



ANNO DECIMO QUINTO & DECIMO SEXTO

# VICTORIÆ REGINÆ.

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## Cap. cxlii.

An Act for enabling the Amalgamation of the *Stockton and Hartlepool* Railway Company and the *Hartlepool West Harbour and Dock* Company, and for authorizing the Lease or Purchase of the *Clarence* Railway by the *Stockton and Hartlepool* Railway Company or the amalgamated Company, and for consolidating the Acts relating to the same Companies; and for other Purposes. [30th June 1852.]

**W**HEREAS an Act was passed in the Ninth Year of the Reign of His late Majesty King *George* the Fourth, intituled *An Act for making and maintaining a Railway* 9 G. 4. c. 61. from the River *Tees* near *Haverton Hill* in the Parish of *Billingham* to a Place called *Sim Pasture Farm* in the Parish of *Heighington*, all in the County of *Durham*, with certain Branches therefrom: And whereas an Act was passed in the Tenth Year of the Reign of His said late Majesty King *George* the Fourth, intituled *An Act to enable* 10 G. 4. c. 106. the *Clarence Railway Company* to vary and alter the Line of their Railway, to abandon some of the Branches thereof, and to make other Branches therefrom; and for altering, amending, and enlarging the Powers

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*The West Hartlepool Harbour and Railway Act, 1852.*2 & 3 W. 4.  
c. 25.3 & 4 W. 4.  
c. 4.3 & 4 W. 4.  
c. 95.7 W. 4. &  
1 Vict. c. 103.6 & 7 Vict.  
c. 46.

*Powers of the Act passed for making and maintaining the said Railway: And whereas an Act was passed in the Second Year of the Reign of His late Majesty King William the Fourth, intituled An Act to alter, amend, enlarge, and extend the Powers of several Acts passed in the Ninth and Tenth Years of the Reign of His late Majesty King George the Fourth, for making and maintaining the Clarence Railway: And whereas an Act was passed in the Third Year of the Reign of His said late Majesty King William the Fourth, intituled An Act to enable the Clarence Railway Company to make certain additional Branch Railways; and to amend and enlarge the Powers of the several Acts for making and maintaining the said Railway: And whereas another Act was passed in the said Third Year of the Reign of His said late Majesty King William the Fourth, intituled An Act to enable the Clarence Railway Company to make an Extension of the Line of their Railway: And whereas another Act was passed in the First Year of the Reign of Her present Majesty Queen Victoria, intituled An Act to alter, amend, explain, and enlarge the Powers of the several Acts for making and maintaining the Clarence Railway: And whereas an Act was passed in the Session of Parliament held in the Sixth and Seventh Years of the Reign of Her present Majesty Queen Victoria, intituled An Act for enabling the Clarence Railway Company to make an Issue of new Shares, and for otherwise altering and amending, enlarging and extending some of the Provisions of the Acts relating to the said Railway: And whereas under or by virtue of the Powers and Provisions in the said recited Acts or some of them contained the Clarence Railway, Branches, and Works have been long since made, and opened for the Use of the Public: And whereas by the said recited Act of the Sixth and Seventh Years of the Reign of Her present Majesty, Chapter Forty-six, it was enacted, that it should be lawful for the said Clarence Railway Company to raise the Amount of the therein-mentioned Debts of the same Company of Seventy thousand two hundred and forty-three Pounds Sixteen Shillings and Eightpence, Seventy-nine thousand one hundred and fifty Pounds, and One hundred and twenty-four thousand two hundred and fifty-one Pounds Seventeen Shillings and Threepence, and also of the further Sum of Twenty-six thousand Pounds, therein-after mentioned, by an Issue of a competent Number of new Shares of Ten Pounds each in the said Company; and it was enacted, that in order to facilitate the raising of Capital for the Purpose of paying off the said Debt or Sum of Seventy thousand two hundred and forty-three Pounds Sixteen Shillings and Eightpence it should be lawful for the said Company from Time to Time to give to such and so many of the new Shares as they should think proper a Preference or Priority over all Mortgages, Bonds, Debts, and Charges whatsoever then due and owing upon the said Railways, Branches, and Works, except the said Debt or Sum of Seventy thousand two hundred and forty-three Pounds Sixteen Shillings and Eightpence, and*

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and the Interest due and to become due thereon, or so much and such Part or Parts of the same Debt or Sum and Interest as should for the Time being remain due and owing, and also over all other Shares whatsoever in the said Railways, Branches, and Works, by guaranteeing to the Holders or Proprietors of such Preferential Shares as well such Amount of Dividends as the said Company might think proper, not however exceeding Six Pounds *per Centum per Annum* from the First Day of *November* One thousand eight hundred and forty-two, to be paid to them before any Interest should be payable or paid upon any such Mortgages, Bonds, Debts, and Charges, (except as aforesaid,) and before any Dividend should be declared or payable or paid in respect of any other Shares whatsoever in the said Railways, Branches, and Works, as also the Repayment of the Principal Sum which should have been paid for such Shares respectively before any Principal Monies should be payable or paid upon any such Mortgages, Bonds, Debts, or Charges, (except as aforesaid,) or upon or in respect of any other Share or Shares in the said Railways, Branches, and Works, and the said Company might guarantee such Preference or Priority in Payment of Dividends and in Repayment of Principal Money, or either of such Descriptions of Preference or Priority, as they might think proper, and that the Shares having such Preference or Priority as aforesaid should be called "Government Loan Shares," and should be distinguished as such in the Books of the Company, and in all Certificates to be granted thereof by the Company; and it was enacted, that the Proprietors of such Government Loan Shares should not be entitled to any of the Benefits thereby conferred upon or authorized to be given to such Shares until the full Sum of Ten Pounds should have been fully paid up, and such Shares should only be issued upon the Condition that such Shares should be immediately subscribed or paid in full; and it was enacted, that in order to provide for the Liquidation and Satisfaction of the said Debt or Sum of Seventy-nine thousand one hundred and fifty Pounds, and in order to facilitate the immediate raising of Capital for the Payment of the Sum of Twenty-three thousand three hundred and thirty-five Pounds Ten Shillings, Part of the said Debt or Sum of One hundred and twenty-four thousand two hundred and fifty-one Pounds Seventeen Shillings and Threepence, and for raising the said further Sum of Twenty-six thousand Pounds, it should be lawful for the said Company, subject and without Prejudice to the said Sum of Seventy thousand two hundred and forty-three Pounds Sixteen Shillings and Eightpence, and Interest for the same, or to so much and such Part or Parts thereof respectively as should for the Time being remain unpaid, and to the said Government Loan Shares, or so many of them as should from Time to Time be issued, to give to such and so many of the said new Shares as they should think proper a Preference or Priority over all Mortgages, Bonds, Debts, and Charges whatsoever then due and owing upon the said Railways, Branches, and



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and Works, except the Debt or Sum of Seventy thousand two hundred and forty-three Pounds Sixteen Shillings and Eightpence, and the Interest due and to become due thereon, or so much and such Part or Parts of the same Debt or Sum, and Interest, as should for the Time being remain due and owing, and except so much and such Part of the said Debt of Seventy-nine thousand one hundred and fifty Pounds, and Interest, as should for the Time being remain unpaid, and also over all other Shares whatsoever in the said Railways, Branches, and Works, (except the said Government Loan Shares, or such and so many of them as shall from Time to Time be issued,) by guaranteeing to the Holders or Proprietors of such Preferential Shares as well such Amount of Dividends as the said Company might think proper, from the First Day of *November* One thousand eight hundred and forty-two, not however exceeding Six Pounds *per Centum per Annum*, to be paid to them before any Interest should be payable or paid upon any such Mortgages, Bonds, Debts, or Charges, (except as aforesaid,) and before any Dividend should be declared or payable or paid in respect of any other Shares whatsoever in the said Railways, Branches, and Works, (except the said Government Loan Shares, or so many of them as should from Time to Time be issued,) and also the Repayment of the Principal Sums which should have been paid for such Shares, or in respect of which such Shares should have been allotted, as therein-after mentioned respectively, before any Principal Monies should be payable or paid upon any such Mortgages, Bonds, Debts, or Charges, (except as aforesaid,) or upon or in respect of any other Share or Shares in the said Railways, Branches, and Works, (except the said Government Loan Shares, or so many of the same Shares as should from Time to Time be issued,) and the said Company might guarantee such Preference or Priority in Payment of Dividends and in Repayment of Principal Money, or either of such Descriptions of Preference or Priority, as they might think proper, and the Shares having such Preference or Priority as last aforesaid should be called "First-class Preferential Shares," and should be distinguished as such in the Books of the Company, and in all Certificates to be granted thereof by the Company; and it was enacted, that it should be lawful for the said Company to allot to each and every Person holding One or more Ten Pounds of the said Debt or Sum of Seventy-nine thousand one hundred and fifty Pounds, who should be willing to take the same, One of the said First-class Preferential Shares in respect of each and every Ten Pounds of Debt so held by him or them; and in order to provide for the Liquidation and Satisfaction of the Sum of One hundred thousand nine hundred and sixteen Pounds Seven Shillings and Threepence, being the Residue of the said Debt or Sum of One hundred and twenty-four thousand two hundred and fifty-one Pounds Seventeen Shillings and Threepence, after deducting the before-mentioned Sum of Twenty-three thousand three hundred and thirty-five Pounds Ten Shillings, it was enacted, that it should be lawful for the

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the said Company to allot to each and every Person holding One or more Ten Pounds of the same Debt or Sum, who should be willing to take the same, One of the said new Shares (not being any of such Government Loan Shares or First-class Preferential Shares as aforesaid) in respect of each and every Ten Pounds of Debt so held by him, and it should be lawful for the said Company to give to such last-mentioned Shares respectively a Preference or Priority over all Mortgages, Bonds, Debts, and Charges whatsoever, (except the said Debts or Sums of Seventy thousand two hundred and forty-three Pounds Sixteen Shillings and Eightpence, and Interest, and Seventy-nine thousand one hundred and fifty Pounds, and Interest, or so much and such Part thereof respectively as should for the Time being remain due and owing,) and over all other Shares in the said Railway and Works (except the said Government Loan Shares, and the said First-class Preferential Shares, or so many of the same respectively as should from Time to Time be issued), by guaranteeing to the Holders or Proprietors of such Preferential Shares as well such Amount of Dividends as the said Company might think proper from the Thirty-first Day of *December* One thousand eight hundred and forty-two; not however exceeding *Five per Centum per Annum*, to be paid to them before any Interest should be payable or paid upon any such Mortgages, Bonds, Debts, or Charges, except as aforesaid, and before any Dividend should be declared or payable or paid in respect of any other Shares whatsoever in the said Railway, Branches, and Works, (except the said Government Loan Shares and the said First-class Preferential Shares, or so many thereof respectively as should from Time to Time be issued,) as also the Repayment of the Principal Sums in respect of which such Shares should have been allotted, before any Principal Monies should be payable or paid upon any such Mortgages, Bonds, Debts, or Charges, (except as aforesaid,) or upon or in respect of any Share or Shares in the said Railways, Branches, and Works, (except the said Government Loan Shares, and First-class Preferential Shares,) and the said Company might guarantee such Preference or Priority in Payment of Dividends and in Repayment of Principal Money, or either of such Descriptions of Preference or Priority, as they might think proper, and such Shares should be called "Second-class Preferential Shares;" and should be distinguished as such in the Books of the Company and in the Certificates to be granted thereof; and it was enacted, that the Shares which might be so allotted as therein-before is mentioned should be held by the Persons to whom the same should be respectively allotted as if they had actually paid up in full the Sum of Ten Pounds in respect of each and every such Share, and the Proprietors of such Shares should not be subject or liable for any Calls in respect of such Shares, and every Share when so allotted as aforesaid should be in liquidation and satisfaction of the Debt, or Part or Share



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of Debt, in respect whereof it was made, and after such Allotment should have been made the Debt or Share of Debt in respect of which the same should have been made should be absolutely extinguished, determined, and cease to be recoverable; and it is by the said last-mentioned Act provided and enacted, that it should be lawful for the said Company of Proprietors of the *Clarence* Railway, and they are thereby empowered, at any Time or Times after the Expiration of Six Years from the passing of the now-reciting Act, to repurchase or redeem the said Government Loan Shares and Preferential Shares, or any or either of them, on Payment to the Holders or Proprietors thereof for the Time being of such a Sum or Sums as therein-after mentioned, (that is to say,) as to the said Government Loan Shares such Sum or Sums as should have been actually paid for the original Purchase of such Share or Shares, and as to the said First and Second-class Preferential Shares the full Sum of Ten Pounds, and in case of the Repurchase of any such Government Loan Shares, or First-class or Second-class Preferential Shares, being made on any other Day than One of the usual Days on which Dividends should become due and payable, then such Payment as aforesaid should be made, together with such a further Sum or Sums as should be equal to Interest upon the Sum or Sums so to be paid after the Rate of Five Pounds *per Centum per Annum* for so many Days as should have elapsed between such last Dividend Day and the Day of such Repurchase, including the Day of such Repurchase, such further Sum or Sums (if any) to be in lieu and stead of all Dividends accruing due or which otherwise might accrue due after such last Dividend Day in respect of the Shares which might be so repurchased; and it is by the said last-mentioned Act also enacted, that from and immediately after any such Repurchase all Benefit and Advantage of Priority and Preference thereby conferred or authorized to be given to such Shares should absolutely cease and determine, and it should be lawful for the said Company of Proprietors of the *Clarence* Railway to re-issue or resell the same Shares in such or the like Manner as any Shares were in and by the said therein-recited Acts or any of them authorized to be issued, re-issued, or sold or disposed of; and it is by the said last-mentioned Act also provided and enacted, that in case any Person holding any such Government Loan Share or Preferential Share on the Expiration of the said Period of Six Years which the said Company of Proprietors of the *Clarence* Railway should offer to repurchase or redeem as aforesaid should be desirous of retaining the same, it should be lawful for him so to do, instead of receiving the Money for the Repurchase or Redemption thereof, and every Share so retained should thenceforth be held by the Proprietor thereof in such or the like Manner, and upon such Terms and Conditions, and with such Restrictions, and with such Privileges in all respects as any other Shares in the said Company of Proprietors of the *Clarence* Railway,

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not being any such Government Loan or Preferential Shares as aforesaid, were held upon or subject to, but discharged of all Preference or Priority in Payment of Dividends thereby conferred or authorized to be given under or by virtue of the now-reciting Act: And whereas the said *Clarence* Railway Company, in pursuance of the said Six first-recited Acts, or some or One of them, raised the Sum of Two hundred and ninety-nine thousand seven hundred Pounds, in Shares of One hundred Pounds each, commonly called Original or Ordinary Shares: And whereas under or by virtue of the Powers contained in the said Seventh or last-recited Act the said Company of Proprietors of the *Clarence* Railway have issued the Shares herein-after mentioned, (that is to say,) Three thousand four hundred and forty-eight Government Loan Shares, representing Capital to the Amount of Thirty-four thousand four hundred and eighty Pounds, and upon which, under the Provisions herein-before mentioned, the said *Clarence* Railway Company has guaranteed a Preference in Payment of a Dividend at the Rate of Four Pounds *per Centum per Annum*, and also a Preference in Payment of the Amount of the Principal of such Shares, Ten thousand eight hundred and forty-six First-class Preferential Shares, representing Capital to the Amount of One hundred and eight thousand four hundred and sixty Pounds, upon which the said *Clarence* Railway Company has guaranteed a Preference in Payment of a Dividend after the Rate of Six Pounds *per Centum per Annum*, and also a Preference in the Payment of the Amount of the Principal of such Shares, and Ten thousand and ninety-two Second-class Preferential Shares, representing Capital to the Amount of One hundred thousand nine hundred and twenty Pounds, upon which the said *Clarence* Railway Company have guaranteed a Preference in Payment of a Dividend of Five Pounds *per Centum per Annum*, and also a Preference in Payment of the Amount of the Principal of the same Shares, and no more than the above-mentioned Shares have been issued by the said Company of Proprietors of the *Clarence* Railway under the Powers and Provisions of the same Act: And whereas the aggregate Amount of Capital which the said Company of Proprietors of the *Clarence* Railway are under and by virtue of the said last-recited Act authorized to raise is the Sum of Two hundred and ninety-nine thousand six hundred and forty-five Pounds Thirteen Shillings and Elevenpence, but the said Company have hitherto only raised the Sum of Two hundred and forty-three thousand eight hundred and sixty Pounds, leaving unraised the Sum of Fifty-five thousand seven hundred and eighty-five Pounds Thirteen Shillings and Elevenpence: And whereas the said *Clarence* Railway and Works are now in Lease to the said *Stockton and Hartlepool* Railway Company as herein-after mentioned, and, notwithstanding that a large Outlay has been made by the said *Stockton and Hartlepool* Railway Company in renewing the Rails and in other Repairs upon



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upon Portions of the *Clarence* Railway and Branches, a considerable further Outlay is still necessary upon other Portions of the *Clarence* Railway and Branches for similar Purposes: And whereas on the Twenty-seventh Day of *October* One thousand eight hundred and fifty there remained due and owing of the said Sum of Seventy thousand two hundred and forty-three Pounds Sixteen Shillings and Eightpence (being a Debt due to the Public Works Loan Commissioners on Mortgage of the *Clarence* Railway) the Sum of Twenty-eight thousand two hundred and seventy-four Pounds One Shilling: And whereas of the said Sum of Twenty-eight thousand two hundred and seventy-four Pounds One Shilling the Sum of Three thousand four hundred and seventy Pounds Two Shillings and Fourpence has, in virtue of an Arrangement with the said *Clarence* Railway Company since the said Twenty-seventh Day of *October* One thousand eight hundred and fifty, been paid off by the said *Stockton and Hartlepool* Railway Company, leaving the Sum of Twenty-four thousand eight hundred and three Pounds Eighteen Shillings and Eightpence only due and owing to the said Public Works Loan Commissioners: And whereas an Act was passed in the Session of Parliament held in the Fifth and Sixth Years of the Reign of Her present Majesty, intituled

*An Act for the maintaining and better regulating of the Stockton and Hartlepool Railway, and for incorporating the Proprietors thereof,* whereby they were incorporated by the Name of the *Stockton and Hartlepool* Railway Company: And whereas, in pursuance of the said last-recited Act, the said *Stockton and Hartlepool* Railway Company have raised the Sum of One hundred and eighty thousand Pounds by Shares, and they have also borrowed the Sum of Sixty thousand Pounds on Mortgage or Bond, making together the Sum of Two hundred and forty thousand Pounds: And whereas under a Power for that Purpose contained in the said recited Act of the Sixth and Seventh Years of the Reign of Her present Majesty, Chapter Forty-six, relating to the *Clarence* Railway, the said *Stockton and Hartlepool* Railway Company are now the Lessees of the *Clarence* Railway and Works for the Residue of a Term of Twenty-one Years, computed from the First Day of *September* One thousand eight hundred and forty-four: And whereas the said Sum of Three thousand four hundred and seventy Pounds Two Shillings and Fourpence was paid to the said Public Works Loan Commissioners by the said *Stockton and Hartlepool* Railway Company, in contemplation of the Arrangement authorized by this Act: And whereas the said *Stockton and Hartlepool* Railway Company have, in addition to the said Sum of Two hundred and forty thousand Pounds, raised and expended other Sums of Money, amounting to One hundred and ten thousand Pounds, in renewing the Rails and other Repairs of Portions of and Accommodations for Traffic on the *Clarence* Railway and Branches, and in necessary Accommodations for the

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5 & 6 Vict.  
c. 90.



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increased and increasing Traffic on the said *Stockton and Hartlepool Railway*: And whereas an Act was passed in the Seventh Year of the Reign of Her present Majesty, intituled *An Act for making a Harbour and Dock near to Hartlepool in the County of Durham*:  
7 & 8 Vict. c. 28.

And whereas another Act was passed in the Tenth Year of the Reign of Her present Majesty, intituled *An Act to enable the Hartlepool West Harbour and Dock Company to construct additional Docks, and for repealing an Act passed in the Seventh Year of the Reign of Her present Majesty, relating to the said Hartlepool West Harbour and Dock Company, and for granting new Powers and Provisions in lieu thereof*:  
10 & 11 Vict. c. 16.

And whereas an Act was passed in the Thirteenth and Fourteenth Years of the Reign of Her present Majesty, intituled *An Act to enable the Hartlepool West Harbour and Dock Company to alter and improve their Harbour and construct additional Works, and for amending an Act passed in the Tenth Year of the Reign of Her present Majesty, called the Hartlepool West Harbour and Dock Act, 1847*:  
13 & 14 Vict. c. 111.

And whereas in pursuance of the said Three last-recited Acts the *Hartlepool West Harbour and Dock Company* have issued Shares for the Sum of Two hundred and fifty-four thousand six hundred Pounds: And whereas great and unexpected Requirements have already caused an Outlay by the said *Hartlepool West Harbour and Dock Company*, in providing for the Refuge, Safety, and Accommodation of Shipping, and for the carrying on of a greatly increased and increasing Trade, of the Sum of Ninety-one thousand four hundred Pounds, or thereabouts, beyond the said Sum of Two hundred and fifty-four thousand six hundred Pounds, and a further Outlay of Money will be required for similar Purposes: And whereas it would be advantageous if the said *Stockton and Hartlepool Railway Company*, the said *Clarence Railway Company*, and the said *Hartlepool West Harbour and Dock Company* were permanently under One Management, and if Powers were granted authorizing the Amalgamation into One Company of the *Stockton and Hartlepool Railway Company* and the *Hartlepool West Harbour and Dock Company*, and for enabling the *Stockton and Hartlepool Railway Company*, or the Company so to be amalgamated, to take for an extended Lease or to purchase the *Clarence Railway*, and for raising further Sums of Money: And whereas the Purposes aforesaid could be more conveniently carried into effect if the Provisions of the said recited Act relating to the *Stockton and Hartlepool Railway Company* were repealed, and other Powers and Provisions granted in lieu thereof; 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, as follows; (that is to say,)

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I. That



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The Stockton and Hartlepool Railway Act repealed, and Company dissolved.

I. That from and immediately after the passing of this Act the said herein-before recited Act relating to the *Stockton and Hartlepool Railway Company* shall be and the same is hereby repealed, and the *Stockton and Hartlepool Railway Company* incorporated by the said recited Act relating to such Company shall be and the same is hereby dissolved.

Repeal of Act not to affect Purchases, &c.;

II. Provided nevertheless, That the Repeal of the said Act shall not annul or in anywise prejudice or affect any Purchase, Sale, Conveyance, Grant, Contract, Security, Act, Matter, or Thing whatsoever heretofore made, done, committed, or executed under or by virtue or in pursuance of the said repealed Act, nor annul, prejudice, or affect any Agreement or Lease entered into by the said dissolved *Stockton and Hartlepool Railway Company*, or any Judgment or Award obtained or made against or in favour of the same dissolved Company, but all such Purchases, Sales, Conveyances, Grants, Contracts, Securities, Acts, Agreements, Leases, Judgments, Awards, Matters, and Things shall be and the same are hereby declared to be as good, valid, and effectual, to all Intents and Purposes whatsoever, as if the said Act had not been repealed, and shall be binding and effectual on the *Stockton and Hartlepool Railway Company* hereby incorporated to the same Extent as they were before the passing of this Act on the said dissolved *Stockton and Hartlepool Railway Company*, and be enforced by the same Ways and Means.

nor prejudice Rights or Land-owners, &c.

III. Provided also, That, except as is herein otherwise specially provided, nothing herein contained shall extend in any way to defeat, prejudice, or affect any Rights, Privileges, Liberties, Powers, Easements, Accommodations, or Exemptions which under or by virtue of the said repealed Act are given, granted, continued, or reserved to or for the Benefit of any Persons or Corporations whose Estates, Properties, or Interests are, have been, or may be in anywise affected in or by the making or maintaining or otherwise on account of the Railways, Branches, and Works by the said repealed Act authorized to be maintained, or to which such Persons or Corporations are or may be, or but for the Repeal of the said repealed Act would have been, otherwise entitled, but all such Rights, Privileges, Powers, Easements, Accommodations, and Exemptions shall be and they are hereby declared to be as valid and effectual as if the said repealed Act had not been repealed, and such several Persons and Corporations shall be entitled to, and shall have, use, and enjoy, the same Rights, Privileges, Liberties, Powers, Easements, Accommodations, and Exemptions, or such and so many of them as immediately before the passing of this Act they were entitled to, or as but for the passing of this Act they would hereafter have been entitled to have, use, and enjoy, as fully and effectually as if the said repealed Act had not been repealed,



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repealed, and shall and may have and be entitled to such or the like Powers and Remedies upon and against the *Stockton and Hartlepool Railway Company* hereby incorporated, for securing the Possession, Use, and Enjoyment of such Rights, Privileges, Easements, Accommodations, and Exemptions, as under the Provisions of the said repealed Act they had or were or would or might have been entitled to against the said dissolved *Stockton and Hartlepool Railway Company* in case the said Act had not been repealed, and all such Penalties, Damages, Monies, Costs, and Expenses as under the Provisions of the said repealed Act would or hereafter might have become payable to or recoverable by such Persons and Corporations as aforesaid, of and from the said dissolved *Stockton and Hartlepool Railway Company*, in case the same Act had not been repealed, shall and may be payable by and recoverable from the *Stockton and Hartlepool Railway Company* hereby incorporated, in such Manner and by such Ways and Means as the same are respectively made payable and recoverable under the Provisions of the said repealed Act.

IV. That "The Railways Clauses Consolidation Act, 1845," shall be held to apply to the *Stockton and Hartlepool Railway Company* hereby incorporated, and to the *West Hartlepool Harbour and Railway Company*, in case and after the same Company shall have been incorporated under the Provisions for that Purpose herein-after contained, and to the Railways and Works appurtenant thereto, by this Act vested in or which shall be vested in or purchased by the same Companies or either of them, under the Authority of this Act, and shall be read and construed as forming Part of this Act.

8 & 9 Vict.  
c. 20. incor-  
porated with  
this Act.

V. That "The Companies Clauses Consolidation Act, 1845," and "The Lands Clauses Consolidation Act, 1845," shall be held to apply to the *Stockton and Hartlepool Railway Company* hereby incorporated, and to the *West Hartlepool Harbour and Railway Company*, in case and after the same Company shall have been incorporated under the Provisions for that Purpose herein-after contained, and to the Lands, Railways, Harbour, Docks, and Works by this Act vested in or which shall be vested in or purchased by the same Companies respectively or either of them, under the Authority of this Act, and shall be read and construed as forming Part of this Act.

8 & 9 Vict.  
cc. 16. & 18.  
incorporated  
with this  
Act.

VI. That "The Harbours, Docks, and Piers Clauses Act, 1847," shall be held to apply to the *Hartlepool West Harbour and Railway Company*, in case and after the same Company shall have been incorporated under the Provisions for that Purpose herein-after contained, and to the Harbour, Docks, and Works appurtenant thereto which shall be vested in the same Company under the Authority of this Act, and shall be read and construed as forming Part of this Act.

