



ANNO UNDECIMO & DUODECIMO

VICTORIÆ REGINÆ.

Cap. lxxv.

An Act for authorizing certain Deviations in the
Line of the *Windsor, Staines, and South-western*
Railway. [22d July 1848.]

WHEREAS an Act was passed in the last Session of Parliament, called "The *Windsor, Staines, and South-western* Railway Act (No. 1.), 1847," whereby the *Windsor, Staines, and South-western (Richmond to Windsor)* Railway Company were authorized to make a Railway from *Richmond to Windsor*, with a Loop Line through *Brentford* and *Hounslow*, and the *London and South-western* Railway Company were empowered to subscribe towards and to accept a Lease or Transfer thereof: And whereas it would be of public Advantage that the said Company should be enabled to make certain Deviations and Alterations in the authorized Line of the said *Windsor, Staines, and South-western (Richmond to Windsor)* Railway, in the Parishes of *Staines* and *Twickenham* in the
[Local.] 9 Y County

10 & 11 Vict. c. 58.

Provisions of
recited Act
extended to
this Act.

County of *Middlesex*: And whereas the said Company are willing to carry the above-mentioned Objects into execution, but the same 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 Provisions, Matters, and Things contained in the said herein-before recited Act, and the Acts incorporated therewith, or any of them, so far as the same are now unrepealed, and except such of them or such Parts thereof as are by this Act repealed, altered, or otherwise provided for, shall extend to the several Purposes and Things hereby authorized to be done, as fully and effectually as if the same several Provisions, Matters, and Things were repeated and re-enacted in this Act with 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, Notices, and other Proceedings, it shall be sufficient to use the Expression "*The Windsor and South-western Railway Deviations Act, 1848.*"

Construction
of Act.

III. And be it enacted, That in construing this Act the Expression "the Company" shall mean "*The Windsor, Staines, and South-western (Richmond to Windsor) Railway Company.*"

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

IV. And be it enacted, That it shall not be lawful for the Company, out of any Money by any Act relating to the Company authorized to be raised for the Purposes of such Act, 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 Company to construct any other Railway or execute any other Work or Undertaking.

Power to
make Rail-
ways accord-
ing to de-
posited Plans.

V. And whereas Plans and Sections of the intended-altered Lines of Railway, showing the respective Lines and Levels thereof, and also Books of Reference thereto, containing the Names of the Owners, Lessees, and Occupiers, or reputed Owners, Lessees, and Occupiers of the Lands through which the same are intended to pass, or which may be required to be taken for the Purposes of the Undertaking, have been deposited with the Clerks of the Peace for the Counties of *Middlesex* and *Buckingham*: Be it enacted, That, subject to the Provisions in this and the said recited Act, and the Acts incorporated therewith,

therewith, contained, it shall be lawful for the Company to make and maintain the said deviated Lines of Railway and Works herein-after more particularly described in the Lines and upon the Lands delineated on the said Plans and described in the said Books of Reference, and upon the Levels defined on the said Sections, and to enter upon, take, and use such of the said Lands as shall be necessary for such Purposes.

VI. And be it enacted, That one of the said intended Alterations of or Deviations from the said authorized Line of the said *Windsor, Staines, and South-western (Richmond to Windsor)* Railway, herein-after called "The *Staines* Deviation," shall commence in the Parish of *Staines* in the said County of *Middlesex* in Land numbered 112 in the same Parish on the said deposited Plans of the said *Windsor, Staines, and South-western (Richmond to Windsor)* Railway, and terminate in a certain Piece of Waste Land in the same Parish numbered 130 in the same Parish on the same Plans; and the other of the said Alterations or Deviations, herein-after called "The *Twickenham* Deviation," shall commence in the Parish of *Twickenham* in the said County of *Middlesex* in Land numbered 138 in the same Parish on the same deposited Plans, and terminate in a Field numbered 134 in the same Parish on the same Plans.

Description
of Deviations.

VII. And be it enacted, That it shall be lawful for the Company and they are hereby authorized and required to abandon and not to execute such Parts of the original Line or Lines of the said *Windsor, Staines, and South-western (Richmond to Windsor)* Railway as lie between the respective Points of Commencement and Termination of the proposed Deviations of the said Railway, which by reason of the making of the Extensions and Alterations by this Act authorized in such original Line or Lines will be rendered unnecessary.

Power to
abandon
certain Por-
tions of the
authorized
Railway.

VIII. And be it enacted, That the said deviated or altered Lines of Railway shall be and become Part of the Undertaking of the *Windsor, Staines, and South-western (Richmond to Windsor)* Railway Company, and shall, as such, be subject to the several Provisions of the said recited Act relating thereto as extended to this Act; but the Abandonment by the Company of any such Portion, as herein mentioned, of the Line or Lines of Railway authorized by the said first-recited Act, shall not be deemed or taken to prejudice or affect any Contracts or Agreements in any Manner relating to such Line or Lines of Railway now subsisting between the *London and South-western* Railway Company and the said *Windsor, Staines, and South-western (Richmond to Windsor)* Railway Company.

Extension
and deviated
Lines to
become Part
of original
Undertaking.

IX. And

Land for
extraordinary
Purposes.

IX. And be it enacted, That the further Quantity of Land to be taken by the Company for extraordinary Purposes shall not exceed Ten Acres.

Period for
compulsory
Purchase of
Lands
limited.

X. And be it enacted, That the Powers of the Company for 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 Railways,
&c.

XI. And be it enacted, That after the Expiration of Five Years from the passing of this Act all the Powers hereby granted to the Company for making the Railways hereby authorized, or otherwise in relation thereto, shall cease to be exercised, except as to so much of the same as shall then be completed.

Company to
take same
Tolls as on
existing Line
of the Lon-
don and
South-west-
ern Railway.

XII. And be it enacted, That the Company may, subject to the Provisions contained in the said recited Act, lawfully demand and receive, in respect of the Railways and Works hereby authorized to be made, for the Tonnage of all Articles, Matters, and Things conveyed upon the same or any Part thereof respectively, and in respect of Passengers, Beasts, Cattle, and Animals conveyed in Carriages, and for Carriages conveyed on the same or any Part thereof respectively, and for and in respect of locomotive Engines or other Power for drawing or propelling supplied by the Company, and for the Conveyance upon the same Railways or any Part thereof respectively, in Waggons or Carriages belonging to the Company, of any Passengers, Cattle or other Animals, Goods, Wares, Merchandize, Articles, Matters, and Things, and for Wharfage, Warehousing, and Cranage, such Amount of Tolls and other Charges as by the said recited Act the Company are authorized to demand and receive in respect of the same several Matters and Things, Privileges and Duties respectively, on or in respect of the said *Windsor, Staines, and South-western (Richmond to Windsor)* Railway, or the Works connected therewith, or any Part thereof,

Maximum
Charges.

XIII. Provided always, and be it enacted, That the maximum Charges to be made by the Company in respect of all the Tolls and Charges in respect of the Railways and Works hereby authorized to be made, and of Carriages, Waggons, and Trucks, and for locomotive Power, and every Expense incidental to such Conveyance, shall not exceed the Sums in that Behalf limited by the *Windsor, Staines, and South-western Railway Act (No. 1.)*, 1847: Provided also, that the maximum Charges shall not extend to Articles, Matters, or Things, Passengers, Beasts, Cattle, and Animals, conveyed by or in
any

any Express or Special Train; and that in all Cases where any such Articles, Matters, or Things, Passengers, Beasts, Cattle, and Animals, shall be conveyed on the said *Windsor, Staines, and South-western (Richmond to Windsor)* Railway, including the said Deviations thereof hereby authorized to be made, for a less Distance than Six Miles, the Company may demand and receive the before-mentioned maximum Charges for Six Miles.

XIV. Provided always, and be it enacted, That nothing herein contained shall be held to prevent the Company from taking any increased Charges, over and above the Charges herein-before limited, for the Conveyance of Goods of any Description, by Agreement with the Owners of or Persons in charge of such Goods, either in respect of the Conveyance thereof by Passenger or other Trains, or by reason of any other special Service performed by the Company in relation thereto.

Company may take increased Charges by Agreement.

XV. And whereas an Act was passed in the Second Year of the Reign of Her present Majesty, intituled *An Act to provide for 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 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 passed in the Session of Parliament held in the Ninth and Tenth Years of Her said Majesty, intituled *An Act for regulating the Gauge of Railways*; and another Act passed in the same Session, intituled *An Act for constituting Commissioners of Railways*: Be it enacted, That nothing in this Act contained shall be held to exempt the said Railway or the 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 the Company, so far as the same shall be applicable thereto.

Railway Company 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. 105.

XVI. And be it enacted, That nothing herein contained shall be deemed or construed to exempt the Railways by this Act authorized to be made from the Provisions of any general Act relating to this 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 this Act.

Railways not exempt from Provisions of future general Acts.

[Local.]

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XVII. And

XVII. 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. 1848.