



ANNO DECIMO & UNDECIMO

VICTORIÆ REGINÆ.

Cap. ccxliii.

An Act to amend the *Exeter and Exmouth* Railway Act, 1846, and to enable the *London and South-western* Railway Company to subscribe towards, lease, or purchase the said Railway.

[22d July 1847.]

WHEREAS an Act was passed in the last Session of Parliament, intituled *An Act for making a Railway from Exeter to Exmouth, to be called the Exeter and Exmouth Railway* : And whereas it is expedient that the Company thereby incorporated should be authorized to sell or lease their Railway to the *London and South-western* Railway Company, and that the said *London and South-western* Railway Company should be authorized to subscribe towards and to accept a Lease or Transfer of the said Railway : And whereas it is expedient that the *Exeter and Exmouth* Railway Company should be empowered to relinquish a Part of their authorized Line between the Terminus thereof at *Exeter* and a Point thereon in the Parish of *Heavitree* in the County of *Devon* : And whereas the several 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 Tem-

9 & 10 Vict.
c. 129.

[*Local.*]

poral,

Powers of recited Act extended to this Act.

poral, and Commons, in this present Parliament assembled, and by the Authority of the same, That all the Powers, Provisions, Matters, and Things contained in the said recited Act (except such of them or such Parts thereof as are by this Act repealed, altered, or otherwise provided for,) shall extend to this Act as fully and effectually as if the same several Powers, Provisions, Matters, and Things were repeated and re-enacted in this Act.

Short Title.

II. And be it enacted, That in citing this Act in other Acts of Parliament, and in legal Instruments, Parliamentary Notices, and other Proceedings, it shall be sufficient to use the Expression “The *Exeter and Exmouth* Railway Act, 1847.”

Company authorized to use the *Exeter, Yeovil, and Dorchester* Railway.

III. And whereas a Bill is now pending in Parliament, for making a Railway to be called the *Exeter, Yeovil, and Dorchester* Railway: And whereas the Line of the said Railway will pass so as to unite with the said *Exeter and Exmouth* Railway, at or near the before-described Point in the Parish of *Heavitree*, and will thence proceed to a proposed Terminus or Station at or near *Queen Street*, in the County of the City of *Exeter*: And whereas it has been agreed that the said *Exeter and Exmouth* Railway Company should (in the event of the said Portion of the Line of the *Exeter, Yeovil, and Dorchester* Railway being authorized,) use the Line of the said *Exeter, Yeovil, and Dorchester* Railway and the Stations thereof between the Points aforesaid; be it therefore enacted, That, from and after the Completion of such intended Line of Railway from the Point before described in the Parish of *Heavitree* and the said Station at *Exeter*, the said *Exeter and Exmouth* Railway Company, and all Parties having or deriving Right or Title to use their Railway or any Part thereof through or under them, shall have the free Use of and full Power and Authority to work over and use for all Purposes of Traffic the *Exeter, Yeovil, and Dorchester* Railway between the Points aforesaid, or any Part thereof, together with the Stations, Offices, Works, and Conveniences connected therewith, and for that Purpose to pass with Engines and Carriages from and into the Line of the said *Exeter, Yeovil, and Dorchester* Railway, and from and into the Lines of Railway communicating with or joining such Railway, between the Points aforesaid.

Company required to abandon a Portion of the authorized Line.

IV. And be it enacted, That it shall be lawful for the said Company and they are hereby required, in the event of the said Portion of the Line of the *Exeter, Yeovil, and Dorchester* Railway Company being authorized, to abandon and relinquish the Part of their authorized Line between a Field marked Number 4 in the Parish of *Heavitree* in the County of *Devon* on the original Plans of the said Railway deposited with the Clerks of the Peace for the County of *Devon* and the County of the City of *Exeter* respectively and the Terminus near the *Exeter* City Gaol in the Parish of *Saint David* in the County of the City of *Exeter*.