10 & 11 Vict.  
c. 27. incor-  
porated with  
this Act.

VII. That



*The West Hartlepool Harbour and Railway Act, 1852.*

Incorporation of new Company.

VII. That from and immediately after the passing of this Act the several Persons and Corporations who immediately before the passing of this Act were Proprietors of Shares in the Capital or Joint Stock of the said hereby dissolved *Stockton and Hartlepool* Railway Company, and their Executors, Administrators, Successors, and Assigns, shall be united into a Company, according to the Provisions herein contained or referred to, for the Purpose of working, completing, and maintaining the Railways and Works of the said dissolved *Stockton and Hartlepool* Railway Company, and of exercising all other Powers and Authorities vested in the same dissolved Company under the Authority of the said repealed Act or any other Act or Acts, and for the Purposes aforesaid shall be incorporated by the Name of "The *Stockton and Hartlepool* Railway Company," and by that Name shall be a Body Corporate and have a Common Seal, with perpetual Succession, and shall have Power to purchase and hold and sell and dispose of Lands for the Purposes of this Act, within the Restrictions herein-after and in the "Lands Clauses Consolidation Act, 1845," as extended to this Act, contained.

Railways, &c. vested in new Company.

VIII. That from and immediately after the passing of this Act the aforesaid *Stockton and Hartlepool* Railway and all Branches thereof which were vested in or belonged to the said dissolved *Stockton and Hartlepool* Railway Company immediately before the passing of this Act, and all Works attached thereto or made or provided for the Purposes thereof, together with all Stations, Embankments, Drains, Soughs, Tunnels, Arches, Piers, Bridges, Viaducts, Sluices, Gates, Ways, Roads, Landing Places, Quays, Wharfs, Warehouses, Houses, and other Buildings, Cranes, Weighing Machines, Engines, Rails, and Appurtenances to the said Railway and to all Branches and Extensions thereof belonging, and all Lands, Tenements, Easements, Rights, Powers, and Privileges whatsoever, and the Benefit of all Contracts, Agreements, and Proceedings in any way relating thereto, of or to which the said dissolved *Stockton and Hartlepool* Railway Company was seised or possessed or entitled at Law or in Equity immediately before the passing of this Act, either solely or in severalty or jointly, or in common with any other Company or Person, shall be well and effectually vested in and belong to the *Stockton and Hartlepool* Railway Company hereby incorporated, for their absolute Benefit; and such Railway, Branches, and Works shall be called "The *Stockton and Hartlepool* Railway."

Effects, &c. vested in new Company.

IX. That from and immediately after the passing of this Act all the Monies, Goods, Chattels, Steam and other Engines, Carriages, Waggon, Trucks, Machines, Ropes, live and dead Stock, Shares, Bonds, Deeds, Securities, Books, Writings, Maps, Plans, and other Personal Estate and Effects of or to which the said dissolved *Stockton and*



*The West Hartlepool Harbour and Railway Act, 1852.*

*and Hartlepool* Railway Company was possessed or entitled at Law or in Equity immediately before the passing of this Act, shall be vested in and belong to the *Stockton and Hartlepool* Railway Company hereby incorporated, for their absolute Benefit; and all Persons and Corporations who immediately before the passing of this Act owed any Sum of Money to the said dissolved *Stockton and Hartlepool* Railway Company, or to any Person on behalf of the same dissolved Company, shall pay the same, together with all Interest, if any, due or to accrue due for the same, to the *Stockton and Hartlepool* Railway Company hereby incorporated; and all Monies which immediately before the passing of this Act were due and owing by or recoverable from the said dissolved *Stockton and Hartlepool* Railway Company, or for the Payment of which they were or but for the passing of this Act would have been liable, shall be paid, with all Interest, if any, due or to accrue due thereon, by and be recoverable from the *Stockton and Hartlepool* Railway Company hereby incorporated; and all Conveyances, Contracts, Agreements, Mortgages, Bonds, Covenants, and Securities made or entered into before the passing of this Act to, with, or in favour of or by or for the said dissolved *Stockton and Hartlepool* Railway Company, or any Person on behalf of the same dissolved Company, shall be and remain as good, valid, and effectual in favour of, against, and with reference to the *Stockton and Hartlepool* Railway Company hereby incorporated, and may be proceeded on and enforced in the same Manner, to all Intents and Purposes, as if the same Company had been a Party to and executed the same, or had been named or referred to therein instead of the Persons, Company, or Party actually named therein respectively.

X. That all Sales, Transfers, and Dispositions before the passing of this Act executed of any Share in the Capital or Joint Stock of the said hereby dissolved *Stockton and Hartlepool* Railway Company, and all Certificates of Proprietorship of Shares issued before the passing of this Act, and all Appointments of Proxies made before the passing of this Act, shall remain in full Force and Effect, and shall be and continue available in all respects whatsoever, in the same Manner as if the same respectively were or had been executed, given, or made respectively under or by virtue of the Powers of this Act.

Transfers of Shares, &c. to remain in force.

XI. That every Agreement, Contract, or Bond before the passing of this Act made, executed, or entered into between or by or on behalf of the said dissolved *Stockton and Hartlepool* Railway Company and any Person whereby any Matter in dispute between such dissolved Company and such Person as last aforesaid shall have been referred or agreed to be referred to the Arbitrament or Determination of any Arbitrator, Arbitrators, or Umpire, shall be and remain as good, valid,

Arbitrations not to be prejudiced,

[Local.]

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and



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and effectual in favour of and against and with reference to the *Stockton and Hartlepool* Railway Company hereby incorporated, and may be proceeded on and enforced in favour of and against the same Company, in the same Manner, to all Intents and Purposes, as if the Matter in dispute thereby referred or agreed to be referred was Matter in dispute between the *Stockton and Hartlepool* Railway Company hereby incorporated and such Person as last aforesaid, and as if the same Company had been named or referred to therein, and had been Party to and executed or entered into the same, instead of the said dissolved *Stockton and Hartlepool* Railway Company; and every Award which shall be made under or by virtue of any such Agreement, Contract, or Bond shall be made in favour of or against the *Stockton and Hartlepool* Railway Company hereby incorporated, instead of being made in favour of or against such dissolved Company, and shall be as binding and effectual, to all Intents and Purposes, and may be proceeded upon and enforced in favour of or against the *Stockton and Hartlepool* Railway Company hereby incorporated, and in favour of or against any Person with whom the Matter shall be in dispute, in the same Manner in all respects as it would or might have been with reference to such dissolved Company in case this Act had not been passed, or if made in favour of or against such dissolved Company shall operate and enure in favour of or against (as the Case may be) the *Stockton and Hartlepool* Railway Company hereby incorporated.

Works to be completed.

XII. Provided always, That all Works which under the Provisions of the said repealed Act or any other Acts the said dissolved *Stockton and Hartlepool* Railway Company is or was authorized or required to execute or complete, and which have not been already executed or completed, may be executed or completed, as the Case may be, by the *Stockton and Hartlepool* Railway Company hereby incorporated, and the same Company shall in every such Case have and be entitled to all such Powers for executing and completing such Works as the said dissolved *Stockton and Hartlepool* Railway Company was entitled to under the said Acts, and as fully as if the said *Stockton and Hartlepool* Railway Company hereby incorporated had been originally authorized and required to execute and complete the same Works instead of such dissolved Company; and all the Clauses, Provisions, Powers, and Authorities contained in the Act or Acts authorizing the Execution or Completion of such Works, and for purchasing and taking Land, and in relation thereto, and to the Conveyance of such Land, and the Payment and Application of the Purchase Money thereof, shall for the Purposes of this Act remain in force and be applicable to all Land which may be required to be taken for the Purposes of such Execution and Completion, and shall be construed  
and



*The West Hartlepool Harbour and Railway Act, 1852.*

and taken as if the *Stockton and Hartlepool* Railway Company hereby incorporated were hereby expressly authorized or required to execute and complete the same Works.

XIII. Provided also, That in all Cases in which the said dissolved *Stockton and Hartlepool* Railway Company, previously to the passing of this Act, under the Powers or Provisions of the Act hereby repealed, or any other Acts, shall have entered into any Contract for the Purchase of or shall have taken or used any Land which at the Time of the passing of this Act shall not be effectually conveyed to the same Company, or the Purchase Money in respect of which shall not have been duly paid by the same Company, then and in every such Case such Contract shall be completed, and such Land shall be conveyed to the *Stockton and Hartlepool* Railway Company hereby incorporated, or as the same Company shall direct, and such Purchase Money shall be paid and applied pursuant to the Act or Acts under which such Contract shall have been made or such Land shall have been taken or used; and all the Clauses, Provisions, Powers, and Authorities contained in such Act or Acts in relation to the Completion of such Contract, and the Purchase and Conveyance of such Land, and the Payment and Application of the Purchase Money in respect thereof, shall for the Purposes of this Act remain in full Force, and shall be considered and taken as if the *Stockton and Hartlepool* Railway Company hereby incorporated were named or referred to in such Act or Acts and Contract respectively instead of the said dissolved *Stockton and Hartlepool* Railway Company.

Contracts to be completed.

XIV. Provided also, That in all Cases in which, under the Provisions of the Act hereby repealed, or any other Acts, any Sum of Money has already been paid by the said dissolved *Stockton and Hartlepool* Railway Company, or shall hereafter be paid by the *Stockton and Hartlepool* Railway Company hereby incorporated, into the Bank of *England*, or to any Trustee or Trustees, on account of the Purchase of any Land or any Interest therein, or for any Compensation or Satisfaction or on any other Account, such Sum, or the Stocks, Funds, or Securities in or upon which the same has been or shall be invested, either by the Order of the Court of Exchequer or the Court of Chancery, or otherwise howsoever, and the Interest, Dividends, and annual Produce thereof, shall be applied and disposed of, pursuant to the Act or Acts under which the same has been or shall be so paid, into the Bank of *England*, or to such Trustee or Trustees as aforesaid; and all the Clauses, Provisions, Powers, and Authorities contained in such Act or Acts in relation to such Monies, Stocks, Funds, and Securities, and the Dividends and annual Produce thereof, shall for the Purposes of this Act remain in full Force, and shall be construed and taken as if the *Stockton and Hartlepool* Railway Company hereby

Monies belonging to incapacitated Parties to be applied according to Provisions of Acts under which Purchases made.

incor-



*The West Hartlepool Harbour and Railway Act, 1852.*

incorporated were named in each such Act instead of such dissolved Company.

Actions, &c.  
not to abate.

XV. That no Action, Suit, Prosecution, or other Proceeding whatsoever commenced or carried on either by or against the said dissolved *Stockton and Hartlepool* Railway Company previously to the passing of this Act shall abate or be discontinued or prejudicially affected by this Act, but, on the contrary, the same shall continue and take effect both in favour of and against the *Stockton and Hartlepool* Railway Company hereby incorporated, in the same Manner in all respects as the same would have continued and taken effect in relation to such dissolved Company if this Act had not been passed; and all Penalties incurred by any Offence against the Provisions of the said hereby repealed Act previously to the passing of this Act shall and may be sued for, and all Offences which may have been committed before the passing of this Act against the Provisions of the said hereby repealed Act may be prosecuted, in such or the like Manner, to all Intents and Purposes, as the same might have been sued for and prosecuted respectively if this Act had not passed, the *Stockton and Hartlepool* Railway Company hereby incorporated being in reference to the Matters aforesaid in all respects substituted in the Place of such dissolved Company.

Tolls to be  
recoverable.

XVI. That all Tolls made or imposed under or by virtue of the said repealed Act, and which immediately before the passing of this Act were payable, or if this Act had not been passed would have become payable, to the said dissolved *Stockton and Hartlepool* Railway Company, shall be payable to the *Stockton and Hartlepool* Railway Company hereby incorporated, and shall and may be collected and recovered by such Means and under such Restrictions and Regulations as any Tolls to be received in pursuance of this Act may be collected or recovered.

Clerks to  
continue  
until re-  
moved, &c.

XVII. That every Treasurer, Secretary, Clerk, Agent, Collector, and other Officer appointed by virtue of or acting under the Authority of the said repealed Act, and not acting contrary to the Provisions and Directions in this Act contained, shall hold and enjoy his Office and Employment, together with the Salary or Emolument thereunto annexed, until he shall be removed therefrom; and every such Clerk, Agent, Collector, and Officer shall have the like Power and Authority for the Purposes of this Act, and for carrying the same into execution, and shall be subject and liable to the like Pains and Penalties, and to the like Power of Removal, and to the like Rules and Regulations in all respects whatsoever, as if he had been appointed by virtue of this Act.

XVIII. That



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XVIII. That all Books and other Documents whatsoever by the said recited Act relating to the *Stockton and Hartlepool Railway Company* authorized or directed to be kept and thereby made Evidence, shall still be admitted as Evidence in all Courts of Law and Equity or elsewhere, against or in favour of the *Stockton and Hartlepool Railway Company* hereby incorporated.

Books, &c. to continue Evidence.

XIX. That the several Maps or Plans and Books of Reference which in pursuance of the said repealed Act have been deposited with the Clerk of the Peace of the County of *Durham* shall remain in the Custody of the said Clerk of the Peace for the Purposes specified in the said "Railways Clauses Consolidation Act."

Plans, &c. to remain with the Clerks of the Peace.

XX. That all Works and Things which under the Provisions of the said Act hereby repealed the said dissolved *Stockton and Hartlepool Railway Company* was bound, required, empowered, or made liable to make, construct, complete, or maintain, and all Repairs thereof respectively, and all Regulations and Restrictions which under the Provisions of the said repealed Act were imposed upon or required to be observed by such dissolved Company, for the Safety, Protection, Accommodations, Convenience, Enjoyment, and Benefit of Persons and Corporations whose Estates, Properties, or Interests were or might be affected by the making and maintaining of the said Railway, Branch Railways, and Works by such repealed Act authorized to be made and maintained by or otherwise vested in such dissolved Company, and for the Protection of such Estates, Properties, and Interests, and for securing the Enjoyment of such Estates, Properties, and Interests as aforesaid, and all such Payments, annual and in gross, as under the Provisions of such repealed Act was required to be made by such dissolved Company, or such and so many of the aforesaid Works, Acts, Matters, Things, Regulations, Restrictions, and Payments as such dissolved Company would have been bound or liable to construct, complete, maintain, make, do, execute, observe, perform, or pay in case this Act had not been passed, shall be constructed, maintained, made, done, executed, observed, performed, kept, and paid by the *Stockton and Hartlepool Railway Company* hereby incorporated, as fully, to all Intents and Purposes, and in the same Manner, as the same were by such repealed Act required to be made, done, executed, maintained, observed, performed, kept, and paid by such dissolved Company, and as if the several Provisions in the said Act contained in reference thereto respectively had been severally repeated and re-enacted in and by this Act, and had been made applicable to the *Stockton and Hartlepool Railway Company* hereby incorporated.

Works, &c. required to be done by dissolved Company for Benefit of Landowners, &c. to be performed by new Company.

XXI. That all Powers, Rights, Privileges, Provisions, Matters, and Things reserved, contained, and granted in and by any Act of Parliament

Provisions in Acts for benefit of the dissolved

[Local.]

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*The West Hartlepool Harbour and Railway Act, 1852.*

Company not  
to be affected  
by Repeal.

ment (other than the said hereby repealed Act relating to the *Stockton and Hartlepool* Railway Company), to or for the Benefit of or to be exercised by the hereby dissolved *Stockton and Hartlepool* Railway Company, and not since repealed, shall, notwithstanding the Repeal of such repealed Act and the Dissolution of such Company, be of the like Force, Operation, and Effect as if the same Act had not been repealed, and shall appertain and attach to and be exercised and enforced by the *Stockton and Hartlepool* Railway Company hereby incorporated, in as full and effectual and beneficial a Manner to all Intents and Purposes as the same Powers, Rights, Privileges, Provisions, Matters, and Things respectively would have appertained and attached to or might or could have been exercised and enforced by such dissolved Company in case this Act had not been passed.

Capital and  
Shares of  
dissolved  
Company to  
be Capital  
and Shares  
in the Com-  
pany hereby  
incorpor-  
ated.

XXII. That the Capital and Shares of and in the said hereby dissolved *Stockton and Hartlepool* Railway Company shall be Capital and Shares of and in the *Stockton and Hartlepool* Railway Company hereby incorporated, and each and every Person and Corporation who immediately before the passing of this Act was entitled to One or more Share or Shares in the Capital or Joint Stock of the said dissolved *Stockton and Hartlepool* Railway Company shall immediately after the passing of this Act become entitled to as many Shares of the like nominal Value in the *Stockton and Hartlepool* Railway Company hereby incorporated as he or they were previously entitled to in the Capital or Joint Stock of such dissolved Company.

Lands for  
extraordi-  
nary Pur-  
poses.

XXIII. That it shall be lawful for the *Stockton and Hartlepool* Railway Company hereby incorporated to purchase any Lands, by Agreement, for the extraordinary Purposes mentioned in the Railways Clauses Consolidation Act, 1845, not exceeding Thirty Acres.

Power to  
raise Money  
by Creation  
of new  
Shares or  
Stock.

XXIV. That for the Purpose of raising and discharging the said Sum of One hundred and ten thousand Pounds so raised and expended by the said dissolved *Stockton and Hartlepool* Railway Company as aforesaid, it shall be lawful for the *Stockton and Hartlepool* Railway Company hereby incorporated to raise the same Sum by creating new Shares or Stock in the same Company; and such new Shares shall be of such nominal Value, and such new Shares or Stock shall be distributed in such Manner, and upon such Terms and Conditions, as any General Meeting of the Company shall hereafter direct; and all such new Shares or Stock shall be considered as Part of the General Capital of the Company, and shall (except as to the Mode of Distribution thereof) be subject to the same Provisions in all respects as are contained in the Companies Clauses Consolidation Act, 1845, herewith incorporated, with reference to the new Shares or Stock thereby authorized to be created, whether in reference to the making  
and

Such new  
Shares or  
Stock to form  
Part of gene-  
ral Capital,  
and may have  
preference or  
special Ad-  
vantages.



*The West Hartlepool Harbour and Railway Act, 1852.*

and Enforcement of Calls in respect of such new Shares, or the Forfeiture of such new Shares in default of Payment of such Calls, or with reference to the Rights and Privileges to be conferred by such new Shares or Stock, or otherwise howsoever, except that the said Company may (subject to the Provisions herein-after contained) by an Order of any General Meeting make any such Order as they shall from Time to Time think fit for giving any special Preference or Advantage in favour of the Holders of or for making any other Regulations in relation to such new Shares or Stock, or the Division or Disposition thereof; provided that the Proprietors of any such new Shares as aforesaid shall only 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 *Stockton and Hartlepool Railway Company* of the like Amount.

XXV. And whereas it is apprehended that the said Sums of Money, amounting to One hundred and ten thousand Pounds, which were raised and expended by the said dissolved Company, as herein-before recited, or Parts thereof, were so raised in excess of the Powers of the said dissolved Company, and that divers Persons incurred on behalf of the said dissolved Company Liabilities by way of Suretyship or otherwise with reference thereto: Therefore in all Cases in which any Person, or the Representatives of any Person, shall before the passing of this Act have become bound, either alone or jointly with any other Person or Corporation, as Surety or otherwise, for the Payment by the said dissolved *Stockton and Hartlepool Railway Company* of any Part of the said Sum of One hundred and ten thousand Pounds, or the Interest for any Part thereof, or as Surety or otherwise for the Payment by such dissolved Company of any other Sum or Sums of Money, or Interest, or any Costs, Charges, or Expenses in respect thereof, or shall have paid any Money by reason of any such Suretyship or other Liability for or on behalf of the said dissolved Company, every such Person and his Representatives shall be fully indemnified by the *Stockton and Hartlepool Railway Company* hereby incorporated, and by the *West Hartlepool Harbour and Railway Company*, after such Company shall have been incorporated under the Provisions for that Purpose herein-after contained, from the Consequences of such Suretyship or other Liability, and against all Claims, Demands, Payments, Losses, Costs, Charges, and Expenses which may have been already or which may hereafter be incurred or sustained, or which but for this present Provision would or might have been sustained by the Person so bound as aforesaid, or his Representatives, in respect of such Suretyship or other Liability, or in anywise relating thereto; and any Admission by the said dissolved *Stockton and Hartlepool Railway Company*, under their Common Seal, that a Person before the passing of this Act became

Preserving  
Rights of  
certain Cre-  
ditors.



*The West Hartlepool Harbour and Railway Act, 1852.*

became bound as aforesaid, or paid any Money as aforesaid, shall be full and conclusive Evidence of such Person and his Representatives being entitled to such Indemnity.

General Meetings to be held yearly in August, but Directors may declare Dividends halfyearly.

XXVI. That from and after the passing of this Act the General Meetings of the *Stockton and Hartlepool* Railway Company hereby incorporated shall be held in the Month of *August* in each Year, or at such other stated Periods as shall be appointed for that Purpose by an Order of a General Meeting; but it shall be lawful for the Directors, without the Direction or Sanction of a General Meeting, from Time to Time to declare and pay in the Interval between any Two ordinary yearly Meetings a Half Year's Dividend out of the Profits of the Company to the Shareholders, but the Directors shall not make any Dividend whereby the Capital of the Company will be reduced.

Quorum for a General Meeting.

XXVII. That the Quorum for a General Meeting of the *Stockton and Hartlepool* Railway Company shall be Twelve or more Shareholders holding in the aggregate not less than Three hundred Shares.

Scale of voting.

XXVIII. That every Shareholder in the *Stockton and Hartlepool* Railway Company hereby incorporated shall be entitled to vote at any General Meeting of the said last-mentioned Company, either in Person or by Proxy, according to the following Scale; (that is to say,)  
 For less than Ten Shares, One Vote;  
 For Ten Shares and less than Twenty Shares, Two Votes;  
 For Twenty Shares and less than Thirty Shares, Three Votes;  
 For Thirty Shares and less than Forty Shares, Four Votes;  
 For Forty Shares and less than Fifty Shares, Five Votes;  
 For Fifty Shares and less than Sixty Shares, Six Votes; and  
 For Sixty Shares and upwards, Seven Votes, and no more.

Present Directors, &c. continued.

XXIX. That the several Persons who immediately before the passing of this Act were Directors and Auditor or Auditors of the said hereby dissolved *Stockton and Hartlepool* Railway Company shall continue in their respective Offices until altered under the Provisions of this Act; and such Auditor and Auditors, and any Committee or Committees appointed by the Directors under the Provisions of the said repealed Act relating to the *Stockton and Hartlepool* Railway Company, and which shall be in existence immediately before the passing of this Act, shall be invested with and shall and may have and exercise the same Powers and Authorities as if they respectively had been nominated and appointed by virtue or under the Provisions of this Act.

XXX. That



*The West Hartlepool Harbour and Railway Act, 1852.*

XXX. That it shall be lawful for the *Stockton and Hartlepool* Railway Company hereby incorporated from Time to Time to increase or reduce the Number of Directors, but the whole Number of Directors shall never be greater than Nine nor less than Six.

Power to vary the Number of Directors.

XXXI. That it shall be lawful for the *Stockton and Hartlepool* Railway Company hereby incorporated to demand any Tolls for the Use of the *Stockton and Hartlepool* Railway, not exceeding the following; (that is to say,)

Tolls.

In respect of the Tonnage of all Articles conveyed upon the Railway or any Part thereof, as follows:

Tonnage on Articles of Merchandise.

For all Dung, Compost, and all Sorts of Manure, Lime and Limestone, and all undressed Materials for the Repair of public Roads or Highways, *per Ton per Mile* not exceeding One Penny; and if conveyed by Carriages belonging to the Company, an additional Sum *per Ton per Mile* not exceeding One Halfpenny:

For all Coals and Culm, *per Ton per Mile* not exceeding One Penny; and if conveyed in Carriages belonging to the Company, an additional Sum *per Ton per Mile* not exceeding One Halfpenny:

For all Coke, Charcoal, and Cinders, all Stones for building, pitching, and paving, all Bricks, Tiles, Slates, Clay, Sand, Ironstone and Iron Ore, Pig Iron, Bar Iron, Rod Iron, Hoop Iron, and all other similar Descriptions of Wrought Iron and Iron Castings not manufactured into Utensils or other Articles of Merchandise, *per Ton per Mile* not exceeding One Penny Halfpenny; and if conveyed in Carriages belonging to the Company, an additional Sum *per Ton per Mile* not exceeding One Halfpenny:

For all Sugar, Grain, Flour, Hides, Dyewoods, Earthenware, Timber, Stones, Staves, Deals, Metals (except Iron), Nails, Anvils, Vices, and Chains, *per Ton per Mile* Twopence; and if conveyed by Carriages belonging to the Company, an additional Sum *per Ton per Mile* not exceeding Three Farthings:

For all Cotton and other Wools, Drugs, manufactured Goods, and all other Wares, Merchandise, Fish, Articles, Matters, or Things, *per Ton per Mile* not exceeding Threepence; and if conveyed by Carriages belonging to the Company, an additional Sum *per Ton per Mile* not exceeding One Penny:

And for every Carriage, of whatever Description, not being a Carriage adapted and used for travelling on a Railway, and not weighing more than One Ton, carried or conveyed on a Truck or Platform, *per Mile* not exceeding Sixpence:

And a Sum of Twopence *per Mile* for every additional Quarter of a Ton which any such Carriage may weigh; and if conveyed



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on a Truck or Platform belonging to the Company, an additional Sum *per* Mile not exceeding Twopence :

Tolls for  
Passengers  
and Cattle.

In respect of Passengers and Animals conveyed in Carriages upon the Railway, as follows :

For any Person conveyed in or upon any such Carriage, *per* Mile not exceeding Twopence ; and if conveyed in or upon any Carriage belonging to the Company, an additional Sum *per* Mile not exceeding One Penny :

For every Horse, Mule, Ass, or other Beast of Draught or Burden conveyed in or upon any such Carriage, *per* Mile not exceeding Threepence ; and if conveyed in or upon any Carriage belonging to the Company, an additional Sum *per* Mile not exceeding One Penny :

For every Ox, Cow, Bull, or Neat Cattle conveyed in or upon any such Carriage, *per* Mile not exceeding One Halfpenny ; and if conveyed in or upon any Carriage belonging to the Company, an additional Sum *per* Mile not exceeding One Halfpenny :

For every Calf, Pig, Sheep, Lamb, or other small Animal conveyed in or upon any such Carriage, *per* Mile not exceeding One Farthing ; and if conveyed in or upon any Carriage belonging to the Company, an additional Sum not exceeding One Farthing.

Tolls for  
propelling  
Power.

