



ANNO DECIMO & UNDECIMO

VICTORIÆ REGINÆ.

Cap. ccx.

An Act for enabling the *Leeds and Thirsk* Railway Company to deviate the Main Line of their Railway in *Crimple Valley*, to alter the proposed Junction with the *York and Newcastle* Railway, and to divert the *Leeds, Wortley, and Stanningley* Turnpike Road. [9th July 1847.]

WHEREAS an Act was passed in the Session of Parliament held in the Eighth and Ninth Years of the Reign of Her present Majesty, intituled *An Act for making a Railway from Leeds to Thirsk, with Branches therefrom*: And whereas another Act was passed in the last Session of Parliament, intituled *An Act to enable the Leeds and Thirsk Railway Company to make a Railway from Northallerton to the Stockton and Hartlepool Railway*: And whereas another Act was passed in the said last Session of Parliament, intituled *An Act for enabling the Leeds and Thirsk Railway Company to make certain Deviations in the Line of the Saint Helen's Branch of the said Railway*: And whereas another Act was passed in the said last Session of Parliament, intituled *An Act to enable the*

8 & 9 Vict. c. 104.
 9 & 10 Vict. c. 149.
 9 & 10 Vict. c. 153.
 9 & 10 Vict. c. 154.

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Leeds and Thirsk Railway Company to alter and extend the Line of Part of their Railway; and for other Purposes: And whereas it would be attended with local and public Advantage if the said Leeds and Thirsk Railway Company were empowered to make the Deviation or Alteration herein-after mentioned in the Main Line of the said Leeds and Thirsk Railway as at present authorized, and also to make a Branch Railway from the Main Line of the said Leeds and Thirsk Railway in the Township and Parish of Carlton Miniott to join the York and Newcastle Railway at the Carlton Station thereof, in lieu of the Branch Railway already authorized to be made to join the Great North of England Railway at or near Carlton Miniott: And whereas it is also expedient that some of the Powers and Provisions of the said recited Acts should be amended 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 contained in the said recited Acts, so far as the same are or may be applicable and now in force, and 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 thereof, and to the several Matters and Things hereby authorized to be done, as fully and effectually as if the said Provisions were re-enacted in this Act in reference to such Purposes, Matters, and Things, and the said recited Acts and this Act shall be construed and read together as forming One Act.

Certain Provisions of recited Acts extended to this Act.

Power to make Alteration in Main Line of Railway, and to construct new Branch.

II. And whereas Plans and Sections, showing the proposed Alteration in the Line and Levels of the Main Line of the said Leeds and Thirsk Railway, and also showing the Line and Levels of the proposed Branch Railway by this Act authorized to be made, together with Books of Reference to the said Plans, containing the Names of the reputed Owners and Lessees and of the Occupiers of the Lands which may be required to be taken for the Purposes of the same respectively, have been deposited with the respective Clerks of the Peace for the West and North Ridings of the County of York; be it enacted, That, subject to the Powers of Deviation contained in the Railway Clauses Consolidation Act, 1845, it shall be lawful for the Company to make and maintain the said Alteration herein-after mentioned in the Main Line of the said Leeds and Thirsk Railway as authorized by the said first-recited Act, and as delineated on the Plans therein referred to, and also the Branch Railway herein-after mentioned, with all proper Works and Conveniences connected therewith respectively, in the Line or Course and upon the Lands delineated on the said Plans and referred to in the said Books of Reference, and according to

to the Levels defined on the said Sections, and to enter upon, take, and use such of the said Lands as may be required for such Purposes respectively.

III. And be it enacted, That the Alteration in the Main Line of the said *Leeds and Thirsk* Railway, and the new Branch to be made under the Authority of this Act, shall be the following; (that is to say,) Line or Course of Alteration of new Works.

A Deviation or Alteration in the Main Line of the said *Leeds and Thirsk* Railway (being the Line firstly described in the *Leeds and Thirsk* Railway Act, 1845,) commencing from and out of the said Main Line of Railway in a Field numbered 46 on the Plans of the said Railway referred to in the said Act in the Township of *Follifoot* and Parish of *Spofforth*, thence to pass from, in, through, or into the several Parishes, Townships, and extra-parochial or other Places of *Follifoot*, *Spofforth*, *Pannal*, *Bilton*, *Harrowgate*, *Bilton-with-Harrowgate*, *Scriven*, *Scriven-with-Tentergate*, and *Knaresborough*, or some or one of them, and terminating by a Junction with the said Main Line at or near a Field numbered 17 on the said Plans in the Township of *Bilton-with-Harrowgate* in the Parish of *Knaresborough*, all in the West Riding of the County of *York* :

A Branch Railway diverging from and out of the Main Line of the said *Leeds and Thirsk* Railway, and commencing at or near a Field numbered 65 in the Township and Parish of *Carlton Miniott*, thence passing from, in, through, or into the several Parishes, Townships, and extra-parochial or other Places of *Carlton*, *Carlton Miniott*, *Sowerby*, and *Thirsk*, terminating by a Junction with the *York and Newcastle* Railway at or near the Bridge across the said last-mentioned Railway at the *Carlton* Station thereof, all in the North Riding of the County of *York*.

IV. And be it enacted, That the said Company shall and they are hereby required to abandon so much of the Main Line of their Railway as authorized by the said first-recited Act as by reason of the Alteration by this Act authorized will become unnecessary, and also the Branch Line of Railway to join the *Great North of England* Railway at or near *Carlton Miniott*, by the said first-recited Act authorized to be made, being the Line of Railway sixthly described in the said Act, and from and after the passing of this Act all the Powers and Authorities vested in the Company by the said first-recited Act for making and maintaining such Portion of the said Main Line and the said Branch shall cease and determine. Power to abandon certain Portion of Main Line and Branch.

V. And

Inclination
of certain
Roads.

V. And be it enacted, That as regards the Roads marked as herein-after mentioned on the said Plan and Book of Reference deposited as aforesaid it shall be lawful for the Company to make the Rates of Inclination of such Roads respectively, when altered, as follows; (that is to say,)

A Turnpike Road numbered 21 in the Parish of *Knarborough*,
One in Twenty.

Restriction
as to Levels
in the Parish
of *Knarborough*.

VI. Provided also, and be it enacted, That the said *Leeds and Thirsk* Railway Company shall not raise the Level of the Line of Railway hereby authorized higher than Twenty-one Feet above the present Level of the Road numbered 21 on the said Plans in the Parish of *Knarborough*.

Limiting
Period for
compulsory
Purchase of
Lands.

VII. 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 for
Completion
of Works.

VIII. And be it enacted, That the said Railways hereby authorized shall be completed within Five Years from the passing of this Act, and on the Expiration of such Period the Powers by this or the said former Acts granted to the Company for executing the same Railways shall cease to be exercised, except as to so much of the same Railways as shall then be completed.

Interest not
to be paid on
Calls paid
up.

IX. And be it enacted, That it shall not be lawful for the said Company, out of any Money by this Act or any other Act relating to the said Railway Company authorized to be raised by Calls in respect of Shares, or by the Exercise of any Power of borrowing, to pay Interest to any Shareholder on the Amount of the Calls made in respect of the Shares held by him in the Capital by this Act authorized to be raised: Provided always, that nothing herein-before contained shall be deemed to prevent the said Company from paying to any Shareholder such Interest on Money advanced by him beyond the Amount of the Calls actually made as shall be in conformity with the Provisions in the Companies Clauses Consolidation Act, 1845, in that Behalf contained.

Deposits for
future Bills
not to be
paid out of
Company's
Capital.

X. And be it enacted, That it shall not be lawful for the said Company, out of any Money by this Act or any other Act relating to the said Railway Company authorized to be raised for the Purposes of such Act or Acts, to pay or deposit any Sum of Money which by any Standing Order of either House of Parliament, now in force or hereafter to be in force, may be required to be deposited in respect of any Application to Parliament for the Purpose of obtaining an

an Act authorizing the said Company to construct any other Railway or execute any other Work or Undertaking.

XI. 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 another Act was passed in the last Session of Parliament, intituled *An Act for regulating the Gauge of Railways*; and another Act was passed in the said last Session of Parliament, intituled *An Act for constituting Commissioners of Railways*; be it enacted, That nothing in this Act contained shall be held to exempt the said Railways or the said Company from the Provisions of the said several Acts respectively, but that such Provisions shall be in force in respect to the said Railways and Company, so far as the same are applicable.

Railway Company to be subject to 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. & 105.

XII. And be it enacted, That nothing herein contained shall be deemed or construed to exempt the Railway by this or the said recited Acts 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 or Alteration, under the Authority of Parliament, of the maximum Rates of Fares and Charges authorized by the said recited Acts or this Act.

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

XIII. And be it enacted, That all the Costs, Charges, and Expences of and attending the passing of this Act or incidental thereto shall be paid by the said Company, *pari passu* with the Costs, Charges, and Expences of any other Act of Parliament passed in the present Session to which they may be liable, out of the first Monies that shall come to their Hands, and in preference to any other Payment whatsoever.

Expences of Act.

XIV. And be it enacted, That in citing this Act in other Acts of Parliament, and in legal Instruments and other Proceedings, it shall be sufficient to refer to and describe it by the Title of "The *Leeds and Thirsk* Railway (*Crimple Deviation and Carlton Junction*) Act, 1847."

Short Title.

[Local.]

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XV. And

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10° & 11° VICTORIÆ, *Cap. ccx.*

Public Act.

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

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Printers to the Queen's most Excellent Majesty. 1847.