In case of Difference the same to

V. And be it enacted, That if any Difference shall arise between the *Exeter and Exmouth* Railway Company and *Exeter, Yeovil, and Dorchester* Railway Company, as to the Use of the said Railway, Stations,

Stations, Offices, Works, and Conveniences, or any of them, such Difference shall, upon the Requisition of either of the Companies interested, be settled by Arbitration, in the Manner provided by the Companies Clauses Consolidation Act, 1845, with respect to the Settlement of Disputes by Arbitration. be settled by Arbitration.

VI. And be it enacted, That the making of the Communication between the said *Exeter and Exmouth* Railway and the said intended *Exeter, Yeovil, and Dorchester* Railway, and of the necessary Openings in the Rails of the last-mentioned Railway, and all other Works which may from Time to Time be requisite for effecting, altering, amending, repairing, and maintaining such Communications and the Works incidental thereto, and of regulating and adjusting the same, shall be wholly under the Control and Management of the said Company of Proprietors for the Time being of the said *Exeter, Yeovil, and Dorchester* Railway, and that all such Communications, Openings, and Works shall not only be in the first instance made and done, but shall also from Time to Time be altered, amended, repaired, and maintained to the entire Satisfaction of the principal Engineer of the said Company of Proprietors for the Time being of the *Exeter, Yeovil, and Dorchester* Railway. Expence of certain Communications to be borne by the Exeter, Yeovil, and Dorchester Railway Company.

VII. And whereas the *London and South-western* Railway Company are willing to subscribe towards the Undertaking hereby authorized; be it therefore enacted, That it shall be lawful for the said *London and South-western* Railway Company to subscribe towards and become Shareholders in the said Undertaking to any Extent not exceeding Sixty thousand Pounds. Power for the London and South-western Railway Company to subscribe towards the Undertaking;

VIII. And be it enacted, That for such Purpose it shall be lawful for the said *London and South-western* Railway Company to apply all or any Part of the Monies which they are already authorized to take up by Subscription or borrowing, or which by the passing of any Act or Acts during the present Session of Parliament they shall be so authorized to take up, or else to raise all or any Part of the Money authorized to be subscribed by them as aforesaid by the Creation of new Shares or Stock in their Undertaking, for such Amount and according to such Terms and Conditions as may have been determined upon by such Company at any General Meeting of the Proprietors thereof specially convened for the Purpose, or it shall be lawful for the same Company, if they shall think fit, with the Consent of a General Meeting of the Proprietors especially convened for the Purpose, to raise the Sums agreed to be subscribed by them, or any Portion thereof, by Mortgage of their Undertaking, in like Manner and under and subject to the same Provisions as the same Company by all or any of the Acts relating to their Undertaking is authorized to raise Money by Mortgage on the Credit thereof: Provided always, that the same Company shall not raise any Money by Mortgage for the Purposes of this Act until their whole Capital be subscribed for, and One Half thereof paid up, nor shall increase the Amount which may be owing at any One Time on Mortgage of their Undertaking beyond the Proportion of One Third of their then existing Capital. and for that Purpose to raise the requisite Funds.

IX. And

Interest not
to be paid on
Calls paid up.

IX. And be it enacted, That it shall not be lawful for the said *London and South-western* Railway Company, out of any Money by this Act or any other Act relating to the same 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 additional Capital by this Act authorized to be raised: Provided always, that nothing herein-before contained shall be deemed to prevent the same 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.

Number and
Qualification
of Directors.

X. And be it enacted, That the Number of Directors of the Company shall be Twelve; and the Qualification of a Director, except the Directors to be nominated by the Directors of the *London and South-western* Railway Company as herein-after mentioned, shall be the holding in his own Right of Thirty Shares in the Undertaking.

As to Di-
rectors.

XI. And be it enacted, That the Directors nominated by the said "*Exeter and Exmouth* Railway Act, 1846," or their Successors to be elected at the First General Meeting of the Company in the Year One thousand eight hundred and forty-seven, shall continue in Office until the First General Meeting of the Company after the passing of this Act, and that the Number of Twelve Directors shall be made up by the Addition thereto of *Matthew Uzielli, William James Chaplin, John Lewis Eyre, and George Henderson*, of whom the said *William James Chaplin, John Lewis Eyre, and George Henderson* shall be considered Nominees of the *London and South-western* Railway Company.

Subscribing
Company
may appoint
some Person
to vote.

XII. And be it enacted, That it shall be lawful for the said *London and South-western* Railway Company from Time to Time to nominate and appoint some One Person, (whether a Shareholder or not in the said *Exeter and Exmouth* Railway Company,) under the Seal of the said *London and South-western* Railway Company, or under the Hand of the Chairman for the Time being of the Directors of such Company, to vote on their Behalf at any Meeting of the said *Exeter and Exmouth* Railway Company, and such Person so appointed shall have the same Right of voting at such Meeting as the Company by whom he may have been appointed.

Rights of
voting by
the *London*
and *South-*
western
Railway
Company.

XIII. And be it enacted, That the said *London and South-western* Railway Company shall, at every Meeting of the Shareholders in the said *Exeter and Exmouth* Railway Company at which any Person duly appointed by them to attend and vote on their Behalf as afore-said shall so attend, and be entitled, except in the Election of the Directors, to such a Number of Votes as shall bear the same Proportion to the total Number of Votes which might be given by all the remaining Shareholders in the said *Exeter and Exmouth* Railway Company, whether present in Person or by Proxy at such Meeting or not, as the Number of Shares then held by the said *London and South-western* Railway Company shall bear to the total Number of Shares held

held by Shareholders (other than the said *London and South-western* Railway Company) in the said *Exeter and Exmouth* Railway Company.

XIV. And be it enacted, That at the First Ordinary Meeting in One thousand eight hundred and forty-eight, and every other Year, the Directors of the said *London and South-western* Railway Company shall be entitled to nominate from amongst the Shareholders in such Company, whether or not being Shareholders in the said *Exeter and Exmouth* Railway Company, One Director for every full Number of One thousand three hundred Shares, or for every such full Number of Shares as shall be the Result or Quotient produced by dividing the total Number of the Shares for the Time being in the same Company by the total Number of Directors thereof for the Time being (not exceeding in the whole Six thousand Shares), which the said *London and South-western* Railway Company shall for the Time being hold in the said *Exeter and Exmouth* Railway Company, and from Time to Time to remove any such Directors, and to appoint others in the Stead of any such Directors who may die or resign their Office or be removed or become incapable of acting or disqualified by ceasing to be a Member of the said *London and South-western* Railway Company; and such of the Directors of the said *Exeter and Exmouth* Railway Company as shall for the Time being be Nominees of the said *London and South-western* Railway Company, including the Persons herein-before mentioned as such Nominees, shall retire from Office at the First Ordinary Meeting in the said *Exeter and Exmouth* Railway Company in every Year, and the Directors so retiring shall be re-eligible forthwith or in any subsequent Year, and in all other respects such Directors shall have the same Powers and be subject to the same Provisions and Regulations as the other Directors of the said *Exeter and Exmouth* Railway Company: Provided always, that in case the Directors of the said *London and South-western* Railway Company shall at the First Ordinary Meeting in any Year omit to nominate a Director or Directors in the Place of any Director or Directors theretofore nominated by them, and whose Place the Directors of such Company shall be entitled to fill by fresh Nominations as aforesaid, the Director or Directors whose Place shall be so omitted to be filled by a fresh Nomination shall remain in Office, as if he or they had been duly nominated to Office at such Meeting.

Directors to be appointed by *London and South-western* Railway Company.

XV. And be it enacted, That any Nomination or Removal of such Director or Directors as aforesaid, authenticated by the Common Seal of the said *London and South-western* Railway Company or by the Signature of the Chairman for the Time being of the Directors of such Company, shall, after the Deposit of such Nomination or Removal so authenticated with the Secretary of the said *Exeter and Exmouth* Railway Company, be and be considered as conclusive Proof of such Nomination or Removal: Provided always, that any Nomination of Directors by the Directors of the *London and South-western* Railway Company which shall purport to nominate a greater Number of Directors than such Company shall for the Time being be entitled to nominate shall be absolutely null and void: Pro-

Evidence of the Appointment or Removal of Directors of the *London and South-western* Railway Company.

vided also, that if at any Time or Times there shall happen to be a Failure, either total or partial, in the Number of Directors which the said *London and South-western* Railway Company shall be entitled to nominate as aforesaid, the remaining other Directors shall, until such Failure shall be remedied, be competent to act as if no such Failure had happened.