XXXII. That the Toll which the said *Stockton and Hartlepool* Railway Company hereby incorporated may demand and receive for the Use of Engines for propelling Carriages on the Railway shall not exceed Three Farthings *per* Mile for each Passenger or Animal, or for each Ton of Goods or other Articles, in addition to the several other Tolls or Sums by this Act authorized to be taken.

Regulations  
as to Tolls.

XXXIII. That the following Provisions and Regulations shall be applicable to the fixing of such Tolls ; (that is to say,)

For Articles or Persons conveyed on the Railway for a less Distance than Six Miles the Company may demand the said Tolls as for Six Miles :

For a Fraction of a Mile beyond Six Miles or beyond any greater Number of Miles the Company may demand Tolls on Merchandise for such Fraction in proportion to the Number of Quarters of a Mile contained therein, and if there be a Fraction of a Quarter of a Mile such Fraction shall be deemed a Quarter of a Mile ; and in respect of Passengers every Fraction of a Mile beyond an integral Number of Miles shall be deemed a Mile :

For a Fraction of a Ton the Company may demand Toll according to the Number of Quarters of a Ton in such Fraction, and if there be a Fraction of a Quarter of a Ton such Fraction shall be deemed a Quarter of a Ton :

With



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With respect to all Articles, except Stone and Timber, the Weight shall be determined according to the usual Avoirdupois Weight:

With respect to Stone and Timber, Fourteen Cubic Feet of Stone, Forty Cubic Feet of Oak, Mahogany, Teak, Beech, or Ash, and Fifty Cubic Feet of any other Timber, shall be deemed One Ton Weight, and so in proportion for any smaller Quantity.

XXXIV. And with respect to small Packages and single Articles of great Weight, be it enacted, That, notwithstanding the Rate of Tolls prescribed by this Act, the said *Stockton and Hartlepool* Railway Company hereby incorporated may lawfully demand the Tolls following; (that is to say,)

Tolls for small Parcels and Articles of great Weight.

For the Carriage of small Parcels (that is to say, Parcels not exceeding Five hundred Pounds Weight each,) the Company may demand any Sum which they may think fit; provided always, that Articles sent in large aggregate Quantities, although made up of separate Parcels, such as Bags of Sugar, Coffee, Meal, and the like, shall not be deemed small Parcels, but such Term shall apply only to single Parcels in separate Packages:

For the Carriage of any One Boiler, Cylinder, or single Piece of Machinery, or single Piece of Timber or Stone, or other single Article, the Weight of which, including the Carriage, shall exceed Four Tons but shall not exceed Eight Tons, the Company may demand such Sum as they from Time to Time think fit, not exceeding Sixpence *per Ton per Mile*:

For the Carriage of any single Piece of Timber, Stone, Machinery, or other single Article, the Weight of which, with the Carriage, shall exceed Eight Tons, the Company may demand such Sum as they think fit.

XXXV. And inasmuch as Articles are frequently permitted to remain at the Depôts or other Works of the Company for a considerable Period, be it enacted, That the *Stockton and Hartlepool* Railway Company hereby incorporated may demand for all Articles remaining at, in, or upon any of the Stations, Standing Places, Staiths, Depôts, or Works of the same Company now existing or hereafter to be made, over and above the Tolls herein-before mentioned, the further Tolls following; (that is to say,)

Standage Tolls.

For any Article which shall remain for the Space of Six Hours and not beyond the Space of Twenty-four Hours at, in, or upon any Station, Standing Place, Staith, Depôt, or other Works of the Company now existing or hereafter to be made at either Terminus for the Time being of the Railway, or within Half a Mile



*The West Hartlepool Harbour and Railway Act, 1852.*

Mile of either such Terminus, any Sum not exceeding Twopence *per* Ton, and any additional Sum not exceeding Fourpence *per* Ton for every Two Days during which any such Articles shall remain upon any such Station, Standing Place, Staith, Depôt, or other Works after the Expiration of such Twenty-four Hours, and so after that Proportion for any less Period than Two Days :

For any Article which shall remain for the Space of Six Hours and not beyond the Space of Twenty-four Hours at, in, or upon any Station, Standing Place, Staith, Depôt, or other Works of the Company, now existing or hereafter to be made, at any other Place than at either such Terminus for the Time being of the Railway, or within Half a Mile of either such Terminus, any Sum the Company and the Owner of such Articles may agree upon, and if no Agreement be come to then not exceeding the Sum of Twopence *per* Ton; and if any such Articles shall remain upon any such Station, Standing Place, Staith, Depôt, or other Works after the Expiration of such Twenty-four Hours, then any Sum such Company and Owner may agree upon, and if no Agreement be come to, then any Sum not exceeding Fourpence *per* Ton for every Two Days such Articles shall so remain after the Expiration of such Twenty-four Hours, and so after that Proportion for any less Period than Two Days.

Passengers  
Luggage.

XXXVI. That every Passenger travelling upon the Railway may take with him his ordinary Luggage, not exceeding One hundred and fifty Pounds in Weight for First-class Passengers, One hundred Pounds in Weight for Second-class Passengers, and Half a Hundred-weight for Third-class Passengers, without any Charge being made for the Carriage thereof.

Limiting  
Charges for  
Conveyance  
of Passen-  
gers.

XXXVII. That it shall not be lawful for the said *Stockton and Hartlepool* Railway Company hereby incorporated to demand or receive any greater Sum in respect of the Carriage of Passengers conveyed on the Railways by this Act authorized than Threepence *per* Passenger *per* Mile in respect of any Passenger travelling in a First-class Carriage, Twopence *per* Passenger *per* Mile in respect of any Passenger travelling in a Second-class Carriage, and One Penny *per* Passenger *per* Mile in respect of any Passenger travelling in a Third-class Carriage, including the Charges for the Use of Carriages and locomotive Power, and all other Charges incidental to such Conveyance, unless in case of Passengers travelling by Special Trains: Provided always, that if any such Passenger be conveyed for a less Distance than Six Miles it shall be lawful for the said Company to demand and receive Tolls for Six Miles,

XXXVIII. That



*The West Hartlepool Harbour and Railway Act, 1852.*

XXXVIII. That it shall not be lawful for the said *Stockton and Hartlepool* Railway Company hereby incorporated to charge, in respect of the several Articles, Matters, and Things and of the several Descriptions of Animals herein-after mentioned, conveyed on the Railways by this Act authorized, any greater Sum, including the Charges for the Use of Carriages, Waggons, or Trucks, and for locomotive Power, and all other Charges incident to such Conveyance, (except a reasonable Charge for the Expense of loading and unloading, where such Service is performed by the Company,) than the several Sums herein-after mentioned; (that is to say,)

Limiting  
Charges for  
Conveyance  
of Goods  
and Cattle.

For all Dung, Compost, and all Sorts of Manure, Lime, and Limestone, and all undressed Materials, Materials for the Repair of public Roads or Highways, *per Ton per Mile* Threepence :

For all Coals and Culm, the Sum of Twopence *per Ton per Mile* :

For all Coke, Charcoal, and Cinders, all Stones for building, pitching, and paving, all Bricks, Tiles, Slates, Clay, Sand, Ironstone and Iron Ore, Pig Iron, Bar Iron, Rod Iron, Hoop Iron, and all other similar Descriptions of Wrought Iron and Iron Castings not manufactured into Utensils or other Articles of Merchandise, *per Ton per Mile* Twopence Three Farthings :

For all Sugar, Grain, Corn, Flour, Hides, Dyewoods, Earthenware, Timber, Staves, and Deals, Metals (except Iron Nails, Anvils, Vices, and Chains), *per Ton per Mile* Threepence Halfpenny :

For all Cotton and other Wools, Drugs, manufactured Goods, and all other Wares, Merchandise, Fish, Articles, Matters, or Things, *per Ton per Mile* Fourpence Halfpenny :

And for every Carriage, of whatever Description, having more than Two Wheels, and not being a Carriage adapted and used for travelling on a Railway, and not weighing more than One Ton and a Half, *per Mile* Sixpence ; if having only Two Wheels, *per Mile* Fourpence :

For every Horse, Mule, or Ass, every Ox, Cow, Bull, or Neat Cattle, *per Mile* Fourpence Halfpenny :

For every Calf, Pig, Sheep, Lamb, or other small Animal, *per Mile* One Penny.

XXXIX. Provided always, That if any Person shall desire to hire and retain a separate Waggon or Truck for the Conveyance of Cattle or Sheep belonging to him, it shall not be lawful for the *Stockton and Hartlepool* Railway Company hereby incorporated to charge any greater Sum, including all Charges aforesaid, than One Shilling *per Mile* for every Waggon or Truck capable of containing conveniently Six Beasts of an ordinary Size, or Thirty Sheep.

Tolls for  
separate  
Trucks for  
Cattle.



*The West Hartlepool Harbour and Railway Act, 1852.*

Limiting  
Amount of  
Charges for  
Coals, &c.  
for Exporta-  
tion.

XL. Provided nevertheless, That for Coals, Coke, Culm, and Cinders which shall be shipped on board of Vessels for Exportation, whether Foreign or Coastwise, it shall not be lawful for the *Stockton and Hartlepool* Railway Company hereby incorporated to charge any greater Sum than One Penny *per Ton per Mile*.

Power to  
Company to  
purchase any  
Lands on  
which the  
Stockton and  
Hartlepool  
Railway is  
constructed.

XLI. That it shall be lawful for the *Stockton and Hartlepool* Railway Company hereby incorporated to contract and agree with all Parties having any Estate or Interest in the Lands upon which the said *Stockton and Hartlepool* Railway is situate for the Purchase for a Consideration in Money of any such Estate or Interest in or out of such Lands.

Parties under  
Disability  
enabled to  
sell and con-  
vey such  
Estates and  
Interests.

XLII. That it shall be lawful for all Parties who by this Act, or the said "Lands Clauses Consolidation Act, 1845," are or may be empowered to sell and convey Lands, and who may be entitled to any such Estate or Interest as aforesaid, to sell, convey, and release the same to the said *Stockton and Hartlepool* Railway Company hereby incorporated, and to enter into all necessary Agreements for that Purpose, subject to the Provisions of this Act and of the said "Lands Clauses Consolidation Act, 1845."

Value, how  
to be ascer-  
tained.

XLIII. That if any Parties, being entitled to any such Estate or Interest, and the said *Stockton and Hartlepool* Railway Company hereby incorporated, cannot agree as to the Purchase Money to be paid for such Estates and Interests in the said Lands, the same shall be settled in the Manner provided by the said "Lands Clauses Consolidation Act, 1845," in other Cases of Land to be purchased under the Authority thereof, and upon Payment or Tender, or Deposit in manner provided by the said last-mentioned Act, of the Purchase Money agreed or awarded to be paid for such Estates or Interests, the same shall vest absolutely in the said *Stockton and Hartlepool* Railway Company hereby incorporated.

Agreement  
for an Amal-  
gamation be-  
tween the  
Stockton and  
Hartlepool  
Railway  
Company  
and the  
Hartlepool  
West Har-  
bour and  
Dock Com-  
pany con-  
firmed.

XLIV. And whereas the said *Stockton and Hartlepool* Railway Company and the said *Hartlepool West Harbour and Dock* Company have respectively passed and exchanged between them Resolutions for the Amalgamation of the said respective Undertakings, upon certain Terms: Be it enacted, That the said Resolutions shall be and the same are hereby confirmed and declared to be effectual and binding upon both the said Companies, and the Agreement therein contained shall be and the same is hereby confirmed: Provided always, that it shall be lawful for the said *Stockton and Hartlepool* Company hereby incorporated, and for the said *Hartlepool West Harbour and Dock* Company respectively, with such Consent and Approbation as herein-after mentioned, to agree upon and make any Alterations in the Terms  
of



*The West Hartlepool Harbour and Railway Act, 1852.*

of the said Agreement in the following respects; that is to say, with respect to the Distribution of the Dividends and Profits of the Company among the Shareholders therein; with respect to the Time, Amount, and Order of Preference or Priority of Payment of any such Dividends and Profits; with respect to the nominal Amount and Mode of Distribution of the Shares in the Capital; and with respect to the Time of completing the Amalgamation, and of the Payment and Appropriation of Shares or Stock instead of Purchase Money, or any Part thereof, or in any other respect relating to the Management and Regulation of the Affairs of the Company and the Capital and Profits thereof.

XLV. That it shall be lawful for the *Stockton and Hartlepool Railway Company* hereby incorporated, with the Consent and Approbation of Three Fifths of the Votes of the Shareholders in such Company present, personally or by Proxy, at some Meeting of the Company to be specially convened for the Purpose, and for the said *Hartlepool West Harbour and Dock Company*, with the Consent and Approbation of Three Fifths of the Votes of the Shareholders in such Company present, personally or by Proxy, at some Meeting of the Company specially convened for the Purpose, to enter into all or any such Agreement or Agreements, in conformity with the Resolutions of such Companies herein-before referred to, and either with or without the Alterations herein-before authorized, as the said Companies respectively shall think proper, and as shall be consistent with the Provisions of this Act, for the Amalgamation of the *Stockton and Hartlepool Railway Company* hereby incorporated with the *Hartlepool West Harbour and Dock Company*, and for the Consolidation of the Undertakings of the *Stockton and Hartlepool Railway Company* and the *Hartlepool West Harbour and Dock Company* into One Undertaking.

Power to  
Stockton and  
Hartlepool  
Company  
and the  
Hartlepool  
West Har-  
bour and  
Dock Com-  
pany to  
amalgamate.

XLVI. That from and immediately after the Execution of any such Agreement as aforesaid by the *Stockton and Hartlepool Railway Company* and the *Hartlepool West Harbour and Dock Company*, and Publication of a Notice in the "*London Gazette*" that an Agreement has been executed for the Amalgamation of the *Stockton and Hartlepool Railway Company* and the *Hartlepool West Harbour and Dock Company*, the several Persons and Corporations who immediately before the Publication of such Notice were Proprietors of Shares in the Capital or Joint Stock of the said last-named Companies or either of them, and all Persons and Corporations who shall thereafter become Proprietors of Shares in the Undertaking of the *West Hartlepool Harbour and Railway Company*, and their Executors, Administrators, Successors, and Assigns, shall be united into a Company, and shall be incorporated by Name of "*The West Hartlepool Harbour and Rail-  
way*"

The amalga-  
mated Com-  
pany to be  
called "*The  
West Hartle-  
pool Har-  
bour and  
Railway  
Company.*"



*The West Hartlepool Harbour and Railway Act, 1852.*

way Company," and by that Name shall be a Body Corporate and have a Common Seal, with perpetual Succession, and shall have Power to purchase and hold and sell and dispose of Lands for the Purposes of this Act, within the Restrictions herein and in "The Lands Clauses Consolidation Act, 1845," incorporated with this Act, contained.

The Under-  
takings of  
the Two  
Companies  
vested in One  
Company.

XLVII. That from and after the Execution of any such Agreement as aforesaid by the said *Stockton and Hartlepool* Railway Company and the *Hartlepool West* Harbour and Dock Company, and Publication of a Notice in the "*London Gazette*" as aforesaid, the Two Undertakings of the *Stockton and Hartlepool* Railway Company hereby incorporated and of the *Hartlepool West* Harbour and Dock Company shall be united and consolidated into One Undertaking, and all their respective Works, as well those which shall then have been commenced or completed as those (if any) which shall not then have been commenced or completed, and all the Railways, Harbour, Docks, Wharves, Warehouses, Stations, Houses, Buildings, and the Ground and Soil thereof, and all and every the Lands, Tenements, and Hereditaments, Rights, Easements, and Appurtenances, Monies, Goods, and Chattels, and other the Real and Personal Estate which shall then be vested in or belong to the *Stockton and Hartlepool* Railway Company hereby incorporated and the *Hartlepool West* Harbour and Dock Company respectively, or of or to which the *Stockton and Hartlepool* Railway Company hereby incorporated and the *Hartlepool West* Harbour and Dock Company, or either of them, shall for the Time being be seised, possessed, or entitled, at Law or in Equity, and all the Estate, Right, Title, and Interest of the same Companies respectively in their respective Undertakings, and all the Rights, Powers, Privileges, and Authorities affecting or appurtenant to the same respectively, shall (subject to the existing Debts, Liabilities, Engagements, Contracts, Obligations, and Incumbrances of the said Companies respectively, and which by virtue of this Act will become charged upon the amalgamated Undertaking,) be and be held to be and the same are hereby vested in the *West Hartlepool* Harbour and Railway Company hereby incorporated, and may be lawfully executed, completed, held, used, exercised, and enjoyed by the said last-mentioned Company in the same Manner and to the same Extent as the *Stockton and Hartlepool* Railway Company and the *Hartlepool West* Harbour and Dock Company respectively could previously have executed, completed, held, used, exercised, and enjoyed the same respectively, save only so far as the Execution, Completion, Use, Exercise, or Enjoyment of such Undertakings, Rights, Powers, Authorities, and Privileges may be inconsistent with the Provisions and Purposes of this Act or any of them.

XLVIII. That



*The West Hartlepool Harbour and Railway Act, 1852.*

XLVIII. That from and after the Execution of such Agreement, and Publication of such Notice as aforesaid, all the Powers, Authorities, Rights, Privileges, Provisions, Directions, Penalties, Forfeitures, Payments, Exemptions, Remedies, Regulations, Rules, Clauses, Matters, and Things contained in this Act relating to the *Stockton and Hartlepool* Railway Company, or in any other Act or Acts relating thereto theretofore passed, shall and may, with reference to such Works, Matters, and Things as have been or might have been made or done thereunder by the *Stockton and Hartlepool* Railway Company, in relation to their said Undertaking or otherwise, if this Act had not been passed, and save only so far as the same or any of them are by this Act repealed or altered, and subject to the Provisions herein-after contained, be executed, done, performed, and observed by, and be applied to the *West Hartlepool* Harbour and Railway Company hereby incorporated, their Directors, Officers, Agents, and Servants, in every respect and as fully and effectually, to all Intents and Purposes, as if the Name of the *West Hartlepool* Harbour and Railway Company hereby incorporated had in every Case been written and inserted in this Act instead of the Name of the *Stockton and Hartlepool* Railway Company hereby incorporated.

Powers of the Stockton and Hartlepool Company extended to the West Hartlepool Company.

XLIX. That in case the said *West Hartlepool* Harbour and Railway Company shall be incorporated by virtue of this Act, it shall be lawful for such Company to elect and nominate annually Three Persons to be West Dock Commissioners, under "The *Hartlepool* Pier and Port Act, 1851," in lieu of the West Dock Commissioners which the *Hartlepool West* Harbour and Dock Company were previously authorized to appoint, in the same Manner, and subject to the same Provisions in all respects, as if the *West Hartlepool* Harbour and Railway Company had been in existence at the Time of the passing of such last-mentioned Act, and had therein been substituted for the *Hartlepool West* Harbour and Dock Company.

The West Hartlepool Harbour and Railway Company to exercise the Powers of Company for appointing Hartlepool Pier and Port Commissioners.

L. That, subject to the Provisions in this Act contained, from and after the Execution of such Agreement and Publication of such Notice as aforesaid, all Debts then due from or to the *Stockton and Hartlepool* Railway Company hereby incorporated and the *Hartlepool West* Harbour and Dock Company, or either of them, shall be payable and paid, together with all Interest (if any) due or to accrue due thereon, by or to the *West Hartlepool* Harbour and Railway Company hereby incorporated, and all Rates, Tolls, Duties, and Monies which under this Act shall be or become due or payable to the *Stockton and Hartlepool* Railway Company hereby incorporated, or to the *Hartlepool West* Harbour and Dock Company, or otherwise from or to the said Companies respectively, shall be due or payable from or to the *West Hartlepool* Harbour and Railway Company hereby incorporated, and

Debts, Tolls, &c of certain Companies transferred to the West Hartlepool Harbour and Railway Company.

[Local.]

26 C

shall



*The West Hartlepool Harbour and Railway Act, 1852.*

shall and may be recovered from and by such last-mentioned Company by the same Ways and Means, with the same Restrictions and Regulations, and with the same Penalties in regard thereto respectively, as the same would or might have been due or payable to or from or recoverable from or by the *Stockton and Hartlepool Railway Company* hereby incorporated, or the *Hartlepool West Harbour and Dock Company*, as the Case may be, under the Provisions of this Act or the said recited Acts relating to the *Hartlepool West Harbour and Dock Company*.

Effects of  
Convey-  
ances, Con-  
tracts, &c.

LI. That all Conveyances, Contracts, Agreements, Obligations, Mortgages, Liabilities, Bonds, Covenants, and Securities which shall have been made or entered into before the Execution of such Agreement and Publication of such Notice as aforesaid with, by, or from the said dissolved *Stockton and Hartlepool Railway Company*, or the *Stockton and Hartlepool Railway Company* hereby incorporated, or the *Hartlepool West Harbour and Dock Company*, or either of them, shall (subject to the Provisions in this Act contained) be and remain as good, valid, and effectual, for or against or with reference to the *West Hartlepool Harbour and Railway Company*, to all Intents and Purposes, as if the *West Hartlepool Harbour and Railway Company* had been Party to and executed the same, or had been named or referred to therein instead of the said dissolved *Stockton and Hartlepool Railway Company*, or the *Stockton and Hartlepool Railway Company* hereby incorporated, or the *Hartlepool West Harbour and Dock Company*, as the Case may be.

Rights of  
Action by or  
against the  
Companies  
to be valid  
for or against  
the West  
Hartlepool  
Harbour and  
Railway  
Company.

LII. That all Injuries, Misfeazances, Nonfeazances, and Rights of Action in respect thereof, and other Rights of Action, which before the Execution of such Agreement and Publication of such Notice as aforesaid shall have been done or committed, or omitted to be done, or accrued, by, for, or against the said dissolved *Stockton and Hartlepool Railway Company*, or the *Stockton and Hartlepool Railway Company* hereby incorporated, or the *Hartlepool West Harbour and Dock Company*, or either of them, shall (subject to the Provisions in this Act contained) be and remain as good, valid, and effectual, in favour of or against the *West Hartlepool Harbour and Railway Company*, to all Intents and Purposes, as if the same had been done or committed, omitted, or accrued by, to, in favour of, or against the *West Hartlepool Harbour and Railway Company*, instead of the said dissolved *Stockton and Hartlepool Railway Company*, or the *Stockton and Hartlepool Railway Company* hereby incorporated, or the *Hartlepool West Harbour and Dock Company*, as the Case may be.

Acts of the  
Companies  
binding on

LIII. That every Purchase, Sale, Conveyance, Grant, Lease, Agreement, Security, Right, Liability, Privilege, Omission, Act, Matter,



*The West Hartlepool Harbour and Railway Act, 1852.*

Matter, or Thing whatsoever which before the Execution of such Agreement and Publication of such Notice as aforesaid shall have been made, done, executed, granted, incurred, obtained, omitted, transacted, commenced, or instituted by, for, or on behalf of, against, or in respect of the said dissolved *Stockton and Hartlepool* Railway Company, or the *Stockton and Hartlepool* Railway Company hereby incorporated, or the *Hartlepool West Harbour and Dock* Company, or either of them, shall (subject to the Provisions in this Act contained) be and the same are hereby declared to be as good, valid, and effectual, to all Intents and Purposes whatsoever, in favour of or against the *West Hartlepool* Harbour and Railway Company, as they respectively immediately before the Execution of such Agreement and Publication of such Notice as aforesaid were good, valid, and effectual in favour of or against the *Stockton and Hartlepool* Railway Company hereby incorporated or the *Hartlepool West Harbour and Dock* Company (as the Case may be), and shall and may (subject as aforesaid) be performed, executed, done, continued, completed, and terminated by, in favour of, or against or with reference to the *West Hartlepool* Harbour and Railway Company, under and subject to the Provisions and Regulations of this Act and the Act or Acts relating to the *Hartlepool West Harbour and Dock* Company respectively, as fully and effectually as the same could or might have been done by and in the Name of the *Stockton and Hartlepool* Railway Company hereby incorporated or the *Hartlepool West Harbour and Dock* Company, as the Case may be, if such Agreement and Publication of Notice as aforesaid had not been executed and published.

West Hartle-  
pool Har-  
bour and  
Railway  
Company.

LIV. That every Treasurer, Secretary, Clerk, Agent, Collector, and other Officer appointed by virtue of or acting under the Authority of this Act and the Acts relating to the *Hartlepool West Harbour and Dock* Company respectively, previously to the Execution of such Agreement and Publication of such Notice as aforesaid, and not acting contrary to the Provisions and Directions thereof respectively, shall continue to hold and enjoy his Office and Employment, together with the Salary or Emolument thereunto annexed, until he shall be removed therefrom; and every such Clerk, Agent, Collector, and Officer shall have the like Power and Authority for the Purposes of this Act, and for carrying the same into execution, and shall be subject and liable to the like Pains and Penalties, and to the like Power of Removal, and to the like Rules and Regulations in all respects whatsoever as if he had been appointed by virtue of this Act, and subsequently to the Execution of such Agreement and Publication of such Notice as aforesaid.

Clerks to  
continue, &c.

LV. That all Books and other Documents whatsoever by this Act and the said recited Acts relating to the *Stockton and Hartlepool* Railway

Books, &c.  
to continue  
Evidence.



*The West Hartlepool Harbour and Railway Act, 1852.*

Railway Company and the *Hartlepool West Harbour and Dock Company* respectively authorized or directed to be kept, and thereby made Evidence, shall, after such Amalgamation as aforesaid, still be admitted as Evidence in all Courts of Law and Equity or elsewhere against or in favour of the *West Hartlepool Harbour and Railway Company* hereby incorporated.

Deposited  
Plans, &c. to  
remain with  
the Clerk of  
the Peace.

LVI. That the several Maps or Plans and Books of Reference which, in pursuance of the said recited Acts relating to the *Stockton and Hartlepool Railway Company* and the *Hartlepool West Harbour and Dock Company*, have been deposited with the Clerk of the Peace for the County of *Durham*, shall remain in the Custody of the said Clerk of the Peace for the Purposes respectively specified or referred to in the Acts of Parliament respectively referring to such Maps or Plans.

Works to be  
completed.

LVII. That all Works which under the Provisions of this Act, or any Act or Acts relating to the *Hartlepool West Harbour and Dock Company*, the same Company, or the *Stockton and Hartlepool Railway Company* hereby incorporated, or either of them, are authorized or required to execute or complete, and which shall not have been executed or completed before the Execution of such Agreement for Amalgamation and Publication of Notice as aforesaid, shall or may, as the Case may be, be executed or completed by the *West Hartlepool Harbour and Railway Company*, and the same Company shall (subject nevertheless to the Provisions of this Act) have full Power to pay for the same out of the Monies placed at their Disposal by this Act or otherwise, and shall have and be entitled to all such Powers for executing and completing such Works as the *Stockton and Hartlepool Railway Company* hereby incorporated or the *Hartlepool West Harbour and Dock Company*, as the Case may be, were entitled to under this Act, or any Act or Acts relating to the said *Hartlepool West Harbour and Dock Company*, or any of them, and as fully as if the *West Hartlepool Harbour and Railway Company* had been originally authorized and required to execute and complete the said Works, instead of the Company actually authorized and required to execute and complete the same; but where any particular Time is by this Act or the Acts relating to the *Hartlepool West Harbour and Dock Company*, or any of them, limited for the Execution or Completion of such Works, the same shall and may be so executed and completed within the Time so limited.

Contracts to  
be com-  
pleted.

LVIII. That in all Cases in which the said dissolved *Stockton and Hartlepool Railway Company*, or the *Stockton and Hartlepool Railway Company* hereby incorporated, or the *Hartlepool West Harbour and Dock Company*, or either of them, previously to the Execution of such



*The West Hartlepool Harbour and Railway Act, 1852.*

such Agreement and Publication of such Notice as aforesaid, shall, under the Powers and Provisions of any of the Acts relating to such Companies respectively, have entered into any Contracts for the Purchase of or shall have taken or used any Land which shall not then have been effectually conveyed to such Company or to the *Stockton and Hartlepool* Railway Company hereby incorporated, under the Provisions of this Act, or the Purchase Money in respect of which shall not then have been duly paid by such Company, or where the said Companies or either of them shall have entered into any other Contract or Agreement, then and in every such Case such Contracts or Agreements, where the same shall at the Time of such Amalgamation be in force, shall be completed, and such Land shall be conveyed to the *West Hartlepool* Harbour and Railway Company, or as they shall direct, and such Purchase Money or other Money so agreed to be paid shall be paid out of any Money placed at the Disposal of the *West Hartlepool* Harbour and Railway Company by this Act or otherwise; and all Clauses, Provisions, Powers, and Authorities contained in this Act, or in any Act or Acts, relating to the Completion of such Contracts, and the Purchase and Conveyance of such Land, and the Payment and Application of such Purchase Money in respect thereof, and in relation to other Matters of Agreement, shall for the Purposes of this Act remain in full Force, and shall be construed and taken as if the *West Hartlepool* Harbour and Railway Company were named in such Act or Acts and Contracts and Agreements respectively, instead of the Company who shall have entered into such Contracts or taken or used such Land, or otherwise have been affected by such Agreements.

LIX. That in all Cases in which under the Provisions of this Act, or any of the Acts relating to the *Stockton and Hartlepool* Railway Company or the *Hartlepool West* Harbour and Dock Company, any Sum of Money shall, before the Execution of such Agreement and Publication of such Notice as aforesaid, have been paid by either of the said Companies into the Bank of *England* or to any Trustee or Trustees, on account of the Purchase of any Land or any Interest therein, or for any Compensation or Satisfaction or on any other Account, such Sum, or the Stocks, Funds, or Securities in or upon which the same shall be invested, either by the Order of the Court of Exchequer or the Court of Chancery, or otherwise howsoever, and the Interest, Dividends, and annual Produce thereof, shall be applied and disposed of pursuant to the Act under which the same has been so paid into the Bank of *England* or to such Trustee or Trustees as aforesaid; and all Clauses, Provisions, Powers, and Authorities contained in such Act or Acts in relation to such Monies, Stocks, Funds, and Securities, and the Dividends and annual Produce thereof, shall, for the Purposes of this Act, be construed and taken as if the *West*

Application  
of certain  
Monies pay-  
able under  
recited Acts  
relating to  
the Com-  
panies.



*The West Hartlepool Harbour and Railway Act, 1852.*

*Hartlepool* Harbour and Railway Company were named in such Act or Acts, instead of the *Stockton and Hartlepool* Railway Company or the *Hartlepool West* Harbour and Dock Company, as the Case may be.

Debts of the Companies to be the Debt of the *West Hartlepool* Harbour and Railway Company.

LX. That from and after the Execution of such Agreement and Publication of such Notice as aforesaid the Debt of the *Stockton and Hartlepool* Railway Company hereby incorporated, and the Debt of the *Hartlepool West* Harbour and Dock Company then due on Mortgage or Bond or otherwise, shall respectively be deemed and are hereby declared to be Part of the Debt of the *West Hartlepool* Harbour and Railway Company, and subject to all the Provisions respecting Debts by this Act made applicable to that Company, but not so as to give to the Holder of any such Mortgage, Bond, or other Security any Priority or Security which he would not have been entitled to if this Act had not been passed, nor diminish such Rights as such Holder may possess at the Time of such Amalgamation taking place.

Tolls for Railway.

LXI. That from and after the Execution of such Agreement and Publication of such Notice as aforesaid it shall be lawful for the *West Hartlepool* Harbour and Railway Company to demand and receive, in respect of the Use of the *Stockton and Hartlepool* Railway, and the Works and Conveniences connected therewith, the several Tolls, Rates, and Charges herein-before authorized to be demanded and received by the *Stockton and Hartlepool* Railway Company hereby incorporated in respect of the Use of their Railway and Works.

Tolls for the Harbour.

LXII. That it shall be lawful for the *West Hartlepool* Harbour and Railway Company to demand, receive, and recover, for every Vessel which shall enter within the Harbour of the said Company, any Sum not exceeding the Sum of Three Halfpence for every Ton Burden of such Vessel.

Vessels entering for Refuge to pay Half Tolls.

LXIII. Provided always, That it shall not be lawful for the said *West Hartlepool* Harbour and Railway Company to charge for Vessels entering the Harbour of the said Company for Refuge, and not loading or unloading within the Harbour or Docks of the said Company, any Sum exceeding Half the Tolls authorized to be taken for Vessels entering the Harbour of the said Company otherwise than for Refuge.

Tolls for Docks.

LXIV. That it shall be lawful for the said *West Hartlepool* Harbour and Railway Company to demand, receive, and recover, from every Master or Owner of every Ship or Vessel entering or using the Docks of the said Company or any or either of them, any further Rate or Duty not exceeding the Rate or Duty specified in the Schedule (A.) to this Act for every Ton Burden of such Ship or Vessel, for each  
and



*The West Hartlepool Harbour and Railway Act, 1852.*

and every Time she enters or uses the said Docks or any or either of them.

LXV. That it shall be lawful for the said *West Hartlepool* Harbour and Railway Company to demand, receive, and recover, for or in respect of all Goods, Merchandise, Articles, or Things mentioned in the Schedule (B.) to this Act, loaded or delivered from or upon the Quays or Wharfs of the said Company, or shipped or unshipped within the Limits of the said Harbour and Docks or any or either of them, any Sum not exceeding the several Rates in the said Schedule (B.) specified.

Rates on Goods shipped or unshipped within Harbour or Dock.

LXVI. That if any Vessel using the said Harbour and Docks or any or either of them, whether the same shall previously have paid or been liable to Tonnage Rates or not, shall remain in the Harbour and Docks or any or either of them for any longer Space of Time than Fourteen Days, to be computed from the Time of going into the Harbour and Docks or any or either of them, there shall be paid and payable to the said Company, by the Master or Owner of every such Vessel, according to the Tonnage or Burden thereof, a further Rate of One Halfpenny *per* Ton for every Week, and so in proportion for any Period less than a Week, during which any such Vessel shall remain in the said Harbour and Docks or any or either of them beyond the said Period of Fourteen Days, in addition to the Rates or Duties of Tonnage payable by virtue of this Act: Provided always, that such additional Rates shall not be payable for any such Vessel which shall have been prevented from leaving the said Harbour and Docks or any or either of them by an Embargo.

Further Tonnage Rates payable by Vessels remaining in the Harbour and Docks beyond Fourteen Days.

LXVII. That the said *West Hartlepool* Harbour and Railway Company shall and may take or receive, for or in respect of every Ship or Vessel entering into any Dry Dock or Dry Docks, Graving Dock or Graving Docks, or Repairing Dock or Repairing Docks, belonging to the said Company, for the Purpose of being repaired, or for lying therein, or for departing therefrom, and also for or in respect of every Ship or Vessel which shall be built in such Dry Dock or Dry Docks, Graving Dock or Graving Docks, or Repairing Dock or Repairing Docks, or which shall be drawn or hauled up on any Inclined Plane or Slip, in addition to the Charges for repairing or building, and also for and in respect of the Use of any Engines or Sheers, such reasonable Rates or Sums, not exceeding the several Rates and Sums specified and set forth in the Schedule (C.) hereunto annexed, as the said Company or the Directors thereof shall from Time to Time appoint.

Tolls to be taken for the Use of Graving Docks, &c.

LXVIII. That it shall be lawful for the same Company and they are hereby authorized to levy, receive, and take, for the Use of any Cranes

Rates to be taken for the Use of



*The West Hartlepool Harbour and Railway Act, 1852.*

Cranes,  
Weighing  
Machines,  
&c.

Cranes and Weighing Machines erected by the Company, and for and in respect of warehousing and safe Custody of any Goods, Wares, Merchandise, or other Commodities which shall be warehoused, deposited, or kept within the Warehouse or Warehouses of the said Company, and for and in respect of coopering, sampling, painting, marking, and other Work to be performed and Materials to be supplied in respect of any Goods, Wares, and Merchandise, such Rates and Sums of Money as may be from Time to Time agreed upon between the Owners or Consignees of any Goods, Wares, Merchandise, and other Commodities, and the said Company, or as may be usual and reasonable.

Shares or  
Stock in the  
West Hartle-  
pool Harbour  
and Railway  
Company to  
be allotted to  
Shareholders  
in the other  
Companies.

LXIX. That the *West Hartlepool Harbour and Railway Company* shall, as soon as practicable after any such Agreement as aforesaid shall have been entered into for the Amalgamation of the *Stockton and Hartlepool Railway Company* hereby incorporated with the *Hartlepool West Harbour and Dock Company*, and such Publication of Notice thereof as aforesaid, create such an Amount of Shares or such an Amount of Shares and Stock in the Capital or Joint Stock of the *West Hartlepool Harbour and Railway Company* as will admit of such Shares or Stock being allotted, and the same shall be allotted accordingly, to the Holders of Shares in the *Stockton and Hartlepool Railway Company* hereby incorporated and the *Hartlepool West Harbour and Dock Company* respectively, or as they shall direct, in proportion to the Shares held by such Holders of Shares respectively in such *Stockton and Hartlepool Railway Company* and the *Hartlepool West Harbour and Dock Company* respectively, as the Case may be, and the Shares and Stock so to be created shall be considered as Part of the General Capital of the *West Hartlepool Harbour and Railway Company*, and (subject to the Provisions of this Act) shall be entitled to such Preference, Advantages, Terms, and Conditions, as near as may be, as the Shares in respect of which such Shares and Stock shall be so allotted as aforesaid.

Shares to be  
issued for  
Shares in the  
other Com-  
panies not  
paid up, and  
to be subject  
to the same  
Conditions as  
the Shares  
for which  
they are sub-  
stituted.

LXX. Provided always, That where any Shares in the *Stockton and Hartlepool Railway Company* hereby incorporated or the *Hartlepool West Harbour and Dock Company* respectively shall not have been paid up in full, the *West Hartlepool Harbour and Railway Company* shall allot to the Holders of such Shares, or as they shall direct, Shares in such last-mentioned Company of the same Amount or nominal Value as the Shares for which they shall be substituted; and such Shares so to be allotted as last aforesaid shall, subject to the Provisions of this Act, be liable to such Calls, and be subject to such Preference, Advantages, Terms, and Conditions, as near as may be, as the Shares in respect of which they shall be so allotted as aforesaid.

LXXI. That



*The West Hartlepool Harbour and Railway Act, 1852.*

LXXI. That the First General Meeting of the *West Hartlepool Harbour and Railway Company* shall be held within Six Months next after the Execution of such Agreement and Publication of such Notice as aforesaid. First General Meeting.

LXXII. That the Ordinary Meetings of the *West Hartlepool Harbour and Railway Company* shall be held in the Month of *August* in each Year, or at such other stated Time as shall be appointed for that Purpose by an Order of a General Meeting; but it shall be lawful for the Directors, without the Direction or Sanction of a General Meeting, from Time to Time to declare and pay, in the Interval between Two ordinary yearly Meetings, a Half Year's Dividend out of the Profits of the Company to the Shareholders, but the Directors shall not make any Dividend whereby the Capital of the Company will be reduced. Ordinary Meetings to be held yearly, but Directors may declare Dividends half-yearly.

LXXIII. That the Quorum for a General Meeting of the *West Hartlepool Harbour and Railway Company* shall be Ten or more Shareholders holding in the aggregate not less than Ten thousand Pounds in Stock or Shares. Quorum of General Meetings.

LXXIV. That every Shareholder in the *West Hartlepool Harbour and Railway Company* shall (except in respect of the certain Preference Shares as herein-after provided) be entitled to vote at any General Meeting of the said last-mentioned Company, either in Person or by Proxy, according to the following Scale; (that is to say,) Scale of voting.

For any Number of Shares or Amount of Stock not exceeding in the aggregate the Amount or nominal Value of Three thousand Pounds, One Vote for every Fifty Pounds of such Shares or Stock:

For Shares or Stock exceeding the nominal Value or Amount of Three thousand Pounds, an additional Vote for every One hundred Pounds of such Shares or Stock.

LXXV. That Four Directors of the *Stockton and Hartlepool Railway Company* hereby incorporated, to be determined previously to the Publication of such Notice as aforesaid by Ballot amongst the Directors of such Company, unless they shall otherwise agree; and Five Directors of the *Hartlepool West Harbour and Dock Company*, to be determined in like Manner, shall be the First Directors of the *West Hartlepool Harbour and Railway Company* hereby incorporated. First Directors of the amalgamated Company.

LXXVI. That the First Directors of the *West Hartlepool Harbour and Railway Company* shall continue in Office until the First Ordinary Meeting Election of future Directors.



*The West Hartlepool Harbour and Railway Act, 1852.*

Meeting to be held after the Execution of such Agreement and Publication of such Notice as aforesaid; and at such Meeting the Shareholders present, personally or by Proxy, may either continue in Office the Directors appointed by virtue of this Act, or any Number of them, or may elect a new Body of Directors, or Directors to supply the Place of those not continued in Office, the Directors appointed by virtue of this Act being eligible as Members of such new Body; and at the First Ordinary Meeting of the *West Hartlepool Harbour and Railway Company* to be held every Year thereafter the Shareholders present, personally or by Proxy, shall elect Persons to supply the Places of the Directors then retiring from Office agreeably to the Provisions in "The Companies Clauses Consolidation Act, 1845," contained; and the several Persons elected at any such Meeting, being neither removed nor disqualified nor having resigned, shall continue to be Directors until others are elected in their Stead, in manner provided by the said Companies Clauses Consolidation Act.

Power to vary the Number of Directors.

LXXVII. That it shall be lawful for the *West Hartlepool Harbour and Railway Company* to increase or reduce the Number of Directors, but the whole Number of Directors shall never be greater than Nine nor less than Five.

Qualification of Directors.

LXXVIII. That the Qualification of a Director of the *West Hartlepool Harbour and Railway Company* shall be the Possession of Shares or Stock in the said Company of the nominal Value or Amount of Five hundred Pounds.

Quorum of Directors.

LXXIX. That the Quorum of the Directors shall be Three.

Stockton and Hartlepool Railway and Hartlepool West Harbour and Dock Companies dissolved.

LXXX. That, subject to the Provisions herein contained, the said recited Acts relating to the *Hartlepool West Harbour and Dock Company* shall, from and after the Execution by such Company and the *Stockton and Hartlepool Railway Company* hereby incorporated respectively of an Agreement for an Amalgamation as aforesaid, and Publication of a Notice of such Agreement as aforesaid, be repealed, and the same Companies shall be thenceforth dissolved for all Purposes, except such as may be necessary for enforcing any Agreement entered into between the same Companies, or any of the Provisions of this Act, for which Purposes the *Stockton and Hartlepool Railway Company* and the *Hartlepool West Harbour and Dock Company* shall, notwithstanding this Enactment, continue and have Power to act as Bodies Corporate.

Actions not to abate.

LXXXI. That no Action, Suit, Prosecution, or other Proceeding whatsoever commenced either by or against the *Stockton and Hartlepool Railway Company* hereby incorporated, or by or against the *Hartlepool West Harbour and Dock Company*, previously to such Companies



*The West Hartlepool Harbour and Railway Act, 1852.*

Companies respectively being dissolved as aforesaid, shall abate or be discontinued or injuriously affected by such Dissolution, or the Repeal of the Acts relating to the last-mentioned Company, but, on the contrary, the same shall continue and take effect, both in favour of and against the *West Hartlepool Harbour and Railway Company*, in the same Manner in all respects as the same would have continued and taken effect in relation to the *Stockton and Hartlepool Railway Company* or the *Hartlepool West Harbour and Dock Company* (as the Case may be) if the said recited Acts relating to the last-mentioned Company had not been repealed, and such Companies respectively had not been dissolved; and all Penalties by reason of any Offence against the Provisions of this Act or the said recited Acts relating to the *Hartlepool West Harbour and Dock Company* respectively, or any of them, previous to the said Companies respectively being dissolved, shall and may be sued for, and all Offences which may have been committed before the Dissolution of the said Companies respectively against the Provisions of this Act or the said Acts or any of them may be prosecuted, in such and the like Manner, to all Intents and Purposes, as the same might have been sued for and prosecuted respectively if the said recited Acts had not been repealed and the said Companies respectively had not been dissolved, the *West Hartlepool Harbour and Railway Company* being, in reference to the Matters in this Section mentioned, in all respects substituted in the Place of the *Stockton and Hartlepool Railway Company* or the *Hartlepool West Harbour and Dock Company*, as the Case may be.

LXXXII. That neither the Repeal of the said recited Acts, nor the Dissolution of the *Stockton and Hartlepool Railway Company* hereby incorporated and of the *Hartlepool West Harbour and Dock Company* respectively, shall diminish, prejudice, increase, extend, vary, or otherwise affect the Rights, Remedies, Securities, or other Claims of any Person or Corporation to whom any Sum of Money would have been or become payable from the *Stockton and Hartlepool Railway Company* hereby incorporated, or the *Hartlepool West Harbour and Dock Company*, if the said recited Acts relating to the same Company had not been repealed, and such Companies respectively had not been dissolved, for Chief Rents, Ground Rents, Rentscharge, or other Rent or annual Sum, or upon or by virtue of any Bond or Mortgage from or by either of such last-mentioned Companies, but all such Rights, Remedies, Securities, and other Claims shall continue and be charged and chargeable upon the same Property and Effects, have the same Priorities, and be in all respects in the same State and Condition, and of the same Force, Validity, and Effect, as they would have been if the said recited Acts relating to the *Hartlepool West Harbour and Dock Company* had not been repealed or the said Companies dissolved.

Saving the  
Rights of  
Owners of  
Mortgages,  
&c.

LXXXIII. That



*The West Hartlepool Harbour and Railway Act, 1852.*

Power to  
West Hartle-  
pool Harbour  
and Rail-  
way Com-  
pany to raise  
Money by  
Creation of  
new Shares,  
&c.

LXXXIII. That for the Purpose of raising and discharging the said Sum of Ninety-one thousand four hundred Pounds, and for providing for the other Requirements herein-before mentioned or referred to, and for the general Purposes of this Act, it shall be lawful for the *West Hartlepool* Harbour and Railway Company, in addition to the other Sums by this Act authorized to be raised, to raise, by the Creation of new Shares or Stock in the *West Hartlepool* Harbour and Railway Company, the further Sum of Three hundred and ninety-one thousand four hundred Pounds, and such new Shares shall be of such nominal Value, and such new Shares or Stock shall be distributed in such Manner, and upon such Terms and Conditions, as any General Meeting of the Company shall hereafter direct, and all such new Shares or Stock shall be considered as Part of the general Capital of the Company, and shall (except as to the Mode of Distribution thereof) be subject to the same Provisions in all respects as are contained in the "Companies Clauses Consolidation Act, 1845," herewith incorporated, with reference to the new Shares or Stock thereby authorized to be created, whether in reference to the making and Enforcement of Calls in respect of such new Shares, or the Forfeiture of such new Shares in default of Payment of such Calls, or with reference to the Rights and Privileges to be conferred by such new Shares or Stock, or otherwise howsoever, except that the Company may (subject to the Provisions and Restrictions of this Act), by an Order of any General Meeting, make any such Order as they shall from Time to Time think fit for giving any special Preference or Advantage in favour of the Holders of or for making any other Regulations in relation to such new Shares or Stock, or the Division or Disposition thereof, subject nevertheless to the Provisions of this Act with respect to the Preferences to be given respectively in respect of the *Hartlepool and Clarence* Government Loan Shares, *Hartlepool and Clarence* Class (A.) Preference Shares, *Hartlepool and Clarence* Class (B.) Preference Shares, and *Hartlepool and Clarence* Class (C.) Preference Shares, herein-after mentioned: Provided always, that the Sum of Ninety-one thousand four hundred Pounds, Part of the said Sum of Three hundred and ninety-one thousand four hundred Pounds, shall be applied solely in discharging the like Sum of Ninety-one thousand four hundred Pounds so raised and expended as herein-before mentioned, and for no other Purpose; and the Remainder of the said Sum of Three hundred and ninety-one thousand four hundred Pounds, or so much thereof as shall be raised, shall be applied solely for the Purpose of completing the Works authorized by the said recited Acts, and for the other Purposes authorized by this Act, and for no other Purpose.

Certain Pre-  
ference  
Shares not

LXXXIV. That no Shares in the *West Hartlepool* Harbour and Railway Company, except the *Hartlepool and Clarence* Government  
Loan



*The West Hartlepool Harbour and Railway Act, 1852.*

Loan Shares, *Hartlepool and Clarence* Class (A.) Preference Shares, *Hartlepool and Clarence* Class (B.) Preference Shares, and *Hartlepool and Clarence* Class (C.) Preference Shares, shall, during such Time as they shall have any Preference or Priority over any other Shares, entitle the Holders of such Shares to vote at any Meeting of the *West Hartlepool* Harbour and Railway Company. to confer  
Votes.

LXXXV. That it shall be lawful for the *West Hartlepool* Harbour and Railway Company to borrow for the Purposes of the said Undertaking, on Mortgage or Bond, any Sums of Money which shall be from Time to Time authorized to be borrowed by a General Meeting of the same Company, but the aggregate Amount of such Sums of Money so borrowed by the same Company shall not at any Time exceed One Third of the Capital in Stock or Shares for the Time being of the said *West Hartlepool* Harbour and Railway Company, and no Part of such Sums shall be borrowed until the whole of the Capital for the Time being issued by the same Company shall have been subscribed for, or Stock or Shares allotted for the same, and One Half of the aggregate of such Capital for the Time being shall have been actually paid up, and all the Monies so borrowed shall be applied solely to the Purposes of this Act. Power to  
borrow  
Money on  
Mortgage.

LXXXVI. That the Certificate of a Justice of the Amount of the Capital of the *West Hartlepool* Harbour and Railway Company for the Time being, and that the whole of such Capital has been subscribed for, or Stock or Shares allotted for the same, and One Half of such Capital paid up, and a Copy of the Order of a General Meeting of the said last-mentioned Company, authorizing the borrowing of any Money, certified by One of the Directors or the Secretary to be a true Copy, shall be sufficient Evidence of the Amount of Capital subscribed for or allotted in Shares or Stock, and the Proportion paid up as aforesaid; and upon Production to any Justice of the Books of the Company, and of such other Evidence as he shall think sufficient, such Justice shall grant the Certificate aforesaid. Evidence of  
Authority for  
borrowing.

LXXXVII. That all Mortgages and Bonds granted by the said dissolved *Stockton and Hartlepool* Railway Company, or the *Stockton and Hartlepool* Railway Company hereby incorporated, and the *Hartlepool West* Harbour and Dock Company, or either of them, before such Amalgamation as aforesaid, and which shall be in force at the Time of such Amalgamation taking place, shall have Priority over all Mortgages or Bonds to be created by virtue of this Act, and shall also have such Priority (if any) one over another as they respectively had before such Amalgamation as aforesaid. Former  
Mortgagees  
and Bond-  
holders to  
have Priority.

[Local.]

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LXXXVIII. That



*The West Hartlepool Harbour and Railway Act, 1852.*

Arrears may  
be enforced  
by Appoint-  
ment of  
Receiver.

LXXXVIII. That it shall be lawful for the Mortgagees of the *West Hartlepool Harbour and Railway Company* to enforce the Payment of the Arrears of Principal and Interest due on any such Mortgages by the Appointment of a Receiver, and in order to authorize the Appointment of such Receiver, in the event of the Principal Monies not being duly paid, the Amount owing to the Mortgagees by whom Application for such Receiver shall be made shall not be less than Ten thousand Pounds in the whole.

Power to  
issue Pre-  
ference  
Shares for  
the Purpose  
of converting  
Loans into  
Capital.

LXXXIX. That in the event of any borrowed Money being converted into Capital, under the Provisions in "The Companies Clauses Consolidation Act, 1845," in that Behalf contained, it shall be lawful for the *West Hartlepool Harbour and Railway Company* to issue Shares or Stock for that Purpose, and either with or without any Preference, Priority, or other Advantages in the Payment of Dividends, as shall be ordered by any General Meeting of the same Company.

Power to the  
Clarence  
Railway  
Company to  
sell their  
Railway and  
Works to the  
Stockton  
and Hartle-  
pool Railway  
Company or  
the amalga-  
mated Com-  
pany as "The  
Purchasing  
Company."

XC. That it shall be lawful for the Company of Proprietors of the *Clarence Railway*, and they are hereby fully authorized and empowered, by and with the Consent of Three Fifths of the Votes of the Proprietors in the same Company who may be present, either personally or by Proxy, at a General Meeting of the Shareholders or Proprietors specially convened for the Purpose, to lease for any Number of Years, or absolutely to sell and dispose of, and as respects such Sale or absolute Disposition, either before or after the granting of any such Lease, and for the said *Stockton and Hartlepool Railway Company* hereby incorporated or for the said *West Hartlepool Harbour and Railway Company* after such Amalgamation as aforesaid (and which said *Stockton and Hartlepool Railway Company* hereby incorporated or the said *West Hartlepool Harbour and Railway Company*, as the Case may be, is, in reference to such Powers of leasing and Sale, hereinafter called, for the sake of Brevity, "the Purchasing Company,") with the Consent of Three Fifths of the Votes of the Proprietors of the Purchasing Company present, either personally or by Proxy, at a General Meeting of such Purchasing Company specially convened for the Purpose, to accept and take a Lease, or to purchase, as the Case may be, or both, at or for such Rent or Rents, Sum or Sums, annual or in gross, and upon such Terms in all respects, and with, under, and upon such Conditions, Provisoos, and Agreements, as the same Company of Proprietors of the *Clarence Railway* and the Purchasing Company shall mutually agree upon, the said *Clarence Railway and Works*, together with all the Stations, Wharfs, Houses, Warehouses, Buildings, Works, Approaches, Branches, Lands, Tenements, Hereditaments, and Appurtenances belonging thereto, or with them or any of them held, used, or enjoyed, or any Part thereof, and all their Rights,  
Powers,



*The West Hartlepool Harbour and Railway Act, 1852.*

Powers, and Privileges in relation thereto, or otherwise belonging to them; and for the Purpose aforesaid the said Company of Proprietors of the *Clarence* Railway and the Purchasing Company may respectively enter into and execute all such Deeds, Conveyances, Agreements, and Contracts with each other, or any Person or Persons on their Behalf respectively, as the said Company of Proprietors of the *Clarence* Railway and the Purchasing Company shall think proper; and every such Lease or Sale shall be valid and effectual for the Purpose of enabling the said Purchasing Company fully to use and enjoy the said *Clarence* Railway, Hereditaments, and Premises comprised in such Lease or Sale, and also to exercise all or any of the Rights, Powers, and Privileges of the said Company of Proprietors of the *Clarence* Railway relating thereto, or otherwise vested in them, subject nevertheless to the Payment of the Rent, or Sum or Sums, annual or in gross, (if any,) which may be reserved or made payable by any such Lease, and to the Terms and Conditions in any such Lease, or in any Conveyance of the same Premises upon a Sale or absolute Disposition thereof; and any Lease, or Sale or absolute Disposition, which shall be agreed upon or effected before the Amalgamation of the said *Stockton and Hartlepool* Railway and *Hartlepool West* Harbour and Dock Companies, shall, when such Amalgamation shall be made, enure and take effect for the Benefit of and be binding upon the *West Hartlepool* Harbour and Railway Company: Provided always, that no such Lease or Sale shall be made so long as any Monies shall be due to the said Public Works Loan Commissioners under their Securities, except with the Consent of the said Commissioners, testified by Certificate under the Hand of their Secretary.

XCI. That all the Monies which shall become payable in respect of such Lease, Sale, and Purchase as aforesaid shall be paid to the Committee of Management or Directors for the Time being of the said Company of Proprietors of the *Clarence* Railway; and the said Committee or Directors shall stand possessed of the said Money, upon trust, in the first place, to pay off any Monies which may be then due to the said Public Works Loan Commissioners for Principal or Interest under their aforesaid Securities, and, subject as aforesaid, upon trust to divide the same between the several Persons who at the Time of the Payment thereof shall be Proprietors of the Shares in the *Clarence* Railway, in respect of whom or upon whose Shares such Monies shall be paid in proportion and according to the Rights and Interests of the same Proprietors therein, their respective Executors, Administrators, and Assigns; and the Receipt or Receipts in Writing of any Three Members of the Committee of Management or Directors for the Time being of the said Company of Proprietors of the *Clarence* Railway for the same, and for any other Money which may be payable to the same Company by the Purchasing Company on any Account whatsoever, shall

Rent and Purchase Money to be paid to and duly divided by the Directors of the *Clarence* Railway Company.



*The West Hartlepool Harbour and Railway Act, 1852.*

shall effectually discharge the Purchasing Company from the Sum or Sums which in such Receipt or Receipts shall be expressed or acknowledged to be received, so nevertheless that whilst any Monies shall be so due as aforesaid to the said Public Works Loan Commissioners, such Monies be so paid as aforesaid with the Privity of the Secretary of the said Commissioners to be testified in Writing; and such last-mentioned Company shall not be obliged or concerned to see to the Division or Distribution thereof among the Shareholders of the said *Clarence* Railway Company, or to inquire into the Validity of the Appointment of such Members of the Committee or Directors, or be otherwise answerable or accountable for any Loss, Misapplication, or Nonapplication thereof, or of any Part thereof; but, subject as aforesaid, nothing herein contained shall in anywise affect the Priorities, Powers, Rights, and Remedies of the said Public Works Loan Commissioners, under or by virtue of any Securities made to them, and in respect of any Monies now due or owing.

Purchasing  
Company  
empowered  
to purchase  
Shares in the  
*Clarence*  
Railway.  
Power to  
Purchasing  
Company to  
create new  
Shares.

XCII. That it shall be lawful for the *Stockton and Hartlepool* Railway Company hereby incorporated or the *West Hartlepool* Harbour and Railway Company to purchase and hold Shares in the *Clarence* Railway Company.

XCIII. That in case the Purchasing Company shall purchase the said *Clarence* Railway and Works, in pursuance of the Provisions of this Act, for a Sum of Money or partly for a Sum of Money, it shall be lawful for the Purchasing Company and they are hereby authorized, if so agreed upon between the said Company of Proprietors of the *Clarence* Railway and the Purchasing Company, to raise, by the Creation of a competent Number of new Shares or Stock in the Capital of the Purchasing Company (such new Shares to be of such nominal Amount as the Purchasing Company may think fit), the Sum or Sums of Money agreed to be paid as the Purchase Money, or Part thereof, and such new Shares or Stock may be distributed in such Manner as the Purchasing Company may think proper or expedient; and the Purchasing Company may (subject to the Provisions of this Act) by an Order of a General Meeting make any such Order as they shall from Time to Time think fit for giving any Preference or special Advantage in favour of the Holders of or for making any other Regulations in relation to such Shares or Stock, consistent with Provisions of this Act; and in case the said Company of Proprietors of the *Clarence* Railway or any Shareholders therein shall be willing to receive Allotments of Shares in the Purchasing Company, instead of a Money Payment, it shall be lawful for the Purchasing Company, for the Purpose of making such Allotments, to create a competent Number of Shares in the Capital of the Purchasing Company, and of a competent Amount or nominal Value, and such of the Shares which shall  
be



*The West Hartlepool Harbour and Railway Act, 1852.*

be so created as shall be created to represent or in respect of the said Government Loan Shares, First-class Preferential Shares, and Second-class Preferential Shares in the said *Clarence* Railway shall be of the nominal Value of Ten Pounds each, and as to any of the Shares which may be so created as last aforesaid which may be created to represent or in respect of Shares other than and besides the said Government Loan Shares, First-class Preferential Shares, and Second-class Preferential Shares, shall be of such nominal Amount as shall be agreed upon; and all such new Shares created to represent the said Government Loan and Preferential Shares in the *Clarence* Railway, and such other Shares therein as aforesaid, shall be allotted to the Committee of Management or the Directors of the said last-mentioned Company, and shall form Part of the General Capital of the Purchasing Company.

XCIV. That the Shares which may be so created for the Purpose of making Allotments of Shares to the Committee or Directors of the said Company of Proprietors of the *Clarence* Railway, on behalf of the Shareholders therein, shall be divided into Four Classes, and shall be respectively called "*Hartlepool and Clarence* Government Loan Shares," "*Hartlepool and Clarence* Class (A.) Preference Shares," "*Hartlepool and Clarence* Class (B.) Preference Shares," and "*Hartlepool and Clarence* Class (C.) Preference Shares," and shall be distinguished by the aforesaid respective Names in the Books of the Purchasing Company, and in all Certificates to be granted of the same Shares; and each and every Person who immediately before the Execution of the Transfer or Conveyance of the *Clarence* Railway and Works was entitled to One or more of the said Government Loan Shares in the said *Clarence* Railway, in respect of which Shares any such *Hartlepool and Clarence* Government Loan Shares shall be created, shall, upon the Execution of such Transfer or Conveyance, become entitled to *Hartlepool and Clarence* Government Loan Shares equal in Number to such Government Loan Shares in the *Clarence* Railway previously held by him; and each and every Person who immediately before the Execution of such Transfer or Conveyance was entitled to One or more of the said First-class Preferential Shares in the said *Clarence* Railway, in respect of which Shares any such *Hartlepool and Clarence* Class (A.) Preference Shares shall be created, shall, upon the Execution of such Transfer or Conveyance, become entitled to *Hartlepool and Clarence* Class (A.) Preference Shares equal in Number to such First-class Preferential Shares in the *Clarence* Railway previously held by him; and each and every Person who immediately before the Execution of such Transfer or Conveyance was entitled to One or more of the said Second-class Preferential Shares in the *Clarence* Railway, in respect of which Shares any such *Hartlepool and Clarence* Class (B.) Preference Shares shall be created,

Designation and vesting of such Shares as are to be in lieu of Shares in the *Clarence* Railway.

[Local.]

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shall,



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shall, upon the Execution of such Transfer or Conveyance, be entitled to *Hartlepool and Clarence* Class (B.) Preference Shares equal in Number to such Second-class Preferential Shares in the *Clarence* Railway so previously held by him; and each and every Shareholder in the *Clarence* Railway holding One or more Shares other than the said Government Loan Shares, First-class Preferential Shares, and Second-class Preferential Shares, and commonly called Original or Ordinary Shares, in respect of which Shares any such *Hartlepool and Clarence* Class (C.) Preference Shares shall be created, shall, upon the Execution of such Transfer or Conveyance, be entitled to such a Number of *Hartlepool and Clarence* Class (C.) Preference Shares as shall together amount to the aggregate nominal Value of such original or ordinary Shares previously held by him.

Shares forming Part of the Purchase Money not to be liable to Calls.

XCV. That the said *Hartlepool and Clarence* Government Loan Shares, *Hartlepool and Clarence* Class (A.) Preference Shares, *Hartlepool and Clarence* Class (B.) Preference Shares, and *Hartlepool and Clarence* Class (C.) Preference Shares shall be Part of the general Capital of the Purchasing Company, and be considered as paid up in full, and the respective Holders of the same Shares shall not be liable for any Calls or Money Payments whatsoever in respect thereof.

Preserving Preference to the present Preferential Shares, and giving Preference to the Ordinary Shares of the *Clarence* Railway Company.

XCVI. That each and every Person who shall become entitled to One or more of the said *Hartlepool and Clarence* Government Loan Shares shall, so far as relates to the said *Clarence* Railway, have and be entitled to such or the like Preference and Priority in Payment of a Dividend of Four Pounds *per Centum per Annum* upon the Shares to which such Person shall so become entitled, and such or the like other Preference and Priority, as such Person was previously entitled to under the said Acts relating to the *Clarence* Railway in respect of his Government Loan Shares in the *Clarence* Railway, and also over all Mortgages, Bonds, Debts, and Charges, whether now in force or hereafter to be in force, to which the same Railway and Works might otherwise become liable by reason of any Amalgamation, Sale, or Purchase authorized by this Act, and also, by way of collateral Security, over all Shares now issued in the Capital of the *Stockton and Hartlepool* Railway Company, and the Dividends in respect thereof, or which may be hereafter created in the Capital of the said *Stockton and Hartlepool* Railway Company hereby incorporated, and the Dividends in respect thereof, and also over all Shares which after such Amalgamation as aforesaid may be created in the Capital of the said *West Hartlepool* Harbour and Railway Company, and the Dividends in respect thereof, in so far as such last-mentioned Shares may affect the said *Stockton and Hartlepool* Railway, and also over all Mortgages, Bonds, Debts, and Charges hereafter to be created or made by the *Stockton and Hartlepool* Railway Company hereby incor-



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incorporated, or by the said *West Hartlepool Harbour and Railway Company*, in so far as any such Mortgages, Bonds, Debts, and Charges may affect the said *Stockton and Hartlepool Railway*; and each and every Person who shall become entitled to One or more of the said *Hartlepool and Clarence Class (A.) Preference Shares* shall, so far as relates to the said *Clarence Railway*, have and be entitled to such or the like Preference and Priority in Payment of a Dividend of Six Pounds *per Centum per Annum* upon the Shares to which such Person shall so become entitled, and such or the like other Preference and Priority, as such Person was previously entitled to under the said Acts relating to the *Clarence Railway* in respect of his First-class Preferential Shares in the *Clarence Railway*, and also over all Mortgages, Bonds, Debts, and Charges, whether now in force or hereafter to be in force, to which the same Railway and Works might otherwise become liable by reason of any Amalgamation, Sale, or Purchase authorized by this Act, and also, by way of collateral Security, over all Shares now issued in the Capital of the *Stockton and Hartlepool Railway Company*, and the Dividends in respect thereof, or which may be hereafter created in the Capital of the said *Stockton and Hartlepool Railway Company* hereby incorporated, and the Dividends in respect thereof, and also over all Shares which, after such Amalgamation as aforesaid, may be created in the Capital of the *West Hartlepool Harbour and Railway Company*, and the Dividends in respect thereof, in so far as such last-mentioned Shares may affect the said *Stockton and Hartlepool Railway*, (except the said *Hartlepool and Clarence Government Loan Shares*, and the Dividends in respect thereof,) and also over all Mortgages, Bonds, Debts, and Charges hereafter to be created or made by the *Stockton and Hartlepool Railway Company* hereby incorporated or by the said *West Hartlepool Harbour and Railway Company*, in so far as any such Mortgages, Bonds, Debts, and Charges may affect the said *Stockton and Hartlepool Railway*; and each and every Person who shall become entitled to One or more of the said *Hartlepool and Clarence Class (B.) Preference Shares* shall, so far as relates to the said *Clarence Railway*, have and be entitled to such or the like Preference and Priority in Payment of a Dividend of Five Pounds *per Centum per Annum* upon the Shares to which such Person shall so become entitled, and such or the like other Preference and Priority, as such Person was previously entitled to under the said Acts relating to the *Clarence Railway* in respect of his Second-class Preferential Shares in the *Clarence Railway*, and also over all Mortgages, Bonds, Debts, and Charges, whether now in force or hereafter to be in force, to which the same Railway and Works might otherwise become liable by reason of any Amalgamation, Sale, or Purchase authorized by this Act, and also, by way of collateral Security, over all Shares now issued in the Capital of the *Stockton and Hartlepool Railway Company*, and the Dividends in respect thereof,



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thereof, or which may be hereafter created in the Capital of the said *Stockton and Hartlepool* Railway Company hereby incorporated, and the Dividends in respect thereof, and also over all Shares which, after such Amalgamation as aforesaid, may be created in the Capital of the *West Hartlepool* Harbour and Railway Company, and the Dividends in respect thereof, in so far as such last-mentioned Shares may affect the *Stockton and Hartlepool* Railway, (except the said *Hartlepool and Clarence* Government Loan Shares and *Hartlepool and Clarence* Class (A.) Preference Shares, and the Dividends in respect thereof,) and also over all Mortgages, Bonds, Debts, and Charges hereafter to be created or made by the *Stockton and Hartlepool* Railway Company hereby incorporated, or by the said *West Hartlepool* Harbour and Railway Company, in so far as any such Mortgages, Bonds, Debts, and Charges may affect the said *Stockton and Hartlepool* Railway; and each and every Person who shall become entitled to One or more of the said *Hartlepool and Clarence* Class (C.) Preference Shares shall, so far as relates to the said *Clarence* Railway, have and be entitled to a Preference and Priority in Payment of a Dividend of Two Pounds Ten Shillings *per Centum per Annum* upon the Shares to which such Person shall so become entitled over all Shares affecting the said *Clarence* Railway, whether now issued or hereafter to be issued, and the Dividends in respect thereof, in so far as any such Shares may affect the said *Clarence* Railway, or would or might become charged or chargeable upon the said *Clarence* Railway and Works, or for which the same Railway and Works might otherwise become liable by reason of any Amalgamation, Sale, or Purchase authorized by this Act, (except the said *Hartlepool and Clarence* Government Loan Shares, *Hartlepool and Clarence* Class (A.) Preference Shares, and *Hartlepool and Clarence* Class (B.) Preference Shares, and the Dividends in respect thereof respectively,) and also over all Mortgages, Bonds, Debts, and Charges affecting the said *Clarence* Railway which may be hereafter created or made, or which (as far as relates to the said *Clarence* Railway Company), if already created or made, would or might become charged or chargeable upon the said *Clarence* Railway and Works, or for which the same Railway and Works might otherwise become liable by reason of any Amalgamation, Sale, or Purchase authorized by this Act, and also, by way of collateral Security, over all Shares in or affecting the *Stockton and Hartlepool* Railway, whether now issued or hereafter to be issued, and the Dividends in respect thereof, in so far as such Shares may affect the said *Stockton and Hartlepool* Railway, and also over all Mortgages, Bonds, Debts, and Charges hereafter to be created or made by the *Stockton and Hartlepool* Railway Company hereby incorporated or by the said *West Hartlepool* Harbour and Railway Company, in so far as any such Mortgages, Bonds, Debts, and Charges may affect the said *Stockton and*  
*and*



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and Hartlepool Railway; and the several before-mentioned Dividends shall at all Times be payable and paid to the Holders of such several Classes of Shares respectively at such Times as shall be agreed upon between the said Companies, and at some convenient Place in the City of London.

XCVII. That any such Lease of the *Clarence* Railway may contain such Powers of Entry and Distress over the *Clarence* Railway, and also, by way of collateral Security, over the *Stockton and Hartlepool* Railway, as shall be or shall have been agreed upon between the Purchasing Company and the Company of Proprietors of the *Clarence* Railway; and any such Deed of Transfer or Conveyance may contain such Power or Powers of Sale of the *Clarence* Railway and Works, and the Lands, Tenements, and Hereditaments now belonging to the same Company, and also such Powers of Distress and Entry, and such Powers to appoint a Receiver or Receivers of Tolls, Rates, Duties, Rents, and Profits, by way of further Security for the said Government Loan Shares, and Preference Shares affecting the said *Clarence* Railway, and the Dividends thereof respectively, as shall have been or shall be agreed upon between the said Purchasing Company and the Company of Proprietors of the *Clarence* Railway.

Power of  
Entry and  
Distress over  
Clarence and  
Stockton  
and Hartle-  
pool Rail-  
ways.

XCVIII. That it shall be lawful for the Purchasing Company to repurchase or redeem the said Government Loan Shares, First-class Preferential Shares, and Second-class Preferential Shares, on the same Terms, as near as may be, as the Company of Proprietors of the *Clarence* Railway are authorized to repurchase or redeem the same, or such and so many of such Shares as shall not have been previously repurchased or redeemed, and also to repurchase or redeem the said *Hartlepool and Clarence* Government Loan Shares, *Hartlepool and Clarence* Class (A.) Preference Shares, *Hartlepool and Clarence* Class (B.) Preference Shares, and *Hartlepool and Clarence* Class (C.) Preference Shares, or any of them, on Payment to the Holders or Proprietors thereof for the Time being of such a Sum or Sums as herein-after mentioned; (that is to say,) as to the said *Hartlepool and Clarence* Government Loan Shares, of such a Sum or Sums as shall have been actually paid for the Government Loan Shares in the *Clarence* Railway in lieu of which they shall have been allotted; as to the said *Hartlepool and Clarence* Class (A.) Preference Shares, and *Hartlepool and Clarence* Class (B.) Preference Shares, of the full Sum of Ten Pounds each; and as to the said *Hartlepool and Clarence* Class (C.) Preference Shares, on Payment of such a Sum *per* Share as shall be or shall have been agreed upon between the Purchasing Company and the Holders of such Shares; and in case of the Repurchase of any such Shares being made on any other Day than

Purchasing  
Company  
may redeem  
Preference  
Shares in the  
Clarence  
Railway.

[Local.]

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One of the usual Days on which Dividends shall become due and payable, then such Payment as aforesaid shall be made, together with such a further Sum or Sums as shall be equal to Interest upon the Sum or Sums so to be paid after the Rate of Five *per Centum per Annum* for so many Days as shall have elapsed between such last Dividend Day and the Day of such Repurchase, including the Day of such Repurchase, such further Sum or Sums, if any, to be in lieu and stead of all Dividends accruing due or which otherwise might accrue due after such last Dividend Day in respect of the Shares which may be so repurchased or redeemed.

After redemption, benefit of Preference to cease.

XCIX. That from and immediately after any such Repurchase or Redemption as in the preceding Section mentioned, all Benefit and Advantage of Priority and Preference by this Act or the recited Acts relating to the Company of Proprietors of the *Clarence* Railway conferred or authorized to be given to such Shares shall absolutely cease and determine; but it shall be lawful for the Purchasing Company to re-issue or sell the same Shares, or other Shares in lieu thereof, in such Manner as they may issue or sell any other Shares in the same Company.

Purchasing Company may pay for such Shares in Shares or Stock to any Holder willing to take Shares or Stock.

C. That in case any Person holding any of such Government Loan Shares, First-class Preferential Shares, and Second-class Preferential Shares, in the *Clarence* Railway, or any of such *Hartlepool and Clarence* Government Loan Shares, *Hartlepool and Clarence* Class (A.) Preference Shares, *Hartlepool and Clarence* Class (B.) Preference Shares, or *Hartlepool and Clarence* Class (C.) Preference Shares, which the Purchasing Company shall wish to redeem or repurchase as aforesaid, shall be desirous of taking Shares or Stock in the Purchasing Company, instead of Cash, or Part Shares or Stock and Part Cash, it shall be lawful for the same Company to allot to him such Shares or Stock out of any Shares or Stock which the Purchasing Company are empowered to issue in lieu of Payment of Cash.

Purchasing Company may create new Shares for the Purpose of purchasing Clarence Shares.

CI. That it shall be lawful for the Purchasing Company from Time to Time to create a sufficient Number of Shares or Stock in the Capital of the Purchasing Company to enable them to carry into effect the Power of purchasing Shares in the *Clarence* Railway, and repurchasing or redeeming the Government Loan Shares, First-class Preferential Shares, and Second-class Preferential Shares, in the *Clarence* Railway, and also the said *Hartlepool and Clarence* Government Loan Shares, *Hartlepool and Clarence* Class (A.) Preference Shares, *Hartlepool and Clarence* Class (B.) Preference Shares, and *Hartlepool and Clarence* Class (C.) Preference Shares, as aforesaid, or any of them; and such Shares may be of such nominal Amount, and the Calls thereon be

made



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made at such Times, and such Shares and Stock may be distributed in such Manner, as the Purchasing Company may (subject to the Provisions of this Act) think proper or expedient; and it shall be lawful for the Purchasing Company (subject to the Provisions of this Act), by an Order of any General Meeting, to make any such Order as they shall from Time to Time think fit, for giving any special Advantage in favour of the Holders of, or for making any other Regulations in relation to such Shares or Stock, consistent with the Provisions of this Act.

CII. That, notwithstanding the Union or Amalgamation of the said *Clarence Railway* with the Purchasing Company, and their becoming One Undertaking, until the said Government Loan Shares, First-class Preferential Shares, and Second-class Preferential Shares, in the *Clarence Railway*, and the said *Hartlepool and Clarence* Government Loan Shares, *Hartlepool and Clarence* Class (A.) Preference Shares, and *Hartlepool and Clarence* Class (B.) Preference Shares, and *Hartlepool and Clarence* Class (C.) Preference Shares, shall have been repurchased or redeemed, under the Provisions of this Act, the said Purchasing Company shall at all Times keep Accounts of the Tolls, Rates, and Duties received or derived from or on account of the said *Clarence Railway*, and also of the said *Stockton and Hartlepool Railway*, separate and distinct from each other, and from the Accounts of the Tolls, Rates, and Duties to be received by the Purchasing Company in respect of the Harbours, Docks, and other Works belonging to the same Company; and the same Accounts shall at all Times be open to the Inspection of the Holders for the Time being of any such Shares, and they shall at all Times have free and uninterrupted Access thereto.

Accounts of Receipts of Clarence Railway and Stockton and Hartlepool Railway to be open to Holders of Preferential Shares.

CIII. That the Tolls, Rates, and Duties to be received and derived by the Purchasing Company from or in respect of the said *Clarence Railway*, Branches, and Works shall be primarily liable for the Payment of the said Dividend herein made or by virtue of this Act to be made payable in respect of the said *Hartlepool and Clarence* Government Loan Shares, *Hartlepool and Clarence* Class (A.) Preference Shares, *Hartlepool and Clarence* Class (B.) Preference Shares, and *Hartlepool and Clarence* Class (C.) Preference Shares, without Prejudice, nevertheless, to the Preference or Priority in Claim of the Holder of the same Shares upon any other Tolls, Rates, and Duties to be received by the Purchasing Company from or in respect of the *Stockton and Hartlepool Railway*.

Receipts on Clarence Railway primarily liable to the Payment of Dividends on Preference Shares.

CIV. And whereas the said *Stockton and Hartlepool Railway Company* have agreed with the said Company of Proprietors of the *Clarence Railway* for the Purchase or Lease of the said *Clarence Railway* and Works upon certain Terms, and the Provisions herein contained in relation

Confirming Agreement for the Purchase or Lease of the Clarence



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Railway by  
the Stockton  
and Hartle-  
pool Railway  
Company.

relation to the Purchase or Lease of the said *Clarence* Railway are to the like Effect as the Terms contained in the said Agreement, and Resolutions by each of the said Companies have been passed, adopting the Terms of the Agreement so entered into: Be it enacted, That, so far as is consistent with the Provisions of this Act, the Agreement which has been so entered into shall, so far as relates to such of the Provisions and Powers therein contained as are also contained in this Act, or Provisions to the like Effect as those which are contained in this Act, be and the same is hereby confirmed, and declared to be effectual and binding upon both the said Companies: Provided always, that it shall be lawful for the said *Stockton and Hartlepool* Railway Company hereby incorporated, or for the said *West Hartlepool* Harbour and Railway Company, after such Amalgamation, as the Case may be, with the Consent and Approbation of Three Fifths of the Votes of the Shareholders in such Company present, personally or by Proxy, at some Meeting of the Company to be specially convened for the Purpose, and for the said Company of Proprietors of the *Clarence* Railway, with the Consent and Approbation of Three Fifths of the Votes of the Shareholders in such Company present, personally or by Proxy, at some Meeting of the Company to be specially convened for the Purpose, to agree upon and make any Alterations in the Terms of the said Agreement in the following respect; that is to say, with respect to the Distribution of the Dividends and Profits of the Company among the Shareholders therein, with respect to the nominal Amount and Mode of Distribution of the Shares in the Capital, and with respect to the Time of completing the Lease or Purchase, and of the Payment and Appropriation of the Shares or Stock instead of Purchase Money, or any Part thereof, or in any other respect relating to the Management and Regulation of the Affairs of the Company, and the Capital and Profits thereof, but not so as to alter or vary any Preference or Priority in Order of Payment of Dividends, or the Amount thereof, herein expressly provided for.

After Pay-  
ment of  
Money and  
Publication  
in Gazette,  
*Clarence*  
Railway Acts  
to be re-  
pealed.

CV. That immediately on such Payment of the said Purchase Money (if any) as aforesaid, and upon Publication of a Notice of the Execution of the said Transfer or Conveyance in the "*London Gazette*," and in some Newspapers published in the County of *Durham*, of which Payment the said Receipt, under the Hands of Three of the Directors of the said Company of Proprietors of the *Clarence* Railway, shall be sufficient Evidence, the said recited Acts relating to the said *Clarence* Railway Company shall be repealed, save and except as to the Acts, Matters, and Things by this Act directed or authorized to be made or done by the Directors of the same Company: Provided always, that the Repeal of the said Acts relating to the said *Clarence* Railway shall not annul or in anywise prejudice or affect any Purchase, Sale, Conveyance, Lease, Contract, Agreement, Grant, Security, Act, or  
Matter



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Matter or Thing whatsoever theretofore made, done, taken, entered into, executed, commenced, or instituted by the said Company of Proprietors of the *Clarence* Railway, or the Directors or Shareholders thereof, or any of them, or any Trustee or Trustees for or on behalf or on account of the same Company, under or by virtue or in pursuance of the said Acts so repealed, or otherwise, as well prior as subsequent to the passing of the same Acts, but that all such Purchases, Sales, Conveyances, Leases, Contracts, Agreements, Grants, Securities, Acts, Matters, and Things shall be and remain as good, valid, and effectual, to all Intents and Purposes whatsoever, as if the said recited Acts relating to the said *Clarence* Railway had not been repealed.

CVI. And whereas by the said recited Act of the Tenth Year of the Reign of His Majesty King *George* the Fourth it is enacted as follows :  
 “ Provided always, and be it enacted, that no locomotive or moveable  
 “ Steam Engine shall be used on such Part of the City of *Durham*  
 “ Branch as passes through or into the said Townships of *Mainsforth*  
 “ and *Chilton*, or either of them, without the Consent in Writing  
 “ of *Robert Surtees* Esquire, of *Mainsforth*, his Heirs or Assigns, for  
 “ that Purpose first had and obtained : Provided always, that no  
 “ Staiths, Wharfs, Depôts, or Landing Places, or any Buildings, shall  
 “ be made or erected by the said Company in or upon any Lands or  
 “ Grounds in the said Townships of *Mainsforth* and *Chilton*, or either  
 “ of them, or in or upon certain Lands and Grounds called *Cleves*  
 “ *Cross* in the said Township of *Ferryhill*, and belonging to the  
 “ said Dean and Chapter of *Durham* :” Be it enacted, That the said  
 recited Enactment shall be and the same is hereby repealed.

Section 4. of  
10 G.4.c.106.  
recited and  
repealed.

CVII. That no Staiths, Wharfs, Depôts, or Landing Places, or any Buildings, shall be made or erected by the Company of Proprietors of the *Clarence* Railway or the Purchasing Company in or upon certain Lands and Grounds called *Cleves Cross* in the Township of *Ferryhill*, and belonging to the Dean and Chapter of *Durham*; without the Consent of the said Dean and Chapter.

No Staiths,  
&c. to be  
erected at  
*Cleves Cross*  
without Con-  
sent of Dean  
and Chapter  
of *Durham*.

CVIII. Provided also, That in case the said Acts relating to the *Clarence* Railway shall be repealed under the aforesaid Provision in that Behalf, nothing herein contained shall extend or be deemed or construed to extend in any way to defeat, affect, or prejudice any Rights, Privileges, Liberties, Powers, Easements, Accommodations, or Exemptions, or any of them, which under or by virtue of the said recited Acts relating to the said *Clarence* Railway, or previously or subsequent to the same respectively, are or were granted, continued, or reserved to or for the Benefit of Persons and Corporations whose Estates, Properties, or Interests have been or may be in anywise

Saving of  
Rights.



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affected in or by the making or maintaining or otherwise on account of the said *Clarence* Railway and Works, or to which such Persons and Corporations respectively are or may be otherwise entitled under or by virtue of the same Acts or otherwise, but all such Rights, Privileges, Liberties, Powers, Easements, Accommodations, and Exemptions shall be and they are hereby declared as valid and effectual as if the said Acts relating to the said Company of Proprietors of the *Clarence* Railway were not repealed, and such several Persons and Corporations shall be entitled to, and shall have, use, and enjoy, the same Rights, Privileges, Liberties, and Powers, Easements and Accommodations and Exemptions, or such and so many of them as immediately before the Time when such last-mentioned Acts shall become repealed they were entitled to have, use, and enjoy, as fully and effectually as if the same Acts had not been repealed, and shall and may have and be entitled to such or the like Powers and Remedies upon and against the Purchasing Company, for securing the Possession, Use, and Enjoyment of such Rights, Privileges, Easements, Accommodations, and Exemptions, as they had or were or might have been entitled to against the said *Clarence* Railway Company in case such last-mentioned Acts had not been repealed; and all such Penalties, Damages, Monies, Costs, and Expenses as under the Provisions of the said last-mentioned Acts would or after such Repeal might have become payable to or recoverable by such Persons and Corporations as aforesaid of and from the said Company of Proprietors of the *Clarence* Railway, or their Directors or Shareholders thereof, or any of them, in case the same Acts had not been repealed, shall be payable by and recoverable from the Purchasing Company, in such Manner and by such Ways and Means as the same are respectively made payable and recoverable under the Provisions of the said last-mentioned Acts, or to which the Directors and Shareholders of the said Company of Proprietors of the *Clarence* Railway, or any of them, are or were liable, whether prior or subsequent to the passing of the same Acts.

On Payment of Purchase Money, the *Clarence* Railway to become vested in the Purchasing Company.

CIX. That from and immediately after the Execution of such Transfer or Conveyance as aforesaid (the same being by Deed under the Corporate Seal of the said *Clarence* Railway Company, in which the Consideration for the same, whether of the Shares to be created and allotted for that Purpose by the Purchasing Company in the Manner authorized and directed by this Act, or of Money or otherwise, shall be fully and truly stated and set forth, and such Deed being duly stamped for denoting the proper *ad valorem* Stamp Duty in respect of such Consideration), and such Publication of Notice thereof as aforesaid, the said *Clarence* Railway and Works, and all Stations, Houses, and other Buildings, Wharfs, Weighing Machines, and all other Works belonging thereto, and the Ground and Soil thereof respectively, and all the Estate, Right, Title, and Interest therein,



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therein, both at Law and in Equity, of the said Company of Proprietors of the *Clarence* Railway; and of any Person or Persons in trust for the same Company, either expressly or otherwise, in, to, out of, and upon the same, and all and every other the Lands, Tenements, and Hereditaments, Right, Easements, Property, Effects (other than and except Credits, Ready Money, and Money at the Bankers of the said Company of Proprietors of the *Clarence* Railway), and Appurtenances whatsoever, of or to which the said Company of Proprietors of the *Clarence* Railway were by virtue of the said recited Acts relating to the said *Clarence* Railway and Works, or any of them, or by any other Means whatsoever, seised, possessed, or entitled, at Law or in Equity, immediately before the Execution of such Transfer or Conveyance, shall belong to and shall by virtue of this Act be absolutely vested in the Purchasing Company, and the Undertaking of the *Clarence* Railway shall thenceforth become and form Part of the Undertaking and Capital of the Purchasing Company, subject nevertheless and without Prejudice to the several Charges and Incumbrances, Debts and Liabilities, (if any,) which at or immediately before the Time of such vesting shall be or shall have been charged or chargeable upon or shall affect the said *Clarence* Railway, or any of the Property and Effects of the Company of Proprietors of the *Clarence* Railway, or the Directors or Shareholders thereof, or any of them, in respect of the same Company.

CX. That all Contracts, Agreements, Leases, Conveyances, Mortgages, Bonds, Covenants, and Securities made or entered into with, to, or in favour of or by the said Company of Proprietors of the *Clarence* Railway, either before or since the passing of the said Acts or any of them, relating to the said Company of Proprietors of the *Clarence* Railway; and before the Execution of such Transfer or Conveyance, and the Publication of such Notice thereof as aforesaid, shall, from and after the Execution of such Transfer or Conveyance as aforesaid, be and remain as good, valid, and effectual, in favour of, against, and in reference to the Purchasing Company, and may be proceeded on and enforced in the same Manner, by or against the Purchasing Company, to all Intents and Purposes, as if the Purchasing Company had been a Party to and executed the same, or had been named or referred to therein respectively, instead of the said Company of Proprietors of the *Clarence* Railway.

Conveyances, &c. made in favour of the *Clarence* Railway Company to be for the Benefit of the Purchasing Company.

CXI. That no Action, Suit, Prosecution, or other Proceeding whatsoever, commenced either by or against the said Company of Proprietors of the *Clarence* Railway, or the Directors or Shareholders thereof, or any of them, previously to the Repeal of the said Acts relating to the said last-mentioned Company, shall abate or be discontinued or prejudicially affected by such Repeal, but, on the contrary, the

Actions, &c. not to abate.



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the same shall continue and take effect, both in favour of and against the Purchasing Company, in the same Manner in all respects as the same would have continued and taken effect in relation to the said Company of Proprietors of the *Clarence* Railway, or the Directors or Shareholders thereof, or any of them, if the said Acts relating thereto respectively had not been repealed; and also that all Penalties by reason of any Offence against the Provisions of the said Acts so to be repealed, or any of them, previous to the Repeal thereof, shall and may be sued for, and all Offences which may have been committed before such Repeal against the Provisions of the same Acts or any of them be prosecuted, in such or the like Manner, to all Intents and Purposes, as the same might have been sued for and prosecuted respectively if the same Acts had not been repealed, the Purchasing Company being, in reference to the Matters in this Enactment mentioned, in all respects substituted in the Place of the said Company of Proprietors of the *Clarence* Railway and the Directors and Shareholders thereof.

Provisions of this Act extended to the *Clarence* Railway.

CXII. That from and after the Execution of such Transfer or Conveyance, and Publication of such Notice thereof as aforesaid, the Provisions of this Act and the Acts incorporated herewith shall, so far as they are applicable, extend to the *Clarence* Railway, and the Works, Conveniences, Lands, Tenements, Hereditaments, Property, Credits, and Effects so agreed to be purchased as aforesaid, to all Intents and Purposes as if the same Railway, and Works, Conveniences, Lands, Tenements, Hereditaments, Property, Credits, and Effects, had before the passing of this Act formed Part of the Undertakings of the Purchasing Company.

Tolls for the Railways after Amalgamation.

CXIII. That from and after the Execution of such Transfer or Conveyance, and Publication of such Notice as aforesaid, it shall be lawful for the Purchasing Company to demand, in respect of the Railways vested in the Purchasing Company under the Authority of this Act, Tolls of the like Amounts respectively as the several Tolls by this Act authorized to be demanded for the Use of the *Stockton and Hartlepool* Railway by the *Stockton and Hartlepool* Railway Company hereby incorporated: Provided always, that nothing in this Act contained shall alter, prejudice, or affect any of the Provisions of the *York, Newcastle, and Berwick (West Durham)* Railway Act, 1851, whether as to Tolls or otherwise howsoever, but the same Act shall be and remain in as full Force as if this Act had not been passed.

Power to raise by Shares 25,000*l.* left unraised by the *Clarence* Railway Company.

CXIV. That from and immediately after the Execution of such Transfer or Conveyance, and Publication of such Notice as aforesaid, it shall be lawful for the Purchasing Company to raise the Sum of Twenty-five thousand Pounds, Part of the Sum of Fifty-five thousand Pounds which the *Clarence* Railway Company were authorized to raise,



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raise, as herein-before mentioned, by the Creation of new Shares or Stock in the Purchasing Company; and such new Shares shall be of such nominal Value, and such new Shares or Stock shall be distributed in such Manner, and upon such Terms and Conditions, as any General Meeting of the same Company shall hereafter direct; and all such new Shares or Stock shall be considered as Part of the general Capital of the Company, and shall (except as to the Mode of Distribution thereof) be subject to the same Provisions in all respects as are contained in the Companies Clauses Consolidation Act, 1845, herewith incorporated, with reference to the new Shares or Stock thereby authorized to be created, whether in reference to the making and Enforcement of Calls in respect of such new Shares, or the Forfeiture of such new Shares in default of Payment of such Calls, or with reference to the Rights and Privileges to be conferred by such new Shares or Stock, or otherwise howsoever, except that the said Company may (subject to the Provisions herein-after contained) by an Order of any General Meeting make any such Order as they shall from Time to Time think fit for giving any special Preference or Advantage in favour of the Holders of or for making any other Regulations in relation to such new Shares or Stock, or the Division or Disposition thereof; but every such Preference or Priority shall in all respects be subject to and without Prejudice to the Preference and Priority of the said Government Loan Shares, First-class Preferential Shares, and Second-class Preferential Shares in the *Clarence* Railway, and the said *Hartlepool and Clarence* Government Loan Shares, *Hartlepool and Clarence* Class (A.) Preference Shares, *Hartlepool and Clarence* Class (B.) Preference Shares, and *Hartlepool and Clarence* Class (C.) Preference Shares; and such Sum of Twenty-five thousand Pounds shall be applied in the first place in paying off the Balance of the Mortgage Debt of Twenty-four thousand eight hundred and three Pounds Eighteen Shillings and Eightpence due to the Public Works Loan Commissioners, as herein-before mentioned, and the Remainder thereof shall be applied for the general Purposes of the Company.

CXV. That no Shares or Stock having a Preference or Priority in Payment of Interest or Dividends over any other Shares or Stock (except the said *Hartlepool and Clarence* Government Loan Shares, *Hartlepool and Clarence* Class (A.) Preference Shares, *Hartlepool and Clarence* Class (B.) Preference Shares, and *Hartlepool and Clarence* Class (C.) Preference Shares, and any other Shares to be issued in lieu of Shares the Holders of which shall have been previously legally entitled to the like or a similar Preference or Priority,) shall be issued or granted by any or either of the said Companies unless the same shall have been agreed to by not less than Three Fifths of the Votes of the Shareholders in such Company present, personally or

No Preference Shares to be issued without Consent of Proprietors at a General Meeting.

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by Proxy, at some General Meeting of such Company, of which due Notice shall have been given, stating the Objects of such Meeting.

Limiting Preference Dividend.

CXVI. That in no Case shall the Dividend or Interest on any Preference Shares or Stock to be created or issued in pursuance of this Act exceed the Rate of Six *per Centum per Annum*.

Limiting the Amount and Time for Payment of Calls.

CXVII. That the Calls to be made on any Share to be created or issued in pursuance of this Act shall not exceed Four Fifths of the Amount or nominal Value of such Share in any One Year, and no One Call shall exceed One Fourth of such Amount or nominal Value, and an Interval of not less than Two Months shall intervene between each Call.

Preference Shares issued under this Act not to prejudice former Preference.

CXVIII. That the granting of any Preference or Priority in the Payment of Interest or Dividends on any Shares or Stock, in pursuance of this Act, shall not prejudice or affect any Preference or Priority in the Payment of Interest or Dividend or Principal on any other Shares or Stock which shall have been granted by any or either of the said Companies, in pursuance of or which may have been confirmed by any previous Act of Parliament, or which may otherwise be lawfully subsisting.

Books, &c. of the selling Company to be Evidence.

CXIX. That all Books and other Documents whatsoever by the said recited Acts or any of them relating to the Company of Proprietors of the *Clarence* Railway authorized or directed to be kept by them, and thereby made Evidence, shall, after and notwithstanding such Repeal of the same Acts as aforesaid, be admitted as Evidence in all Courts of Law and Equity or elsewhere.

Maps, &c. relating to the Selling Company to remain deposited.

CXX. That the several Maps or Plans and Books of Reference which, in pursuance of the said Acts or any of them relating to the said *Clarence* Railway, have been deposited with the Clerk of the Peace for the County of *Durham*, shall, after and notwithstanding such Repeal of the same Acts as aforesaid, remain in the Custody of the said Clerk of the Peace, to the end that all Persons interested in any Manner therein may at all reasonable Times have Liberty to inspect the same, and to take Copies thereof or Extracts therefrom, at their Pleasure, such Persons paying to such Clerk of the Peace the Sum of One Shilling for every such Inspection, and at the Rate of Sixpence for every One hundred Words of such Copy or Extract; and the said Maps or Plans and Books of Reference, or any Copy thereof, or of so much thereof respectively as shall relate to any Matter which may be in question, certified to be a true Copy by such Clerk respectively, shall be admitted as Evidence in all Courts of Law and Equity or elsewhere.

CXXI. That



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CXXI. That all Works and Things which under the Provisions of the said recited Acts relating to the *Clarence* Railway, or any of them, the said Company of Proprietors of the *Clarence* Railway were bound, required, empowered, or made liable to make, construct, complete, and maintain, and all Repairs thereof respectively, and all Regulations and Restrictions which under the Provisions of the said last-mentioned Acts were imposed upon or required to be observed by the said last-mentioned Company, for the Safety, Protection, Accommodation, Convenience, Enjoyment, and Benefit of Persons and Corporations whose Estates, Properties, or Interests were or might be affected by the making and maintaining of the same Railway and Works, and for the Protection of such Estates, Properties, and Interests, and for securing the Enjoyment of such Estates, Properties, and Interests as aforesaid; or such or so many of the aforesaid Works, Acts, Matters, Things, Regulations, and Restrictions as the same Company would have been bound or liable to construct, complete, maintain, make, do, execute, observe, or perform, in case this Act had not passed, shall, after and notwithstanding such Repeal of the same Acts as aforesaid, be construed, maintained, made, done, executed, observed, performed, kept, and paid by the Purchasing Company, as fully, to all Intents and Purposes, as the same were by the said Acts so to be repealed as aforesaid required to be made, done, executed, maintained, observed, performed, and kept by the said Company of Proprietors of the *Clarence* Railway, and as if the several Provisions in the said last-mentioned Acts contained in reference thereto had been specially repeated and re-enacted in and by this Act, and had been made applicable to the Purchasing Company.

Purchasing Company bound to do such Acts, &c. as the Selling Company were bound to do, &c.

CXXII. That at the Expiration of Six Calendar Months next after the Day on which the said Purchase Money, if any, shall have been paid to the said Directors of the said *Clarence* Railway Company, by the Purchasing Company, such Directors shall, in case the whole or any of the Monies to be distributed under the Authority of this Act shall not have been called for, cause Notices to be inserted Three Times in the "*London Gazette*," and also in some Newspapers usually printed or circulated in the County of *Durham*, containing the Names, in alphabetical Order, of the several Persons appearing in the Books of the said Company of Proprietors of the Railway to be Proprietors of Shares therein who may not have called for or claimed the Shares or Proportion of the Money by this Act to be distributed amongst the Proprietors of Shares in the said last-mentioned Company, and stating that if such Persons or their Representatives shall not make and substantiate their Claims to such Monies within a Time to be limited in such Notice, being Twelve Calendar Months from the Day on which the said Purchase Money (if any) shall have been so paid as aforesaid, the Amount of such Monies will be paid into the Bank of

List of Non-claimants to be given in the "*London Gazette*," and provincial Newspapers.



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of *England*, in pursuance of the Provisions of this Act, and shall also cause a Copy of such Notice as last aforesaid to be given or sent by the Post unto or left at the last known or usual Place of Abode in *England* of the last Proprietor appearing in the Books of the said Company of Proprietors of the *Clarence* Railway to have been possessed of such unclaimed Shares or Proportion of such Money as aforesaid, at least One Calendar Month previous to the Expiration of such Twelve Calendar Months as last aforesaid; provided that in case the last or usual Place of Abode in *England* of any such Proprietor cannot be ascertained upon Inquiry, then the Insertion as aforesaid of such Notice in the "*London Gazette*" or such Newspapers as aforesaid shall be deemed to be sufficient Notice to such Proprietors of Shares of the Matters contained in such Notice.

Shares of Money not claimed within One Year to be transferred into the Name of the Accountant General of the Court of Chancery.

CXXIII. That at the Expiration of Twelve Calendar Months from the Day on which the said Purchase Money, if any, shall have been so paid to the said Directors of the said *Clarence* Railway by the Purchasing Company, such Directors shall cause all such Sum and Sums of Money as shall not have been distributed amongst the Proprietors of the said Company of Proprietors of the *Clarence* Railway, and shall then remain in the Hands of such Directors, either from the same not having been called for by the Persons entitled thereto, or from the Persons claiming the same not having shown a sufficient Title thereto to the Satisfaction of such Directors (of which Sufficiency the Directors shall be the sole Judges, and shall not be responsible for the Exercise of their Judgment), or from any other Cause (except on account of the Existence of adverse Claims, as next hereafter is mentioned), to be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the Court of Chancery, to be placed to his Account there to the Credit of the Party or Parties who in the Books of the said Company of Proprietors of the *Clarence* Railway shall appear to be entitled thereto (describing him, her, or them) as he, she, or they may be described in the said Books, pursuant to the Method prescribed by the Act of the Twelfth Year of the Reign of His Majesty King *George* the First, Chapter Thirty-two, and pursuant to the General Orders of the said Court, and without Fee or Reward, according to the Act of the Twelfth Year of the Reign of His Majesty King *George* the Second, Chapter Twenty-four.

If adverse Claims be made, Money be paid into the Bank.

CXXIV. That if in the course of distributing the said Purchase Money Two or more Persons shall claim to be entitled to the same Share or Shares, or to the Money which may be payable in respect thereof, or to any Part of such Money, and such Persons cannot agree as to which of them shall receive such Money, or as to the Manner in which the same shall be disposed of, then and in such Case it shall be lawful for the said Directors of the Company of Proprietors of

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of the *Clarence* Railway and they are hereby authorized and empowered, at the Expiration of Twelve Calendar Months from the Day on which the said Purchase Money (if any) shall have been so paid as aforesaid; to pay the Money which shall be payable in respect of the Share or Shares the Title to which shall be so in dispute into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Chancery, to be placed to his Account *ex parte* the Proprietors of the Share or Shares numbered in the said Company of Proprietors of the *Clarence* Railway, describing such Shares by their Numbers in the Books of the same Company, subject to the Control and Disposition of the said Court.

CXXV. That all Money paid into the Bank of *England* in the Name of the Accountant General, under the Authority of this Act, shall there remain until the Person or Persons entitled thereto shall, upon Petition to be presented to the Court of Chancery in a summary Way, and which he, she, or they is and are hereby authorized to make at his, her, or their own Expense, obtain an Order for the Transfer thereof into his, her, or their Name or Names or otherwise, and that the said Accountant General shall and may from Time to Time invest the Dividends thereof, when the same shall amount to a competent Sum, in the Purchase of Stock in the Three Pounds *per Centum* Consolidated Bank Annuities, for the Benefit of the respective Parties entitled thereto, subject to the Orders and Directions of the said Court; which said Court, on the Application of any Person or Persons making claim to such Sum or Sums of Money or any Part thereof, by Motion or Petition, shall be and is hereby empowered, in a summary Way of Proceeding or otherwise, as to the said Court shall seem meet, to order the same to be laid out and invested in the Public Funds, and to order the Distribution thereof accordingly to the respective Estates or Interests of the Person or Persons making claim thereto, and to make such other Order in the Premises as to the said Court shall seem just and reasonable.

Money paid into the Bank to be invested in Three per Cent. Consols.

CXXVI. That in all Cases in which any Money shall be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the High Court of Chancery, under the Authority of this Act, the Certificate or Certificates of the Accountant General, together with the Receipt or Receipts of One of the Cashiers of the Bank of *England*, to be thereto annexed and therewith filed in the Registrar's Office of the said Court of Chancery, of the Payment into the Bank of *England* by the Directors of the said Company of Proprietors of the *Clarence* Railway of any Money as aforesaid, or an Office Copy or Office Copies thereof, shall be and be deemed and taken to be a good and sufficient Discharge or good and sufficient

Cashier's Receipt sufficient Discharge to Directors.



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Discharges to such Directors, and to their respective Heirs, Executors, Administrators, and Assigns, for the same, or so much thereof as therein respectively shall be expressed to have been paid; and that such Directors or any of them, their or any of their Executors, Administrators, or Assigns, shall not, either collectively or individually, be liable to see to the Application of such Monies, or be answerable or accountable for any Loss, Misapplication, or Nonapplication of the same.

Treasury, &c.  
may require  
Inconveni-  
ences and  
Evils to be  
remedied.

CXXVII. That if at any Time after the passing of this Act it shall appear to the Lords Commissioners of Her Majesty's Treasury, or the Officers of the Government Department charged for the Time being with the Supervision of Railways, to be necessary for the Interests of the Public, it shall be lawful for the said Lords Commissioners or other Government Officers to require the said *West Hartlepool Harbour and Railway Company* to proceed forthwith to the Correction or Prevention of any Inconveniences or Evils by the Lords Commissioners or other Officers specified; and upon the Failure or Inability of the said Company to comply with the Requisitions of the said Lords Commissioners or other Officers within the Period of Six Months from the Date of such Requisition in the Particulars aforesaid, it shall be lawful for the said Lords Commissioners or other Officers to serve the said Company with Notice to introduce into Parliament in the then existing Session, if Parliament should then be sitting, and if not in the then next ensuing Session, a Bill or Bills for amending this Act in such Particulars as aforesaid, and thereupon the said *West Hartlepool Harbour and Railway Company* shall and they are hereby required to introduce such Bill or Bills accordingly, and duly to prosecute the same; in default whereof it shall be lawful for the said Lords Commissioners or other Officers to introduce or prosecute (as the Case may be) such Bill, at the Expense of the said *West Hartlepool Harbour and Railway Company*.

Interest not  
to be paid  
on Calls paid  
up.

CXXVIII. That it shall not be lawful for the Purchasing Company, out of any Money by this Act or any other Act relating to the said Company authorized to be raised by Calls in respect of Shares, or by the Exercise of any Power of borrowing, to pay Interest or Dividend to any Shareholders 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 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.

CXXIX. That



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CXXIX. That it shall not be lawful for the Purchasing Company, out of any Money by this Act or any other Act relating to the said 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 herein-after 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 said Company to construct any other Railway or execute any other Work or Undertaking.

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

CXXX. 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 an Act was passed in the Ninth and Tenth Years of the Reign of Her said Majesty, intituled *An Act for regulating the Gauge of Railways*; and another Act was passed in the Fourteenth and Fifteenth Years of the Reign of Her present Majesty, intituled *An Act to repeal the Act for constituting Commissioners of Railways*: Be it enacted, That nothing in this Act contained shall be held to exempt the Railway, or the Leasing or Purchasing 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 Companies, so far as the same shall be applicable thereto.

Railway and 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., 9 & 10 Vict. c. 57., and 14 & 15 Vict. c. 64.

CXXXI. That nothing herein contained shall be deemed or construed to exempt the Railway by this or the said recited Acts authorized to be made or maintained from the Provisions of any General Act relating to such Acts, or of any General Acts relating to Railways, or to the better and more impartial Audit of the Accounts of Railway Companies, now in force or which may hereafter pass during this or any future Session of Parliament, or from any future Revision and Alteration, under the Authority of Parliament, of the maximum Rates of Fares and Charges authorized by this Act.

Railway not exempt from Provisions of future General Acts.

CXXXII. That all Notices required by this Act to be given by Advertisement in a Newspaper shall be advertised in some Newspaper published within the County of *Durham*, or if there shall be no such Newspaper,

Newspapers for Advertisements.



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Newspaper, then in a Newspaper circulating within the District within which the Company's principal Place of Business shall be situated.

Provision as to the Rights of the Crown.

CXXXIII. That nothing whatsoever contained in this Act, or in any of the Acts herein recited or referred to, shall extend to authorize the said Companies or either of them to purchase, take, use, or otherwise interfere with any Foreshore or Mud Land below High-water Mark at ordinary Spring Tides on the Banks of the River *Tees* or any other navigable River, so far as the Tide flows, or to purchase, take, use, or otherwise interfere with any other Land, Soil, Tenements, or Hereditaments, or any Rights in respect thereof, belonging to Her Majesty in right of Her Crown, without the Consent in Writing of the Commissioners or Commissioner for the Time being of Her Majesty's Woods, Forests, and Land Revenues, having the Management and Direction of the same Premises, first had and obtained for that Purpose, and which such Commissioners or Commissioner are and is hereby authorized and empowered to give, or to divest, prejudice, diminish, alter, or take away any of the Estates, Rights, Privileges, Powers, or Authorities which now are or hereafter may be, or but for the Provisions of the same Act or Acts might have been, vested in or enjoyed by Her Majesty, Her Heirs or Successors.

Short Title.

CXXXIV. That in citing this Act in any Act of Parliament, and in any Instrument or Document whatever, it shall be sufficient to use the Expression "The *West Hartlepool* Harbour and Railway Act, 1852."

Expenses of Act.

CXXXV. That all the Costs, Charges, and Expenses of and incidental to the obtaining and passing of this Act, or otherwise relating thereto, shall be paid in equal Moieties by the *Stockton and Hartlepool* Railway Company and the *Hartlepool West* Harbour and Dock Company.

Certain Sections of the repealed Acts relating to the *Clarence* Railway Company and the *Hartlepool West* Harbour and Dock Company which are to remain in force.

CXXXVI. That, notwithstanding the Repeal of the recited Acts relating to the Company of Proprietors of the *Clarence* Railway and the *Hartlepool West* Harbour and Dock Company respectively, under the Provisions of this Act, the several Sections and Provisions cited in this Section of those Acts shall, so far as the same respectively shall at the Time or Times of the Repeal of those Acts respectively be in force, remain in full Force; and this Act, and the several Powers and Provisions thereof, shall in all respects be subject and without Prejudice to those cited Sections and Provisions; and this Act, or anything therein contained, shall not, except only as regards the Interpretation provided for by this Section, alter, interpret the Meaning of, or otherwise affect those cited Sections and Provisions or any of them: Provided always, that from and after the Repeal of the said recited Acts relating



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relating to the *Clarence* Railway the Words "Company of Proprietors" and other Words and Expressions relating to the Company of Proprietors of the *Clarence* Railway in those cited Sections and Provisions of the Acts relating to such last-mentioned Company or any of them contained shall mean and relate to the Purchasing Company; and from and after the Repeal of the said recited Acts relating to the *Hartlepool West* Harbour and Dock Company the Word "Company" and other Words and Expressions relating to the *Hartlepool West* Harbour and Dock Company in those cited Sections and Provisions of the Acts relating to such last-mentioned Company or any of them contained shall mean and relate to the *West Hartlepool* Harbour and Railway Company.

The following Sections are cited from the Acts relating to the Company of Proprietors of the *Clarence* Railway; viz.

## 9 Geo. 4. c. 61. s. 4.

And be it further enacted, That the Furnace of every fixed or stationary Steam Engine to be erected under or by virtue of the Powers of this Act shall be constructed upon the Principle of consuming its own Smoke.

Steam Engines to consume their own Smoke.

## 9 Geo. 4. c. 61. s. 118.

Provided also, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to take away, impeach, abridge, restrain, alter, prejudice, or affect any Rights of Estates, Anchorage, Plankage, or other Duties, Tolls, Customs, Powers, Jurisdictions, Privileges, or Advantages whatsoever, of or belonging to the Lord Bishop of *Durham* or his Successors, or any Person or Persons claiming under him, them, or any of them, or of or belonging to the Mayor, Aldermen, and Burgesses of the Borough of *Stockton* aforesaid, or of any Person or Persons claiming under them, or of or belonging to the *Tees* Navigation Company, or of any Person or Persons claiming under them, but saving and reserving to the several Parties herein-before mentioned all such Rights, Titles, and Interests as they or any of them had exercised and enjoyed before the passing of this Act, or as they could or might have had, exercised, or enjoyed if this Act had not been passed.

For preserving the Rights of the Bishop of *Durham* and others.

## 10 Geo. 4. c. 106. s. 6.

And be it further enacted, That the said Company of Proprietors, nor any Person or Persons claiming under them, shall not build or erect any Messuages, Dwelling Houses, Cottages, or other Buildings whatsoever for the Purpose of Habitation, and shall not permit or suffer any Person or Persons employed by or in the Service of the said

No Habitation to be erected in the Township of *Thrislington*.

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Company, or such other Person or Persons, to reside in or upon or to occupy, for the Purpose of Residence or otherwise, any other Erection or Building to be erected or built by the said Company for the Purposes of the said Railway or Tramroad in the Township of *Thrislington*, without the previous Consent in Writing of *Robert Hopper Williamson* of *Newcastle-upon-Tyne*, Esquire, his Heirs or Assigns, or other the Proprietor or Proprietors of the said Township of *Thrislington* for the Time being,

10 Geo. 4. c. 106. s. 15.

Company not to divert Streams communicating with River Tees, nor to impede the Navigation of that River.

And be it further enacted, That nothing in this Act contained shall authorize or empower or be construed to authorize or empower the said Company of Proprietors to alter, straighten, or divert any Streams, Brooks, or Watercourses from flowing into or communicating with the said River *Tees*, or to construct any Quays, Wharfs, Staiths, or Landing Places in such a Manner as that the same or any of them or any Part thereof shall, by projecting into the said River, in any Manner tend to injure or impede the Navigation thereof, or to do any other Act which may in any Manner tend to injure or impede such Navigation, without the Consent of the *Tees* Navigation Company in Writing first had and obtained for that Purpose.

10 Geo. 4. c. 106. s. 43.

For preserving the Rights of the Bishop of Durham, the Town of Stockton, and the Tees Navigation Company.

Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to take away, impeach, abridge, restrain, alter, prejudice, or affect any Rights, Estates, Anchorage, Plankage, or other Duties, Tolls, Customs, Powers, Jurisdictions, Privileges, or Advantages whatsoever of or belonging to the Lord Bishop of *Durham* or his Successors, or any Person or Persons claiming under him, them, or any of them, or of or belonging to the Mayor, Aldermen, the Burgesses of the Borough of *Stockton* aforesaid, or of any Person or Persons claiming under them, or of or belonging to the *Tees* Navigation Company, or of any Person or Persons claiming under them, but saving and reserving to the several Parties herein-before mentioned all such Rights, Titles, and Interests as they or any of them had exercised and enjoyed before the passing of this Act, or as they could or might have had, exercised, or enjoyed if this Act had not been passed.

2 Will. 4. c. 25. s. 17.

For preserving the Rights of the Bishop of Durham, the Town of Stockton,

Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to take away, impeach, abridge, restrain, alter, prejudice, or affect any Rights, Estates, Anchorage, Plankage, or other Duties, Tolls, Customs, Powers, Jurisdictions, Privileges, or Advantages whatsoever, of or belonging



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belonging to the Lord Bishop of *Durham* or his Successors, or any Person or Persons claiming under him, them, or any of them, or of or belonging to the Mayor, Aldermen, and Burgesses of the Borough of *Stockton* aforesaid, or of any Person or Persons claiming under them, or of or belonging to the *Tees* Navigation Company, or of any Person or Persons claiming under them, but saving and reserving to the several Parties herein-before mentioned all such Rights, Titles, and Interests as they or any of them had exercised or enjoyed before the passing of this Act, or as they could or might have had, exercised, or enjoyed if this Act had not been passed.

and the Tees  
Navigation  
Company.

3 Will. 4. c. 4. s. 8.

And be it further enacted, That the said Company, or any Person or Persons claiming under them, shall not build or erect any Messuages, Dwelling Houses, Cottages, or other Buildings whatsoever in the Townships of *Woodham* or *Nunstainton* otherwise *Stainton Grange* in the said County of *Durham*, without the previous Consent in Writing of the Right Honourable *John* Earl of *Eldon*, his Heirs and Assigns, first had and obtained.

3 Will. 4. c. 95. s. 12.

And be it further enacted, That nothing in this Act contained shall authorize or empower or be construed to authorize or empower the Company of Proprietors of the *Clarence* Railway to alter, straighten, or divert the Creek of the River *Tees* lying between *Samphire Batts* and *Salholm* in the said County of *Durham* from flowing into or communicating with the said River *Tees*, or to construct any Quays, Wharfs, Staiths, or Landing Places in such a Manner as that the same or any of them, or any Part thereof, shall in any Manner tend to injure or impede the Navigation of the said River, or to do any other Act which may in any Manner tend to injure or impede such Navigation, without the Consent of the *Tees* Navigation Company in Writing first had and obtained for that Purpose.

The Com-  
pany not to  
divert a cer-  
tain Creek of  
the River  
*Tees*, without  
Consent.

3 Will. 4. c. 95. s. 13.

Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to take away, impeach, abridge, restrain, alter, prejudice, or affect any Powers, Privileges, or Advantages whatsoever of or belonging to the *Tees* Navigation Company, or of any Person or Persons claiming under them, but saving and reserving to the said *Tees* Navigation Company, or any Person or Persons claiming under them or any of them, all such Privileges, Advantages, and Interests as they or any of them had, exercised, and enjoyed before the passing of this Act, or as they could or might have had, exercised, or enjoyed if this Act had not been passed.

For preserv-  
ing the  
Rights of the  
*Tees* Navi-  
gation Com-  
pany.

3 Will. 4.



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3 Will. 4. c. 95. s. 14.

For preserv-  
ing the  
Rights of the  
Bishop of  
Durham and  
the Town of  
Stockton.

Provided always, and be it further enacted, That nothing in this Act contained shall (subject to the Powers reserved in this Act to the said Company) extend or be construed to extend to take away, impeach, abridge, restrain, alter, prejudice, or affect any Rights, Estate, Anchorage, Plankage, or other Duties, Tolls, Customs, Powers, Jurisdictions, Privileges, or Advantages whatsoever, of or belonging to the Lord Bishop of *Durham* or his Successors, or any Person or Persons claiming under him, them, or any of them, or of or belonging to the Mayor, Aldermen, and Burgesses of the Borough of *Stockton* aforesaid, or of any Person or Persons claiming under them, but saving and reserving to the several Parties herein-before mentioned all such Rights, Titles, and Interests as they or any of them had, exercised, and enjoyed before the passing of this Act, or as they could or might have had, exercised, or enjoyed if this Act had not been passed.

3 Will. 4. c. 95. s. 15.

For preserv-  
ing the  
Rights of  
Mr. Appleby.

Provided also, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to take away or affect such Rights as *Robert Appleby* Esquire may have under or by virtue of a certain Agreement bearing Date the Eighth Day of *March* One thousand eight hundred and thirty-one, and made or expressed to be made between the Company of Proprietors of the *Clarence* Railway of the One Part, and the said *Robert Appleby* of the other Part.

1 Vict. c. 103. s. 27.

Saving the  
Rights of  
the Bishop of  
Durham.

And whereas the Bishop of *Durham* and his Lessees claim to be entitled to the Land already formed, if any such there be, or hereafter to be formed by Accretion or Deposit of the River *Tees*, between the said Railway and the Low-water Mark of the said River *Tees*, upon a Portion of which the said Company have erected Staiths and other Works: Be it therefore enacted, That nothing in this Act contained shall extend or be construed to extend to take away, impeach, abridge, restrain, alter, or prejudice any Claim, Estate, Right, or Interest of the said Bishop of *Durham* and his Lessees in or to such Land.

1 Vict. c. 103. s. 28.

Saving the  
Rights of  
Robert Ap-  
pleby, Esq.

Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to take away, prejudice, diminish, alter, or in any Manner affect any of the Powers and Provisions, Covenants, Clauses, or Stipulations, contained in Two several Agreements bearing Date respectively the Eighth Day of *March* One thousand eight hundred and thirty-one and the First Day of



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of June One thousand eight hundred and thirty-three, made or expressed to be made between the said Company and *Robert Appleby* Esquire of *Wolverston* in the County of *Durham*, or in an Award bearing Date the Seventh Day of *December* One thousand eight hundred and thirty-three, and made in pursuance of the said last-mentioned Agreement.

6 & 7 Vict. c. 46. s. 35.

And whereas an Act of Parliament was passed in the Fifth Year of the Reign of Her present Majesty, intituled *An Act for completing the Railway Communication between the Towns of Newcastle-on-Tyne and Darlington, by a Railway to be called "The Newcastle and Darlington Junction Railway, with a Branch to the City of Durham:"* And whereas an Act was passed in this present Session of Parliament, intituled *An Act to authorize certain Alterations in a Portion of the Line of the Great North of England Railway, and for vesting the same in the Newcastle and Darlington Junction Railway Company:* And whereas under and by virtue of the said Two lastly-mentioned Acts of Parliament, or One of them, the *Byers Green* Branch of the said *Clarence* Railway is intended or proposed to be crossed on the Level by the said *Newcastle and Darlington Junction* Railway: Be it enacted, That it shall be lawful for the Lords of the Committee of Her Majesty's Privy Council for Trade and Foreign Plantations to order and determine what Arrangements shall be made between the said Company of Proprietors of the *Clarence* Railway and the said *Newcastle and Darlington Junction* Railway Company relative to such level Crossing; and if either of the said Companies shall refuse or wilfully neglect to obey any such Order made upon or against such Company by the Lords of the said Committee, pursuant to this Provision, such Company shall forfeit to Her Majesty the Sum of Twenty Pounds *per* Day for every Day during which such Refusal or Neglect shall continue; and every such Penalty may be recovered in the Manner directed by an Act of Parliament passed in the Fifth Year of the Reign of Her present Majesty, intituled *An Act for the better Regulation of Railways, and for the Conveyance of Troops.*

The Board of Trade to determine what Arrangements shall be made as to the Crossing by the Newcastle and Darlington Junction Railway of the Byers Green Branch of the Clarence Railway.

The following Sections are cited from the Acts relating to the *Hartlepool West Harbour and Dock Company; viz.*

10 Vict. c. 16. s. 51.

Provided always, and be it enacted, That nothing in this Act contained shall extend or be construed to extend to prevent any Person or Persons from proceeding by Indictment or otherwise against the said Company, or against any of their Officers, Servants, or Workmen, in respect of any Works of the said Company, as a public or private Nuisance, or from bringing any Action or Actions against the said

Company may be proceeded against by Indictment.

[Local.]

26 N

Company,



*The West Hartlepool Harbour and Railway Act, 1852.*

Company, or any of their Officers, Servants, or Workmen, for any Injury sustained by reason of any such Works.

10 Vict. c. 16. s. 52.

Entrance to Harbour and Dock to be dredged as required by the Admiralty.

And be it enacted, That at any Time or Times after the passing of this Act it shall be lawful for the Lord High Admiral or the Commissioners for executing the Office of Lord High Admiral of the United Kingdom, by Writing under the Hand of the Secretary of the Admiralty, from Time to Time, to appoint any Person or Persons to superintend and direct the dredging of the Channel leading into the Harbour and Dock by the said repealed Act authorized to be made; and the Company shall from Time to Time pay to the Person or Persons so to be appointed as aforesaid such Charges and Expenses as the said Lord High Admiral, or the Commissioners for executing the Office of Lord High Admiral aforesaid shall, under the Hand of the Secretary of the Admiralty, from Time to Time direct; and the Amount of such Charges and Expenses so from Time to Time directed to be paid shall be adjudged by any Justice to be paid by the Company, and be recoverable in the same Manner as any other Sum of Money adjudged by a Justice to be paid by the Company under and by virtue of this Act; and the Company shall and they are hereby authorized and required to procure and work a Dredging Vessel, with adequate Steam Power, whenever necessary, or whenever required by the Person or Persons so to be appointed as aforesaid, for the Purpose of clearing the Channel leading into the said Harbour and Dock; and the said Person or Persons shall have Power to ascertain what Effect the Use of the said Vessel has; and the said Company shall be liable to a Penalty of Five Pounds for every Twenty-four Hours during which the said Vessel shall not be procured or worked as aforesaid; and every such Penalty shall and may be recoverable in the same Manner as any other Sum of Money adjudged by a Justice to be paid by the Company under or by virtue of this Act.

10 Vict. c. 16. s. 53.

Entrance to Harbour not to be sluiced.

And whereas the Effect of using sluicing Powers for the Purpose of keeping open the Entrance to the said Harbour might be to interfere prejudicially with the Entrance to the present outer Harbour of *Hartlepool*: Be it therefore enacted, That it shall not be lawful for the said *Hartlepool West* Harbour and Dock Company, their Successors or Assigns, to use any Means to cleanse, scour, or keep open the Entrance to the said intended Harbour, by sluicing into the Bay of *Hartlepool* aforesaid.

10 Vict. c. 16. s. 58.

Saving the Rights of the Trinity

Provided always, and be it enacted, That nothing in this Act contained shall extend or be construed to extend to prejudice or derogate



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derogate from any of the Rights or Privileges of the Master, Pilots, and Seamen of the Corporation of the *Trinity House of Newcastle-upon-Tyne*. House of Newcastle-upon-Tyne.

10 Vict. c. 16. s. 59.

Provided always, and be it enacted, That nothing in this Act contained shall be deemed or construed to authorize any Interference with the Rights and Privileges which are now enjoyed by Fishermen belonging to or frequenting the Port of *Hartlepool*, and which by Law they are entitled to. Saving the Rights of the Fishermen of Hartlepool.

10 Vict. c. 16. s. 60.

And be it enacted, That nothing in this Act contained shall extend or be construed to extend to take away or affect any of the Tolls, Dues, Duties, Payments, Rights, Powers, Privileges, Jurisdictions, or Authorities by Law payable to and of Right claimable by or belonging to the Mayor and Burgesses of *Hartlepool*. Saving the Rights of the Mayor and Burgesses of Hartlepool.

10 Vict. c. 16. s. 61.

Provided always, and be it enacted, That nothing in this Act contained, nor any Works, Matters, or Things to be made, maintained, or done hereunder, shall, on the one hand, vary or extinguish any Tolls, Rates, Dues, or Duties whatsoever which the *Hartlepool Dock and Railway Company* now are or would otherwise have been entitled to take, levy, or impose, nor, on the other hand, give to or confer upon the said last-mentioned Company any Tolls, Rates, Dues, or Duties whatsoever which are not now or would not otherwise have been payable. Saving the Tolls, &c. of the Hartlepool Dock and Railway Company.

10 Vict. c. 16. s. 62.

And be it enacted, That nothing in this Act contained shall extend or be construed to extend to abrogate or abridge any Right or Title which any Person or Persons claiming or to claim as Heir or under the Will of the late Most Noble *William Harry Duke of Cleveland* deceased, or which the Bishop of *Durham* or his Successors may have, to any Royal Franchises, Exemptions, or Pre-eminences, Customs, Duties, Rates, Tolls, Rights, or Privileges within the Harbour and Docks by the said repealed Act and this Act authorized and directed to be made and maintained. Act not to affect the Right of the late Duke of Cleveland, &c.

13 & 14 Vict. c. 111. s. 8.

Provided always, and be it enacted, That any Graving Slip which may be constructed in the Harbour of the Company shall be constructed only at such Place and according to such Plan as shall be previously approved of by the Lord High Admiral or the Commissioners for executing the Office of Lord High Admiral, such Approval Slipway to be constructed, subject to Approval of Admiralty.  
to



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to be signified in Writing under the Hand of the Secretary of the Admiralty.

13 & 14 Vict. c. 111. s. 10.

Company not to take certain Lands without Consent.

Provided always, and be it enacted, That it shall not be lawful for the said *Hartlepool West* Harbour and Dock Company to purchase or take or in any way interfere with any of the Estate, Property, or Land of or belonging to the *Hartlepool* Dock and Railway Company, without the Consent in Writing of the said last-mentioned Company and their Lessees for such Purpose in every Case first had and obtained.

13 & 14 Vict. c. 111. s. 14.

Plans to be open to the Inspection of the Commissioners of the Pier and Port of Hartlepool.

And be it enacted, That, Fourteen Days before any Working Drawings of the Works hereby or otherwise authorized shall be submitted to the Lord High Admiral or Lords Commissioners of the Admiralty, as herein-before provided, the Company shall give Notice to the Commissioners of the Pier and Port of *Hartlepool* of their Intention to submit such Drawings, and shall for the same Period permit such Drawings to remain at the Office of the Company, for the Inspection of and permit the same to be inspected by the said Commissioners or any of their Officers, and Copies of or Extracts from such Drawings to be taken by the said Commissioners or their Officers, or any Person appointed by them to inspect or take Copies of or Extracts from the same.

13 & 14 Vict. c. 111. s. 15.

If Works abandoned or allowed to fall into Decay, Admiralty may remove them, at the Charge of the Company.

And be it enacted, That if any Work to be constructed by the Company shall be abandoned, or suffered to fall into Disuse or Decay, it shall be lawful for the Lord High Admiral or the Commissioners for executing the Office of Lord High Admiral to abate and remove the same, or such Part or Parts thereof as he or they may at any Time or Times deem fit and proper, and to restore the Site thereof to its former Condition, at the Cost and Charge of the Company, and the Amount thereof shall be a Debt due from the Company to the Crown, and be recoverable accordingly, with Costs of Suit.

13 & 14 Vict. c. 111. s. 16.

Slake not to be interfered with, or its Waters.

And whereas the Harbour and Channel of the Commissioners of the Pier and Port of *Hartlepool*, as also the tidal Harbour belonging to the *Hartlepool* Dock and Railway Company and their Lessees, are preserved, kept open, scoured, and cleansed by means of the Waters of the Estuary called the *Slake* of *Hartlepool*: Be it enacted, That the said *Hartlepool West* Harbour and Dock Company shall not at any Time or Times hereafter, either directly or indirectly, wilfully abstract, withdraw,



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withdraw, or let off any Water from the said Estuary called the *Slake*, or in any Manner whatsoever wilfully encroach upon or interfere with the said Estuary, or the Use, Benefit, and Enjoyment of the Waters thereof, as heretofore used and enjoyed by the said Commissioners and the said *Hartlepool* Dock and Railway Company and their Lessees, or any or either of them.

13 & 14 Vict. c. 111. s. 17.

And be it enacted, That in case the said *Hartlepool West* Harbour and Dock Company shall at any Time or Times hereafter wilfully abstract, withdraw, or let off any Water from the said Estuary, or in any Manner whatsoever wilfully encroach upon or interfere with the said Estuary, or the Use, Benefit, and Enjoyment of the Waters thereof, as heretofore used and enjoyed by the said Commissioners, and the said *Hartlepool* Dock and Railway Company and their Lessees, or any or either of them, contrary to the Provisions of this Act, then and in every such Case the said *Hartlepool West* Harbour and Dock Company shall for every such Offence forfeit and pay the Sum of Twenty Pounds, and the further Sum of Five Pounds for every Day during which any such prohibited Matters or Things shall remain, continue, or be in existence.

Penalty in case of Interference with *Slake* or its Waters.

13 & 14 Vict. c. 111. s. 19.

And be it enacted, That nothing herein contained shall extend to impede, prejudice, or hinder any Rights or Remedies which the Owners of the *Middleton House* Estate now have or may hereafter have or be entitled to in, upon, or against the said *Hartlepool West* Harbour and Dock Company in respect of any Encroachment upon or wrongful taking of any Lands, Tenements, or Hereditaments now or heretofore forming Part of the said *Middleton House* Estate, if any such Encroachment or wrongful taking of possession shall have been made.

Not to prejudice Rights of Owners of *Middleton House* Estate.

13 & 14 Vict. c. 111. s. 20.

And be it enacted, That nothing in this Act contained shall extend or be construed to extend to take away, prejudice, or affect any of the Rights, Powers, Privileges, Jurisdictions, Authorities, Tolls, Rates, or Duties of or to which the Commissioners of the Pier and Port of *Hartlepool* are or previously to the passing of this Act were by Law entitled.

Saving the Rights of the Commissioners of the Pier and Port of *Hartlepool*.



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## SCHEDULES referred to in the foregoing Act.

## SCHEDULE (A.)

*Of Tonnage Rates.*

		Rates.		
		£	s.	d.
Outward Charges.	For every Ship clearing for any Port in the United Kingdom or the Isle of Man, per Ton - -	0	0	2
	For every Ship clearing for any Port in Europe, or for any Port in the British Possessions and United States in North America, per Ton - -	0	0	2
	For every Ship clearing for any other Port or Place than above specified, per Ton - - -	0	0	4
	For every Ship with a Cargo from any Port in the United Kingdom or in the Isle of Man, per Ton -	0	0	2
Inward	For every Ship with a Cargo from any Port or Place in Europe between Ushant and the Naze in Norway, except the Ports in the Baltic Sea, or from any Port in the Islands of Guernsey and Jersey, per Ton - - - -	0	0	4
	For every Ship with a Cargo from any Port or Place in the Baltic Sea, or between Ushant and the Straits of Gibraltar, or between the Naze and the North Cape, per Ton - - - -	0	0	6
	For every Ship with a Cargo from any Port or Place within the Straits of Gibraltar, or to the East of the North Cape, or in Madeira, the Azores, or North America South of Davis's Straits, per Ton -	0	0	8
	For every Ship with a Cargo from any Port or Place in Africa between the Straits of Gibraltar and the Cape of Good Hope, or from the Canaries, Cape de Verd Islands, or St. Helena, per Ton - -	0	1	0
	For every Ship with a Cargo from the West Indies, the East Coast of South America, Greenland, or Davis's Straits, per Ton - - - -	0	1	6
	For every Ship with a Cargo from any Port or Place Eastward of the Cape of Good Hope or Westward of Cape Horn, per Ton - - - -			



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## SCHEDULE (B.)

*Schedule of Rates or Tolls on Goods.*

	Rates.		
	£	s.	d.
Agates, per Package	0	0	6
Ale, Porter, or Beer, per Butt or Puncheon	0	0	4
per Hogshead	0	0	3
per Barrel	0	0	2
per smaller Cask	0	0	1
bottled in Packages, per Dozen Quarts	0	0	1
per Dozen Pints	0	0	1
Alkali, per Ton	0	0	9
Alkanet Root, per Cwt.	0	0	1
Almonds, per Tierce	0	0	4
per Barrel	0	0	2
per Bag or Box	0	0	1
Aloes, per Cwt.	0	0	1
Alum, per Ton	0	0	9
Alva Marina or Sea Grass, per Ton	0	1	0
Amber and Beads, per Package	0	0	6
Rough, per Ton	0	1	0
Ambergris, per Package	0	0	2
Amethysts. <i>See Agates.</i>			
Anchors. <i>See Iron.</i>			
Anchovies, per Keg	0	0	1
Angelica Root, per Cwt.	0	0	1
Annatto in Casks, per Cwt.	0	0	1
in Boxes or Baskets, per Cwt.	0	0	2
Anniseed, per Ton	0	1	0
Antimony, per Ton	0	1	0
Ore, per Ton	0	0	6
Apples, per Hogshead	0	0	4
per Tierce	0	0	2
per Barrel, Box, or Basket	0	0	1
per Sieve or Half Basket	0	0	1
loose, per Barrel	0	0	1
Argol, per Ton	0	0	8
Arrowroot, per Cwt.	0	0	1
Arsenic, per Cwt.	0	0	1
Assafoetida, per Cwt.	0	0	1
Ashes, per Ton	0	0	6
Asphaltum, per Ton	0	0	6
Bacon, per Hogshead	0	0	6
per Tierce	0	0	4
per Bale	0	0	2
loose, per Ton	0	1	0
Baggage, for small Package, under 56 Pounds	0	0	1
per Package, 56 Pounds and under 2 Cwt.	0	0	2
per Package, 2 Cwt. and upwards	0	0	4
Bagging, per Piece	0	0	1
Bags, empty, per Score	0	0	1
Bags of Goods, not enumerated, per Bag	0	0	1
Ballast and Gravel, per Ton	0	1	0



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	Rates.		
	£	s.	d.
Bales, Cases, Casks, Trusses, or other Packages of Cottons, Linens, or Woollens, not exceeding 8 Feet per Package	0	0	2
upwards of 8 Feet to 25 Feet inclusive, per Package	0	0	3
upwards of 25 Feet to 55 Feet inclusive, per Package	0	0	4
upwards of 55 Feet, per Package	0	0	6
Balsam, per Cwt.	0	0	2
Bamboos. <i>See Canes, Ground Rattans.</i>			
Barilla, per Ton	0	0	8
Bark, Medicinal, per Cwt.	0	0	2
Tanners, per Ton	0	0	10
Barley in Bulk. <i>See Grain.</i>			
Barley, Pearl, per Tierce	0	0	2
per Barrel, Bag, or Keg	0	0	1
Baskets, per large Bale or Case	0	0	8
per middle, ditto, ditto	0	0	6
per small ditto, or Bundle of Goods not enumerated	0	0	3
large, each	0	0	2
small or empty, each	0	0	1
Beads. <i>See Bugles.</i>			
Beans in Bulk. <i>See Grain.</i>			
Bedsteads, each	0	0	2
Beef and Pork, per Tierce	0	0	3
per Barrel	0	0	2
per Tub or Kit	0	0	1
Beer. <i>See Ale and Beer.</i>			
Spruce, per Keg	0	0	1
Bees Wax, per Ton	0	1	0
Bellows, Smiths, per large Pair	0	0	8
per middle ditto	0	0	4
Benjamin. <i>See Gum.</i>			
Berries, Juniper, per Ton	0	1	0
Betel Nuts, per Ton	0	0	10
Biscuits, per Cwt.	0	0	1
Blacking. <i>See Cases and Casks.</i>			
Black Lead. <i>See Lead.</i>			
Bones, Shank, per Ton	0	1	0
Old, per Ton	0	0	8
Whale Jaw, per Ton	0	0	6
Books, per Cwt.	0	0	2
Boots and Shoes, per Hogshead	0	0	4
per Case or Tierce	0	0	2
per Box	0	0	1
Boracic Acid, per Ton	0	1	0
Borax, per Ton	0	1	0
Bottles, empty, loose Glass or Stone Pints and Quarts, per Gross	0	0	3
1 to 5 Gallons, each	0	0	1
5 to 10 Gallons, each	0	0	1
Hamper or Crate, each	0	0	2
Boxes, empty, each	0	0	1
Bran, per Sack	0	0	1
Brandy. <i>See Spirits.</i>			
Brass, per Ton	0	1	0
Bricks, common, per 1,000	0	0	6
Bath and Fire, per 1,000	0	0	9
large, for Flues and Floors, per 1,000	0	1	0



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	Rates.		
	£	s.	d.
Brimstone, per Ton	0	1	0
Bristles, per Ton	0	1	0
Bronze. <i>See Brass.</i>			
Brooms, Hair, per Bale	0	0	1
Birch, per Gross	0	0	3
Bugles, 20 Feet and under, per Package	0	0	4
21 Feet and upwards, per Package	0	0	6
Bullion, per Package	0	0	6
Bulrushes, per Load of 63 Bunches	0	0	8
Bundles of Goods not enumerated:—			
Large, each	0	0	2
Small, each	0	0	1
Buoys, each	0	0	1
Butter, per Firkin	0	0	1
in larger Casks, per Ton	0	1	3
Grease, per Ton	0	0	8
Cables, Hempen or Coil, per Ton	0	1	8
Camels' Hair, per Cwt.	0	0	2
Camphor, per Cwt.	0	0	1
Cane Juice. <i>See Molasses.</i>			
Canella Alba, per Cwt.	0	0	1
Canes, common Rattan, per 1,000	0	0	3
Ground Rattan or Walking Sticks, per 1,000	0	0	9
Cannons. <i>See Iron.</i>			
Cantharides, per Cwt.	0	0	2
Canvas, per Dozen Bolt	0	0	3
Caoutchouc. <i>See India Rubber.</i>			
Capers, per Cwt.	0	0	1
Cardamons, per Cwt.	0	0	1
Carraway Seed, per Cwt.	0	0	1
Carriages or Coaches, 4 Wheels, each	0	2	6
2 Wheels, each	0	1	6
Carrots, per Ton	0	0	8
Carts, small, each	0	0	6
large, each	0	1	0
Cart Wheels. <i>See Wheels.</i>			
Cases of Cotton Goods. <i>See Bales.</i>			
Cases or Casks of Goods not enumerated:—			
Butt or Case, 81 Feet and upwards	0	0	9
Hogshead or Case, 56 Feet to 80 Feet	0	0	6
Puncheon or Case, 21 Feet to 55 Feet	0	0	4
Tierce or Case, 20 Feet and under	0	0	3
per Barrel	0	0	2
Box	0	0	1
Keg	0	0	1
Cases, empty, 20 Feet and under, each	0	0	1
21 to 55 Feet, each	0	0	2
56 to 80 Feet, each	0	0	3
81 Feet and upwards, each	0	0	4
Casks, empty, Pipe, Butt, or Puncheon, each	0	0	1
Cassia, per Cwt.	0	0	1
Castor Beans, per Cwt.	0	0	1
Catlings. <i>See Cases and Casks.</i>			



*The West Hartlepool Harbour and Railway Act, 1852.*

	Rates.		
	£	s.	d.
Cattle, Horses, each	0	2	0
Oxen and Cows, each	0	1	6
Ponies, Mules, and Asses, each	0	0	9
Calves, each	0	0	2
Deer, each	0	0	3
Lambs, Sheep, or Goats each	0	0	1
Pigs, large, each	0	0	1
Caviare, per Package	0	0	1
Chain, per Ton	0	1	0
Chairs, Mahogany, per Dozen	0	0	6
Cane, Garden, or Camp Stools, per Dozen	0	0	3
Cement, per Barrel or Bag	0	0	1
Chaff Cutters, each	0	0	4
Chalk, common, per Ton	0	0	6
French, per Ton	0	0	6
Charcoal, per Sack	0	0	1
per Hogshead	0	0	6
Chassum, per Cwt.	0	0	1
Cheese, per Ton	0	1	0
Chesnuts, per Bushel	0	0	1
Chests of Goods not enumerated. <i>See Cases.</i>			
Cherries. <i>See Apples.</i>			
Chicoree Root, per Ton	0	0	10
Chilies, per Cwt.	0	0	1
China Root, per Cwt.	0	0	1
China Ware, per Case	0	0	6
Box	0	0	4
Chiranga Root, per Cwt.	0	0	2
Chirayita, per Cwt.	0	0	1
Chocolate, per Cwt.	0	0	2
Cinnabar, per Cwt.	0	0	4
Cinders, Coke, and Culm, per Ton	0	0	3½
Cigars, per Cwt.	0	0	4
Cinnamon. <i>See Cassia.</i>			
Citron in Salt, per Pipe	0	0	6
per Hogshead	0	0	3
Clinkers. <i>See Bricks (common).</i>			
Clocks, Wooden. <i>See Toys.</i>			
Cloves. <i>See Cassia.</i>			
Coal, per Ton	0	0	3½
Cobalt, per Box	0	0	2
Cobbles, per Ton	0	0	6
Cochineal, per Cwt.	0	0	2
Cocoa, per Ton	0	1	0
Cocoa Nuts, per 100	0	0	3
Cocque de Perle, per Chest	0	0	3
Cocculus Indicus, per Cwt.	0	0	1
Coffee, per Ton	0	1	0
Coin, per Package	0	0	6
Coir, rough, Press packed, per Ton	0	0	6
Yarn, per Ton	0	1	0
Rope, under 6 Inches, per Ton	0	1	0
Coloquintida, per Cwt.	0	0	2



*The West Hartlepool Harbour and Railway Act, 1852.*

	Rates.		
	£	s.	d.
Colours, Painters', per Cwt.	0	0	1
Columbo Root, per Cwt.	0	0	1
Copper Ore, Nails, and Sheets, per Ton	0	1	0
Coppers and Stills, per Ton	0	1	6
Copperas, per Ton	0	0	6
Coquilla Nuts, per 1,000	0	0	4
Cordage. <i>See Rope.</i>			
Cordials. <i>See Spirits.</i>			
Coriander Seed, per Ton	0	1	0
Cork, per Ton	0	1	0
Cornelians. <i>See Agates.</i>			
Corn. <i>See Grain.</i>			
Cotton Wool, per Ton	0	1	0
Couhage, per Cwt.	0	0	1
Cowries, per Cwt.	0	0	1
Cranberries, per Pipe or Puncheon	0	0	6
per Hogshead	0	0	3
per Barrel or Anker	0	0	2
per Keg or Half Anker	0	0	1
Cream of Tartar, per Ton	0	0	8
Crystal, rough, per Ton	0	1	0
Cubebs, per Cwt.	0	0	1
Cubic Nitre. <i>See Saltpetre.</i>			
Cummin Seed, per Cwt.	0	0	1
Currants, per Ton	0	1	0
Red, White, &c. <i>See Apples.</i>			
Cyder. <i>See Spirits.</i>			
Dates, per Cwt.	0	0	1
Deals. <i>See Wood.</i>			
Diamonds, per Package	0	0	6
Divi divi, per Ton	0	0	10
Dragon's Blood, per Cwt.	0	0	1
Dripstones, each	0	0	3
Drugs not enumerated, per Cwt.	0	0	2
Earthenware, per Hogshead or large Crate	0	0	3
per Tierce or small Crate	0	0	2
loose, per Crate, to be estimated at the same Rate.			
Earth, Fullers', per Ton	0	0	8
Eau de Cologne, per Case	0	0	4
per Box	0	0	2
Eggs, per Crate	0	0	3
per Tierce, or Box	0	0	2
Elephants' Teeth, per Cwt.	0	0	2
Emery Stone. <i>See Stone.</i>			
Engines, Steam. <i>See Iron.</i>			
Fire. <i>See Carriages.</i>			
Essences, per Package	0	0	6
Extract of Oak Bark, per Cwt.	0	0	1
medicinal, per Cwt.	0	0	2
Fans, per Case or Box	0	0	4
Feathers, Bed, per Cwt.	0	0	2
Ostrich, &c. per Package	0	0	4
Felt, per Ton	0	0	8
Figs, per Ton	0	1	0



*The West Hartlepool Harbour and Railway Act, 1852.*

	Rates.		
	£	s.	d.
Fire-arms, per Chest	0	0	4
per Case	0	0	3
Fish, Cod, &c. per Basket	0	0	1
loose, per Score	0	0	1
dried, per Ton	0	0	10
in Cases, &c. <i>See Cases and Casks.</i>			
Herrings, per Barrel	0	0	1
Flax, per Ton	0	0	10
Cordilla or Tow, per Ton	0	9	8
Flour, per Bag or Sack	0	0	1
Frankincense, per Cwt.	0	0	1
Furniture in Packages. <i>See Toys.</i>			
Furs. <i>See Skins.</i>			
Galangal, per Cwt.	0	0	1
Galbanum, per Cwt.	0	0	1
Galls, per Cwt.	0	0	1
Gamboge, per Cwt.	0	0	1
Geneva. <i>See Spirits.</i>			
Gentian Root, per Cwt.	0	0	1
Gigs. <i>See Carriages.</i>			
Ginger, per Ton	0	1	0
Ginseng Root, per Cwt.	0	0	1
Glass, per Hogshead, Chest, Tierce, or Crate	0	0	3
per smaller Package	0	0	1
Glue, per Ton	0	1	0
Goats' Hair. <i>See Wool.</i>			
Grain and Seed, per Quarter	0	0	2
Granilla, per Cwt.	0	0	2
Grapes, per Box or Jar	0	0	1
Grass, Foreign, per Cwt.	0	0	1
Sea, per Ton	0	1	0
Grates and Stoves:			
large, each	0	0	6
middle, each	0	0	4
small, each	0	0	2
Gravel or Sand, per Ton	0	0	6
Grease, per Ton	0	0	8
Grindstones, every 12 Inches in Diameter	0	0	1
Greaves, per Ton	0	1	0
Grits, per Firkin	0	0	1
Guano, per Ton	0	0	6
Guinea Grains, per Cwt.	0	0	1
Gum, per Ton	0	1	0
Guns. <i>See Iron.</i>			
Hardware. <i>See Iron Manufactures.</i>			
Hair, per Ton	0	1	0
Hampers of Liquids, per Dozen Quarts	0	0	1
Hams, loose, per Score	0	0	3
in Packages. <i>See Bacon.</i>			
Hartall, per Ton	0	1	0
Hats. <i>See Cases and Casks.</i>			
Hay or Grass, per Ton	0	2	0
Hemp, per Ton	0	0	10
Cordilla or Tow, per Ton. <i>See Cordilla.</i>			



*The West Hartlepool Harbour and Railway Act, 1852.*

	Rates.		
	£	s.	d.
Herrings. <i>See Fish.</i>			
Hides, Calf and Kip Skins, dried or salted, per Ton	0	0	10
Hones, per Cwt.	0	0	1
Honey, per Cwt.	0	0	1
Hoofs, per Ton	0	0	8
Hoops, Wooden, per Bundle	0	0	1
Iron. <i>See Iron.</i>			
Hops, per Cwt.	0	0	1
Horns, Tips or Plates, per Ton	0	0	10
Indian Rubber, loose, per Cwt.	0	0	2
in Packages, per Cwt.	0	0	1
Indigo, per Cwt.	0	0	1
Ink, China, per Cwt.	0	0	4
Inkle, per Cwt.	0	0	2
Ipecacuanha, per Cwt.	0	0	2
Iron, in Bars, Shot, Pigs, Packages, or loose, per Ton	0	0	6
Iron Hoops, per Ton	0	0	10
Manufactures or Machinery, in Packages of 20 Cwt. and not exceeding 5 Tons each, per Ton	0	1	6
LL Case under 20 Cwt. each	0	1	6
L Case or Hogshead under 20 Cwt. each	0	0	9
M Case or Tierce, ditto	0	0	6
S Case or Barrel, ditto	0	0	3
Box or Keg	0	0	2
Anchors, Boilers, Castings, Engines, Guns, &c. under 20 Cwt. each, per Ton	0	0	8
20 Cwt. and not exceeding 5 Tons each, per Ton	0	1	6
exceeding 5 Tons each, per Ton	0	2	0
Anvils, Vices, &c., as Iron Castings, Saws, large, per Bundle, about 4 Cwt. each	0	0	3
Iron Plates, tinned, per Box	0	0	1
Isinglass, per Cwt.	0	0	2
Ivory, per Cwt.	0	0	2
Jalap, per Cwt.	0	0	2
Junk or old Rope, per Ton	0	0	6
Jute, pressed, packed, per Ton	0	0	8
Juice or Syrup. <i>See Molasses.</i>			
Kelp, per Ton	0	0	8
Kips, per Ton	0	0	10
Lac Dye, per Chest	0	0	2
Lace Case or Box	0	0	4
Lacquered Ware. <i>See Toys.</i>			
Lard in Bladders, per Score	0	0	3
in Casks. <i>See Bacon.</i>			
Laths. <i>See Wood.</i>			
Lavender Flowers, per Cwt.	0	0	2
Lead, Pig or Sheet, per Ton	0	0	6
Black or White, per Ton	0	0	8
shot, per Ton	0	0	9
Leather, under 1 Cwt., per Package	0	0	1
1 to 3 Cwt., per Package	0	0	2
3 to 5 Cwt., per Package	0	0	4
Leeches, per Package	0	0	2
Lemons. <i>See Oranges.</i>			

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*The West Hartlepool Harbour and Railway Act, 1852.*

	Rates.		
	£	s.	d.
Lime, per Ton	0	0	4
Limes, per Barrel	0	0	2
Lime Juice. <i>See</i> Spirits.			
Linens. <i>See</i> Bales and Cases.			
Linseed. <i>See</i> Grain.			
Cake. <i>See</i> Oilcake.			
Liquorice, or Succus Liquoritæ, per Ton	0	1	0
Root, Bundles or loose, per Ton	0	1	6
Locomotive Engines. <i>See</i> Iron.			
Maccaroni. <i>See</i> Vermicelli.			
Mace, per Cwt.	0	0	2
Machinery. <i>See</i> Iron Manufactures.			
Madder, per Hogshead	0	0	4
Root, per Ton	0	1	0
Malt, per Quarter	0	0	2
Manganese, per Ton	0	0	8
Mangles, each	0	0	6
Manna, per Cwt.	0	0	2
Marble Baths, each	0	2	0
Mortars, per Ton	0	1	0
Slabs, per Cwt.	0	0	2
rough, in Packages, per Cwt.	0	0	1
Block, per Ton of 12 Cubic Feet	0	1	4
Marbles, per Barrel	0	0	1
Mastic, Gum. <i>See</i> Gum.			
Mats, Petersburg, per 144	0	0	4
Archangel, per 120	0	0	4
Indian, Chest or Bundle	0	0	4
Meal. <i>See</i> Flour.			
Melons, per Basket	0	0	1
Melting Pots, per Hogshead	0	0	6
Mohair Yarn, per Cwt.	0	0	1
Molasses, per Ton	0	0	8
Moss, Rock or Iceland, per Cwt.	0	0	1
Mother o'Pearl Shells, per Cwt.	0	0	1
Ware. <i>See</i> Toys.			
Mules. <i>See</i> Cattle.			
Munjeet. <i>See</i> Madder Root.			
Musical Instruments, per Case	0	2	0
per Box	0	0	4
Mustard, per Barrel	0	0	2
per Keg, Box, or Package	0	0	1
Myrabolams, per Cwt.	0	0	1
Myrrh, per Cwt.	0	0	1
Nails, One Cwt. and upwards, per Package	0	0	1
Nanari, per Cwt.	0	0	2
Nankeen, per Chest	0	0	2
Nickel, per Ton	0	1	0
Nitrate of Soda, per Ton	0	0	6
Nutmegs, per Cwt.	0	0	2
Nuts, per Bag	0	0	1
Nux Vomica, per Cwt.	0	0	1
Oakum, per Ton	0	0	9
Oatmeal. <i>See</i> Flour.			
Ochre, per Ton	0	0	8



*The West Hartlepool Harbour and Railway Act, 1852.*

	Rates.		
	£	s.	d.
Oil, Castor, per Cwt.	0	0	1
chemical. <i>See</i> Essences.			
Fish, Olive, Seed, Palm, and Nut, per Ton of 20 Cwt.	0	0	8
Chests, Jars, Canisters, &c., per Cwt.	0	0	1
Oilcake, per Ton	0	0	8
Old Rope. <i>See</i> Junk.			
Olibanum. <i>See</i> Gum.			
Olives, per Barrel	0	0	1
per Keg	0	0	1
per Jar of Two Quarts	0	0	1
Onions, per Bushel	0	0	1
Opium, per Cwt.	0	0	1
Oranges and Lemons, per Chest	0	0	2
per Box	0	0	1
Peel, per Cwt.	0	0	1
Orchella Weed, per Cwt.	0	0	1
Orpiment, per Cwt.	0	0	1
Orrice Root, per Cwt.	0	0	1
Orsidew, per Package	0	0	3
Ostrich Feathers, per Package	0	0	4
Otto of Roses. <i>See</i> Essences.			
Ox Bows, per Dozen Bundles	0	0	1
Oxen. <i>See</i> Cattle.			
Packs or Shakes. <i>See</i> Casks, empty.			
Paddy. <i>See</i> Grain.			
Paint, per Cwt.	0	0	1
Paper, per Ton	0	1	0
Hanging, per Case	0	0	3
Parcels about 12 Inches square, each	0	0	1
Pease, per Tierce	0	0	2
per Barrel	0	0	1
in Bulk. <i>See</i> Grain.			
Pellitory Root, per Cwt.	0	0	1
Pepper, per Ton	0	0	10
Pianofortes, each	0	2	0
Pessara, per Cwt.	0	0	1
Pickles in Jars or Kegs, each	0	0	1
Pictures. <i>See</i> Cases of Goods.			
Piece Goods. <i>See</i> Bales.			
Pigs. <i>See</i> Cattle.			
Pill Boxes in Vats, large Vat	0	1	6
smaller Packages	0	0	8
Pimento, per Ton	0	1	0
Pink Root, per Cwt.	0	0	1
Pipe Clay, per Ton	0	0	8
Pipes, Tobacco. <i>See</i> Earthenware.			
Pitch, per Barrel	0	0	1
Burgundy, per Ton	0	1	0
Plants and Trees, above 5 Cwt., per Package	0	0	4
2 to 5 Cwt., per Package	0	0	2
under 2 Cwt., per Package	0	0	1
Plaster of Paris, per Barrel	0	0	1
Ploughs, each	0	0	6



*The West Hartlepool Harbour and Railway Act, 1852.*

	Rates.		
	£	s.	d.
Plums. <i>See Raisins.</i>			
Green. <i>See Apples.</i>			
Pomegranate Peel, per Cwt.	0	0	1
Porcelain. <i>See Chinaware.</i>			
Pork. <i>See Beef and Pork.</i>			
Potatoes, per 5 Quarters or Ton	0	0	8
Pots, Chimney, per Dozen	0	0	3
Poultry, Fowls, &c. per Dozen	0	0	1
Geese, &c. per Dozen	0	0	2
Preserves. <i>See Succades.</i>			
Prunes. <i>See Raisins.</i>			
Prussiate of Potash, per Ton	0	0	6
Pozzolano, per Ton	0	0	6
Pyrolignate of Lead, per Ton	0	0	6
Quassia, in Packages, per Cwt.	0	0	1
Quicksilver, per Bottle	0	0	1
Quills, per Vat	0	0	1
per Hogshead or Case	0	0	6
per Tierce, Bale, or Barrel	0	0	2
Quinine, per Case	0	0	2
Rabbits, per Score	0	0	1
Rags, per Ton	0	0	8
Raisins, in Casks, per Ton	0	0	10
in Boxes, under 28 Pounds each, per Score	0	0	4
28 to 56 Pounds each, per Score	0	0	6
57 to 84 Pounds each, per Score	0	0	8
85 to 112 Pounds each, per Score	0	0	10
Frails, or Baskets, per Score	0	0	5
in Half or Quarter Drums, per Score	0	0	3
Rape Cake. <i>See Oil Cake.</i>			
Rhatania Root, per Cwt.	0	0	2
Extract. <i>See Extract Medicinal.</i>			
Rhubarb, per Cwt.	0	0	2
Rice, per Ton	0	0	9
Roots, Flower. <i>See Cases and Casks.</i>			
Rope, old. <i>See Junk.</i>			
Rope, Wire. <i>See Wire.</i>			
Rope, new, 6 Inches and under, per Ton	0	1	0
above 6 Inches. <i>See Cables.</i>			
Rosin, per Barrel	0	0	0 $\frac{1}{2}$
Rum. <i>See Spirits.</i>			
Rushes, per Load of 63 Bunches	0	0	8
Sacks of Goods not enumerated, each	0	0	1
Sac Saturni, per Cwt.	0	0	1
Safflower, per Ton	0	1	0
Saffron, per Cwt.	0	0	2
Sago, per Ton	0	0	10
Sal Ammoniac, per Ton	0	1	0
Salmon, per Tierce or Chest	0	0	2
Saltpetre, per Ton	0	0	6
Salt, per Ton	0	0	6
Sand, per Ton	0	0	6
Sarsaparilla, per Cwt.	0	0	2
Sassafras, per Cwt.	0	0	2



*The West Hartlepool Harbour and Railway Act, 1852.*

	Rates.		
	£	s.	d.
Scammony, per Cwt.	0	0	4
Scythe Blades, per Dozen	0	0	1
Seahorse Teeth. <i>See Ivory.</i>			
Seed Lac, per Ton	0	1	0
Seed, Forest and Rye Grass, per Bag	0	0	1
per Sack or Quarter	0	0	2
Seeds; viz. Clover and other agricultural, in Packages, per Ton	0	0	9
Linseed, Rapeseed, Hempseed, &c. <i>See Grain.</i>			
Senna, per Cwt.	0	0	1
Shellac, per Ton	0	1	0
Shoddy. <i>See Wool.</i>			
Shot Lead. <i>See Lead.</i>			
Iron, loose. <i>See Iron.</i>			
Shrub. <i>See Spirits.</i>			
Shumac, per Ton	0	0	9
Silk, per Cwt.	0	0	2
Waste, per Cwt.	0	0	1
Skins, dried or salted, loose or in Packages, per Cwt.	0	1	0
Slate, per Ton	0	0	6
Pencils, per Cwt.	0	0	1
Slates in Frames. <i>See Cases and Casks.</i>			
Smalts, per Ton	0	0	10
Soap, per Hogshead	0	0	8
per Chest	0	0	2
per Firkin or Box	0	0	1
Soda, per Ton	0	0	6
Sofas, each	0	1	0
Spades, Shovels, Scythes, Sickles, &c. per Dozen	0	0	1
Spelter, per Ton	0	0	8
Spetches, per Ton	0	0	10
Spirits and Wine, per Butt above 150 Gallons	0	0	9
per Pipe or Puncheon	0	0	6
per Hogshead	0	0	3
per Barrel or Quarter Cask	0	0	2
per Keg or Demijohn	0	0	1
in Cases per Dozen Quarts	0	0	1
Ditto ditto Pints	0	0	1
Sponge, per Cwt.	0	0	2
Spruce Beer, per Dozen Keg	0	0	3
Squills, per Ton	0	1	0
Starch, per Ton	0	1	0
Steel, loose or in Bundles, per Ton	0	0	6
in Packages. <i>See Hardware.</i>			
Stick Lac. <i>See Seed Lac.</i>			
Stock Fish. <i>See Fish, