor and Council and the said Company; and in case the same Lands shall be subject and liable jointly with any other Lands to any such Rents, Suits, or Services, it shall be lawful for the said Chancellor and Council to agree as well with the Company as also with the Tenant or Proprietor of such other Lands for the Release or Appointment of such Rents, Suits, and Services, either with or without any Consideration being paid for the same; and upon any such Agreement for Enfranchisement, Release, or Apportionment, it shall be lawful for the said Chancellor and Council, by any Deed or Writing under the Seal of the said Duchy, in the Name of Her said Majesty, Her Heirs and Successors, to release the Lands so to be enfranchised or released, as the Case may be, from all Customary Fines, Rents, Suits, and Services, or such of them, or such Part or Parts thereof, as shall be agreed to be released to the said Company and their Successors for ever, to be holden by the said Company and their Successors as of the Honor or Manor whereof they are or were Parcel in Free and Common Soccage; and the Purchase Money or Compensation for every such Enfranchisement, and also (if any) for every such Release, shall be paid into the Hands of the Receiver General of the Revenues of the said Duchy, and Receipts and Acquittances shall be given by him for the same, and the same shall be applied and disposed of in the Manner and for the Purposes herein directed of and concerning any other Monies which shall come to his Hands by virtue of this Act; and every such Release of Lands as aforesaid, if the same shall be made previously to the Purchase or Acquisition by the Company of the Estate and Interest of the Copyhold or Customary Tenant of such Lands, shall, after such Purchase or Acquisition, operate and take effect as if the Company had been in possession of the Lands at the Time of the Execution of such Release: Provided always, that the Enfranchisement of any such Copyhold or Customary Lands shall not in other respects affect any Custom by or under which any other Copyhold or Customary Lands not required for the Purposes of this Act shall be holden; and wherever any such Release shall be made as aforesaid the other Lands subject to such Rent, and not required for the Purposes of this Act, shall thenceforth be subject to the whole of such Rents, Suits, and Services, or to a proportionate Part thereof, (as the Case may be,) in the same Manner in all respects as the Entirety of the said Lands so previously subject to such Rent would have continued subject to the whole thereof if such Release had not been made; and all the Powers, Remedies, and Conditions subsisting previously to such Release for Recovery of the said Rents, Suits, and Services shall, except as against the Lands so released, at all Times thereafter remain, continue, and be good, valid, and effectual in the Law to all Intents and Purposes for the whole or the proportionate Part of such Rents, Suits, and Services (as the Case

[*Local.*]*I i*

may

the Duchy of
Lancaster.

may be) as if the Lands not so released as aforesaid had been originally alone subject to the same Rent or proportionate Part respectively.

For Enrolment of all Deeds of Conveyance of Land belonging to the Duchy of Lancaster.

13 W. 3. & 1 Anne, c. 7.

XIII. And be it enacted, That every Deed or Writing, whereby any Lands, Hereditaments, Estate, Right, or Interest shall be conveyed or assured by the said Chancellor and Council of Her said Majesty's Duchy of *Lancaster* by virtue of the Powers of this Act, being enrolled in the Court of the Duchy Chamber of *Lancaster* within Two Calendar Months from the Date thereof, shall be effectual to vest in the said Company the Lands, Hereditaments, and Premises thereby expressed to be granted, conveyed, or assured, any thing contained in the Act passed in the First Year of Her Majesty Queen *Anne*, intituled *An Act for the better Support of Her Majesty's Household, and the Honour and Dignity of the Crown*, or in any other Act, to the contrary in anywise notwithstanding.

Power to raise additional Capital by Creation of new Shares.

XIV. And whereas the Railway by the said recited Act authorized was intended to be constructed only with a single Line of Rails, but it is expedient for the proper Accommodation of the Public that an additional Line of Rails should be laid down, whereby an Expenditure of Sixty thousand Pounds beyond the Sums which they are by such Act authorized to raise will be incurred: And whereas the estimated Expence of making the said Extension Railways is Two hundred thousand Pounds; be it therefore enacted, That it shall be lawful for the Company to raise by creating new Shares, in addition to the Sums of Money which they are authorized to raise under and by virtue of the said recited Act, or which they may be authorized to raise by any other Act to be passed during the present Session of Parliament, any further Sum of Money not exceeding in the whole the Sum of Two hundred and sixty thousand Pounds.

New Shares to be considered same as original Shares.

XV. And be it enacted, That the Capital so to be raised by the Creation of new Shares shall be divided into Shares of such Amount as will conveniently allow the same to be apportioned according to the Order of any ordinary or extraordinary Meeting of the Company, and shall be subject to the same Provisions in all respects, whether with reference to the Payment of Calls, or the Forfeiture of Shares on Non-payment of Calls, or otherwise, as if it had been Part of the original Capital of the Company, except as to the Times of making Calls thereon, and the Amount of such Calls, which respectively it shall be lawful for the Directors of the Company from Time to Time to fix as they shall think fit.

As to Votes of Proprietors of new Shares.

XVI. And be it enacted, That the Proprietors of any new Shares created under the Powers of this Act shall be entitled to such Number of Votes in respect thereof as the nominal Amount represented by such Shares would have entitled them to if they had been possessed of original Shares in the said Undertaking.

Power to borrow on Mortgage.

XVII. And be it enacted, That after the whole of the Sums by this and the recited Act authorized to be raised by Shares shall have been subscribed for, and One Half thereof shall have been paid up, it shall be lawful for the Company to borrow on Mortgage or Bond such Sums of Money as shall from Time to Time be authorized to be borrowed by an

an Order of any Ordinary or Extraordinary Meeting of the Company, provided that such Sums of Money do not exceed in the whole Eighty-six thousand Pounds, in addition to the Sums which they are by the said recited Act, or which by any other Act passed in the present Session of Parliament they may be, authorized to borrow.

XVIII. And be it enacted, That it shall be lawful for the Directors of the Company from and after the passing of this Act, and from thenceforth until the Railways and Works by the said recited Act and this Act authorized to be made shall be completed and open to the Public, to pay Interest at any Rate not exceeding Five Pounds *per Centum per Annum* on all Sums already called up, or hereafter to be called up, in respect of the Shares created and to be created by virtue of the said recited Act and this Act, from the respective Days on which the same shall have been paid, such Interest to accrue and be paid at such Times and Places as the Directors for the Time being shall appoint for that Purpose: Provided always, that no Interest shall accrue to the Proprietor of any Share upon which any Call shall be in arrear in respect of any such Share, or any other Share held by the same Proprietor during the Time while such Call shall remain unpaid.

Power to pay Interest on Calls till Railways completed.

XIX. And be it enacted, That it shall be lawful for the Company to demand and receive for and in respect of the Extension Railways the same Tolls and Charges as they are by the said recited Act authorized to demand and receive for and in respect of the Railway by such Act authorized to be constructed.

Same Tolls to be taken as authorized by recited Act.

XX. Provided always, and be it enacted, That the maximum Tolls and Charges to be made by the Company in respect of the Extension Railways shall in no Case exceed the maximum Tolls and Charges authorized by the said recited Act.

Maximum Charges.

XXI. And whereas it is by the recited Act enacted, that it should be lawful for the Company to increase or reduce the Number of their Directors, provided that the increased Number did not exceed Seventeen, and that the reduced Number was not less than Seven, and it is expedient that such Enactment should be repealed; be it therefore enacted, That the same shall be and is hereby repealed.

Repeal of Clause of recited Act as to varying Number of Directors.

XXII. And be it enacted, That it shall be lawful for the Company to increase or reduce the Number of Directors, provided that the increased Number do not exceed Twenty-one, and that the reduced Number be not less than Eight.

Power to increase or reduce Number of Directors.

XXIII. And whereas the Extension Railways hereby authorized might very advantageously to the Public be constructed and worked by the *Ipswich and Bury Saint Edmunds* Railway Company; be it therefore enacted, That it shall be lawful for the *Colchester, Stour Valley, Sudbury, and Halstead* Railway Company, with the Authority of Three Fifths of the Votes of the Shareholders thereof who may be present, either personally or by Proxy, at some Extraordinary Meeting of the Company to demise or lease the said Extensions before or after the Completion thereof, for such Consideration or annual Rent as they shall think proper, unto the said *Ipswich and Bury Saint Edmunds* Railway Company, for any Term which shall be or may have been agreed

Power to lease the Railway to the Ipswich and Bury Saint Edmunds Railway Company.

agreed upon; and the said *Ipswich and Bury Saint Edmunds* Railway Company are hereby authorized, if they think proper, with the like Authority of the Shareholders thereof, to enter into and accept such Lease; and every such Lease shall be valid and effectual, and shall entitle the said *Ipswich and Bury Saint Edmunds* Railway Company during the Term therein granted to the full and free Use and Enjoyment of the Railways hereby authorized, and the Works connected therewith; and during such Term all the Powers, Privileges, and Authorities granted to, and which are or might be lawfully held, used, exercised, and enjoyed by, the said *Colchester, Stour Valley, Sudbury, and Halstead* Railway Company, or the Directors thereof, or their Officers, Agents, or Servants, shall in like Manner and to the same Extent in all respects apply to, and be held, used, exercised, and enjoyed by, the said *Ipswich and Bury Saint Edmunds* Railway Company, and the Directors thereof, their Officers, Agents, and Servants, under the same Regulations and Restrictions as are granted to or imposed upon the said *Colchester, Stour Valley, Sudbury, and Halstead* Railway Company; and it shall be lawful for the said Companies to make and enter into any such Contract or Agreement for effecting the Purposes aforesaid, and for constructing, working, and using the said Railways and Works, and for the Maintenance and Repair of the same, as they the said Companies may deem advisable; and every such Contract may contain such Covenants, Clauses, Provisoes, and Conditions as the said Companies may mutually agree upon.

Enabling
Ipswich and
Bury Saint
Edmunds
Railway
Company
to purchase
Railway.

XXIV. And be it enacted, That it shall be lawful for the *Colchester, Stour Valley, Sudbury, and Halstead* Railway Company, by and with the Authority of Three Fifths of the Votes of the Shareholders thereof who may be present, either personally or by Proxy, at some Extraordinary Meeting of such Company specially called for the Purpose to sell, transfer, or dispose of, and for the *Ipswich and Bury Saint Edmunds* Railway Company, by and with the like Authority of the Shareholders thereof to purchase or accept, the Undertaking by this Act authorized, either before or after the Execution or Completion thereof, for such Consideration, and upon such Terms and Conditions, as the said Companies may mutually agree upon, subject to the existing Liabilities affecting the same, and subject also to the Provisions of this Act, and of the "Lands Clauses Consolidation Act, 1845," and the "Railways Clauses Consolidation Act, 1845."

Form and
Effect of
Conveyance
of Railways.

XXV. And be it enacted, That the Conveyance or Assignment of such Extension Railways may be in the Form in the Schedule to this Act annexed, or to the like Effect, with such Alterations therein or Additions thereto as the Circumstances of the Case and the Terms of the Purchase or Transfer may render necessary, or as may be agreed upon between the said Companies; and such Conveyance shall state the Consideration and shall be duly stamped (for denoting the Payment of the full and proper Stamp Duty payable by Law in respect of the whole Purchase Money), and shall be under the Common Seals of both the said Companies, and shall, when so executed, be effectual to vest the said Extension Railways, and all the Rights, Privileges, Powers, and Authorities by this Act, and the "Lands Clauses Consolidation Act, 1845," and the "Railways Clauses Consolidation Act, 1845," respectively given to the *Colchester, Stour Valley, Sudbury, and Halstead* Railway Company, and also the said Extension Railways and all

Works belonging thereto, and the Ground and Soil belonging thereto, and all and every other the Lands, Tenements, and Hereditaments, Rights, Easements, and Appurtenances whatsoever, and all Books, Maps, Plans, and other Documents, and also, if so expressed, all the Personal Property, Monies, and Effects of or to which the said *Colchester, Stour Valley, Sudbury, and Halstead* Railway Company may by virtue of this Act or by any other Means whatsoever, be seised, possessed, or entitled at Law or in Equity in and over the said Extension Railways at the Time of the Execution of such Conveyance, absolutely in the *Ipswich and Bury Saint Edmunds* Railway Company; and the said Extension Railways shall thenceforth become and form Part of the Undertaking of the *Ipswich and Bury Saint Edmunds* Railway, subject nevertheless and without Prejudice to any Mortgages, Charges, or Incumbrances which at the Time of the Execution of such Conveyance may be upon or affect the *Colchester, Stour Valley, Sudbury, and Halstead* Railway Company, or any of their Property.

XXVI. And be it enacted, That Notice of the Execution of such Conveyance shall be inserted within Twenty-one Days after the Date thereof in the *London Gazette*, and also in Two or more Newspapers usually printed or circulated in the Counties of *Essex* and *Suffolk*; and that a Copy of such Conveyance under the Common Seals of the said Companies shall be deposited at the respective Offices of the Clerks of the Peace for the said Counties within the before-mentioned Period, and such Clerks of the Peace shall receive and retain the same, and permit the Inspection thereof, and the making Copies thereof or Extracts therefrom in the like Manner and subject to the like Terms and Penalties as in 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*, are expressed in relation to the Documents referred to in the same Act.

Notice of Execution of Conveyance to be given in the Gazette.

7 W. 4. & 1 Vict. c. 38.

XXVII. And be it enacted, That when and as soon as the said Conveyance shall have been executed by both of the said Companies, and shall have been so advertised, and a Copy thereof deposited as aforesaid, the Powers of the *Colchester, Stour Valley, Sudbury, and Halstead* Railway Company in and over the said Extension Railways shall cease and determine; and all the Rights, Privileges, Powers, and Authorities by this Act, and by the "Lands Clauses Consolidation Act, 1845," and the "Railways Clauses Consolidation Act, 1845," respectively conferred on or given to the *Colchester, Stour Valley, Sudbury, and Halstead* Railway Company in and over such Extension Railways shall apply to and be vested in the *Ipswich and Bury Saint Edmunds* Railway Company, and may lawfully be used, exercised, and enjoyed by the last-mentioned Company, or the Directors thereof, or their Officers, Agents, or Servants, under the same Penalties, Provisions, and Restrictions as are applicable to or imposed upon the said *Colchester, Stour Valley, Sudbury, and Halstead* Railway Company; and the Corporate Seal of the *Ipswich and Bury Saint Edmunds* Railway Company shall be used when necessary in reference thereto in like Manner in every respect as though the said

On Execution of the Conveyance Powers of the Company to cease.

[Local.]

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Extension

Extension Railways formed Part of the Undertaking of the *Ipswich and Bury Saint Edmunds* Railway, and the *Ipswich and Bury Saint Edmunds* Railway Company had been originally authorized to carry the same into effect.

Contracts
not to be
affected.

XXVIII. And be it enacted, That all Contracts, Agreements, Conveyances, Mortgages, Bonds, and Securities which may have been made or entered into with, to, or in favour of, or by or for, the said *Colchester, Stour Valley, Sudbury, and Halstead* Railway Company previously to the Execution of such Conveyance shall from and after the Execution thereof be and remain as good, valid, and effectual in favour of, against, and in reference to the *Ipswich and Bury Saint Edmunds* Railway Company, and may be proceeded on and enforced in the same Manner by or against the *Ipswich and Bury Saint Edmunds* Railway Company, to all Intents and Purposes, as if such Company had been a Party to and had executed the same, or had been named or referred to therein instead of the said *Colchester, Stour Valley, Sudbury, and Halstead* Railway Company.

Actions, &c.
not to abate.

XXIX. And be it enacted, That no Action, Suit, Prosecution, or other Proceeding whatsoever commenced either by or against the said *Colchester, Stour Valley, Sudbury, and Halstead* Railway Company previously to the passing of this Act, shall abate or be discontinued or prejudicially affected by reason of the vesting of the said Extension Railways in the *Ipswich and Bury Saint Edmunds* Railway Company, but on the contrary the same shall continue and take effect in favour of and against the said *Ipswich and Bury Saint Edmunds* Railway Company in the same Manner in all respects as the same would or might have continued and taken in favour of or against the said *Colchester, Stour Valley, Sudbury, and Halstead* Railway Company if this Act had not been passed.

Agreements
made prior
to this Act,
if consistent
with the
Provisions
thereof,
confirmed.

XXX. Provided always, and be it enacted, That any Deed or Deeds, Agreement or Agreements, which may have been entered into and executed by or between the said *Colchester, Stour Valley, Sudbury, and Halstead* Railway Company and the said *Ipswich and Bury Saint Edmunds* Railway Company, or by or between the Directors of either of the said Two Companies, with reference to the making or granting and Acceptance of any such Lease or Purchase as aforesaid, or the Terms or Conditions thereof, prior to the passing of this Act, or which shall have received the Sanction of a General Meeting of the said respective Companies, or either of them, shall, if the same be consistent with the Provisions of this Act, be as valid and binding on the said Companies as though the same had been entered into under the Provisions of this Act.

Enabling
*Ipswich and
Bury Saint
Edmunds
Railway
Company* to
raise addi-
tional Money
by Shares,
&c.

XXXI. And be it enacted, That for the Purpose of the Purchase and Execution of the Extension Railways hereby authorized it shall be lawful for the said *Ipswich and Bury Saint Edmunds* Railway Company, if they see fit, by and with such Authority of their Shareholders as aforesaid, to create such an additional Number of Shares, and to borrow such Sum of Money, as may be necessary for completing such Purchase, or for constructing and working the said Extension Railways

Railways, provided the Amount to be raised by such additional Shares shall not exceed the Amount of Capital authorized to be raised by this Act for the Purposes thereof, and provided that the Amount to be so borrowed shall not exceed One Third of the said Capital; and no Money whatever shall be so borrowed until the whole of the Money to be raised by Shares shall have been subscribed, and One Half thereof actually paid up.

XXXII. And be it enacted, That the Provisions contained in the said "Companies Clauses Consolidation Act, 1845," with respect to the Conversion of borrowed Money into Capital shall apply to the Money hereby authorized to be borrowed by the said *Ipswich and Bury Saint Edmunds* Railway Company.

Provisions of 8 & 9 Vict. c. 16. to apply to such Money.

XXXIII. And whereas an Act was passed in the Second Year of the Reign of Her present Majesty, intituled *An Act to provide for the Conveyance of the Mails by Railway*; and another Act was passed in the Fourth Year of the Reign of Her said Majesty, intituled *An Act for regulating Railways*; and another Act was passed in the Sixth Year of the Reign of Her said Majesty, intituled *An Act for the better Regulation of Railways, and for the Conveyance of Troops*; and another Act was passed in the Eighth Year of the Reign of Her said Majesty, intituled *An Act to attach certain Conditions to the Construction of future Railways authorized or to be authorized by any Act of the present or succeeding Sessions of Parliament; and for other Purposes in relation to Railways*; and Two Acts were passed in the last Session of Parliament, the one intituled *An Act for regulating the Gauge of Railways*; and the other intituled *An Act for constituting Commissioners of Railways*; be it enacted, That nothing in this Act contained shall be held to exempt the said Extension Railways from the Provisions of the said several Acts respectively, but that such Provisions shall be in force in respect to such Railways so far as the same shall be applicable thereto.

Railway to be subject to the Provisions of 1 & 2 Vict. c. 98., 3 & 4 Vict. c. 97., 5 & 6 Vict. c. 55., 7 & 8 Vict. c. 85., and 9 & 10 Vict. cc. 57. and 105.

XXXIV. And be it enacted, That nothing herein contained shall be deemed or construed to exempt the Railways by this or the said recited Act authorized to be made from the Provisions of any general Act relating to such Acts, or of any general Act relating to Railways now in force, or which may hereafter pass during this or any future Session of Parliament, or from any future Revision and Alteration, under the Authority of Parliament, of the maximum Rates of Fares and Charges authorized by this Act.

Railway to be subject to Provisions of any future general Act.

XXXV. And be it enacted, That all the Costs, Charges, and Expences of applying for, obtaining, and passing this Act, or preparatory or incident thereto, shall be paid and discharged out of the Funds of the Company in preference to all other Payments whatsoever.

Expences of Act.

XXXVI. And be it enacted, That the Term "the Company" in this Act shall mean "The *Colchester, Stour Valley, Sudbury, and Halstead* Railway Company," and the Expression "the Extension Railways," or "the said Extension Railways," shall mean the new Lines of Railway by this Act authorized to be constructed.

Interpretation of Act.

XXXVII. Pro-

Saving the
Rights of
the Crown
and the
Duchy of
Lancaster.

XXXVII. Provided always, and be it enacted, That nothing in this Act contained shall extend to prejudice, diminish, alter, or take away any of the Rights, Privileges, Powers, or Authorities vested in or enjoyed by the Queen's most Excellent Majesty, Her Heirs and Successors, as well in right of Her Crown as in right of Her Duchy of *Lancaster*.

Public Act.

XXXVIII. And be it enacted, That this Act shall be a Public Act, and shall be judicially taken notice of as such.

SCHEDULE.

Form of Conveyance of the Undertaking.

THIS Indenture, made the _____ Day of _____ in the Year of our Lord _____ between the Colchester, Stour Valley, Sudbury, and Halstead Railway Company of the one Part, and the Ipswich and Bury Saint Edmunds Railway Company of the other Part, witnesseth, That the Colchester, Stour Valley, Sudbury, and Halstead Railway Company, in consideration of the Sum of _____ to them paid by the Ipswich and Bury Saint Edmunds Railway Company, the Receipt whereof is hereby acknowledged, and by virtue and in pursuance and under the Authority of "The Colchester, Stour Valley, Sudbury, and Halstead Railway Act, 1847, (Extension Railway to Melford, Lavenham, and Clare,)" do hereby convey all that the Undertaking authorized by the said Act, and the Powers and Authorities thereby given for making and completing the same, unto the Ipswich and Bury Saint Edmunds Railway Company absolutely and for ever, but subject to all existing Liabilities affecting the same, and subject also to the Provisions of the said Act; and the said Ipswich and Bury Saint Edmunds Railway Company do hereby accept and take the same Undertaking, subject to the Liabilities aforesaid, and to the Provisions of the said Act. In witness, &c.

X.

THESE are to witness, That in consideration of the Sum of £ _____ paid to *A.B.* of _____ by *C.D.*, the Receiver General of the Revenues of the Duchy of Lancaster on behalf of Her Majesty, he the said *A.B.* doth by these Presents grant, convey, and assure unto the said *C.D.* his Heirs and Assigns, all that _____ to have and to hold the same unto the said *C.D.* his Heirs and Assigns, to the Use of Her said Majesty, Her Heirs and Successors, in right of Her said Duchy.

In witness, &c.