London and South-western Company not to interfere in Election, except in certain Cases.

XVI. And be it enacted, That the *London and South-western* Railway Company shall not be entitled to vote in or otherwise influence the Election of any Director than the Directors which the said Company are by this Act authorized to nominate as aforesaid in respect or by means of the full Numbers of Shares in virtue whereof the same Company shall be entitled for the Time being to nominate a Director or Directors as aforesaid.

In case Number of Directors are altered, London and South-western Company to nominate a proportional Number.

XVII. And be it enacted, That if the Number of the Directors of the said *Exeter and Exmouth* Railway Company shall hereafter be increased or diminished, the said *London and South-western* Railway Company shall be entitled to nominate the same Proportion of such increased or diminished Number of Directors as they would have been entitled to nominate, in pursuance of the Provisions herein-before contained, if no such Increase or Diminution in the Number of Directors had taken place.

Power to sell the Railway.

XVIII. And be it enacted, That it shall be lawful for the *Exeter and Exmouth* Railway Company, by and with the Authority and Approbation of a Majority of Three Fifths in Value of the Proprietors present, either personally or by Proxy, at some Extraordinary General Meeting of the said Company specially convened for the Purpose, to sell and transfer the said *Exeter and Exmouth* Railway, or such Part or Parts thereof as they are authorized to make and construct, to the *London and South-western* Railway Company, and for the said *London and South-western* Railway Company, by and with a like Authority on the Part of the Proprietors in the said last-mentioned Company, to purchase the Undertaking of the said *Exeter and Exmouth* Railway Company, or any Share or Interest therein, or any Portion or Portions thereof, either before or after the Completion thereof, (but subject to any Mortgages, Contracts, Agreements, or Liabilities affecting the same,) and on the Completion of such Purchase (of which Completion a Transfer or Conveyance duly stamped denoting the Payment of the full and proper Stamp Duty by Law payable in respect of the Purchase Money, and under the respective Corporate Seals of the Companies,) the Company so purchasing the same may have and hold the said Undertaking, or the Share thereof or Portion thereof purchased by them, and use, exercise, and enjoy, or participate in the Use, Exercise, and Enjoyment of all the Rights, Powers, and Privileges of the *Exeter and Exmouth* Railway Company, and for such Purpose it shall be lawful for the said *London and South-western* Railway Company if they see fit, by and with such Authority as aforesaid, to create such an additional Number of Shares not exceeding One hundred and sixty thousand Pounds, and to borrow a Sum of Money not exceeding Fifty-three thousand Pounds, for completing such Purchase or for constructing and making the said Rail-
way,

way, provided the Amount to be raised for the Purposes of the said Undertaking, and that the Money so to be borrowed, shall not exceed One Third of the Amount of such Capital, and that no Money whatever shall be borrowed until the whole of the Money to be raised by Shares shall have been subscribed and One Half thereof actually paid up: Provided always, that in the event of any Portion of the said Undertaking being purchased by the said *London and South-western* Railway Company, then from and after the Completion of such Purchase all the Powers and Authorities of the said recited Act and this Act may be exercised so far as they are applicable by the *London and South-western* Railway Company, and the Corporate Seal of the said last-mentioned Company be used when necessary in reference thereto, in like Manner as though such last-mentioned Railway Company had been originally authorized to carry the same into effect in lieu of the *Exeter and Exmouth* Railway Company, and in the event of the whole of the Undertaking of the *Exeter and Exmouth* Railway Company being purchased by the said *London and South-western* Railway Company, then from and after the Completion of such Purchase the said *Exeter and Exmouth* Railway Company shall be dissolved and cease to exist, save and except as to the Distribution and Division of the Purchase Money amongst the Parties entitled thereto, and the general Settlement of the Affairs of the Company.

XIX. And be it enacted, That it shall be lawful for the said *Exeter and Exmouth* Railway Company, with the Authority and Approbation of a Majority of Three Fifths in Value of the Proprietors present, either personally or by Proxy, at some Extraordinary General Meeting of the Company specially convened for the Purpose, from Time to Time to demise or lease for such Consideration or annual Rent or Reservations, and under and subject to such Clauses, Powers, Provisions, and Conditions as they shall think proper, their Undertaking, whether before or after the Completion thereof, or any Share or Interest therein, or any Portion or Portions thereof, unto the said *London and South-western* Railway Company, for any Term which shall be agreed upon, and the said *London and South-western* Railway Company is and are hereby authorized, if they shall think proper, with the like Authority and Approbation on the Part of their Proprietors, to enter into and accept any such Lease or Leases, and such Lease or Leases shall entitle the Lessees to the free Use and Enjoyment of the said Railway and Works connected therewith, or such Share or Interest therein or such Portion or Portions thereof as may be included in such Lease or Leases respectively; and during the Continuance of any such Lease or Leases all the Powers, Privileges, and Authorities granted to, or which are or might be held, used, exercised, and enjoyed by, the said *Exeter and Exmouth* Railway Company, or the Directors thereof, or their Officers, Agents, or Servants, under or by virtue of this or their said recited Act, shall in like Manner and to the same Extent in all respects apply to, and be held, used, exercised, and enjoyed by, the Lessees, and their Directors, Officers, Agents, and Servants, under the same Regulations and Restrictions as are granted and imposed by this Act or the said recited Act upon the *Exeter and Exmouth* Railway Company.

Power to
lease the
Railway.

XX. And

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

XX. And be it enacted, That it shall not be lawful for the said *Exeter and Exmouth* Railway Company, out of any Money by this Act or any other Act relating to the same 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 Act authorizing the same Company to construct any other Railway or execute any other Work or Undertaking.

Power to enter into Contracts.

XXI. And be it enacted, That it shall be lawful for the *Exeter and Exmouth* Railway Company and for the said *London and South-western* Railway Company to make and enter into Contracts or Agreements for effecting the Purposes aforesaid, and for constructing, working, or using the said Railway or any Part or Parts thereof respectively, or for the Maintenance and Repair thereof or any Part or Parts thereof respectively, as they the said Companies may respectively deem advisable; and every such Contract or Agreement may contain such Covenants, Clauses, Powers, Provisions, and Conditions as may be mutually agreed on between the said Companies; and any Contract or Agreement made before the passing of this Act, for all or any of the Purposes aforesaid by the Directors of the *Exeter and Exmouth* Railway Company and the Directors of the said *London and South-western* Railway Company, under the Sanction of any General Meeting of the said Companies, shall be as valid and binding in every respect as if made subsequently to the passing of the Act and in conformity with the Provisions hereof.

Powers of Sale not to be exercised without Certificate of Commissioners of Railways.

XXII. Provided always, and be it enacted, That it shall not be lawful for the *Exeter and Exmouth* Railway Company, by virtue of the Powers herein-before contained, to sell, demise, or lease, nor for the said *London and South-western* Railway Company to purchase, enter into, or accept such Lease of the said *Exeter and Exmouth* Railway, unless it shall have been proved to the Satisfaction of the Commissioners of Railways, and certified by them under their Seal previously to the Completion of such Sale or Execution of such Lease, that One Half of the whole Amount of the Capital, exclusive of Loans, by the Act or Acts relating to each of the said Companies authorized to be raised, has been actually paid up and expended for the Purposes authorized by such Act or Acts respectively.

Saving the Rights of the Crown.

XXIII. And be it enacted, That nothing contained in this Act or in the Acts herein recited or referred to shall extend to authorize the Company to purchase, take, or use any Land or Soil, or any Rights in respect thereof, belonging to Her Majesty in right of Her Crown, without the Consent in Writing of the Commissioners for the Time being of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings, or any Two of them, first had and obtained for that Purpose, and which such Commissioners or any Two of them are hereby authorized and empowered to give, or to prejudice, diminish, alter, or take away any of the Rights, Privileges, Powers, or Authorities vested in or enjoyed by Her Majesty, Her Heirs or Successors.

XXIV. And

XXIV. 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 any succeeding Session of Parliament, and for other Purposes in relation to Railways*; and Two other Acts were passed in the last Session of Parliament, intituled respectively *An Act for constituting Commissioners of Railways*, and *An Act for regulating the Gauge of Railways*; be it enacted, That nothing in this Act contained shall be held to exempt the said Railway or the said Company or Companies from the Provisions of the said several Acts respectively, but that such Provisions shall be in force in respect to the said Railway and Company or Companies, so far as the same shall be applicable thereto.

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.

XXV. And be it enacted, That nothing herein contained shall be deemed or construed to exempt the Railway by the said recited Act authorized to be made from the Provisions of any general Act relating to such Act, 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 the said recited Act.

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

XXVI. And whereas it is by the said first-recited Act enacted, that the Powers thereby granted shall not begin to take effect until a Bill then before Parliament, intituled "The *Exeter, Yeovil, and Dorchester* Railway Bill," or a Bill for the same Purpose, shall have received the Sanction of Parliament, and that the same Powers should cease and determine unless a Bill then pending in Parliament, intituled "The *Exeter, Yeovil, and Dorchester* Railway Bill," or a Bill for the same Purpose, should receive the Sanction of Parliament during the Session of One thousand eight hundred and forty-six or One thousand eight hundred and forty-seven: And whereas the said *Exeter, Yeovil, and Dorchester* Railway Bill did not receive the Sanction of Parliament in the Year One thousand eight hundred and forty-six, but a Bill for the same Purpose, intituled "The *Exeter, Yeovil, and Dorchester* Railway and Branches Bill," has been introduced into Parliament in the present Session, and the Preamble of the said Bill has been declared by a Committee of the House of Commons to be proved: And whereas Resolutions have been passed in each House of Parliament, respectively dated the Tenth Day of *June* One thousand eight hundred and forty-seven, empowering the Promoters of Railway Bills to suspend further Proceedings in the present Session relating thereto, with the Option, under certain Conditions, of proceeding with the same Bill in the next Session of Parliament: And whereas the Promoters of the said *Exeter, Yeovil, and Dorchester*

Limitation of Powers of Company.

Railway and Branches Bill intend to avail themselves of the said Resolutions, and to suspend further Proceedings, with the view of proceeding with the same Bill in the next Session of Parliament, at the same Stage where the said *Exeter, Yeovil, and Dorchester* Railway and Branches Bill shall be suspended in the present Session, and it is therefore expedient that the said Provision should be altered and amended; be it therefore enacted, That, notwithstanding any thing in the said recited Act contained, the Powers granted by the said Act shall not cease and determine in case the said *Exeter, Yeovil, and Dorchester* Railway and Branches Bill, now suspended as aforesaid, shall be introduced in accordance with and obtain the Privileges set forth in the said Resolutions, and shall receive the Sanction of Parliament in the Year One thousand eight hundred and forty-seven or in the Year One thousand eight hundred and forty-eight: Provided always, that the Powers granted by the said recited Act shall not begin to take effect until, and shall be null and void unless, the said *Exeter, Yeovil, and Dorchester* Railway and Branches Bill shall have received the Sanction of Parliament within the Period before mentioned: Provided also, that nothing herein contained shall enable the Company compulsorily to purchase or take away any Lands after the Period expressly limited for that Purpose by the said "*Exeter and Exmouth* Railway Act, 1846."

Interpreta-
tion of Act.

XXVII. And be it enacted, That the Terms "the Railway" or "Undertaking" shall mean "the Railway" or "Undertaking" as authorized by the said recited Act or by this Act.

Public Act.

XXVIII. 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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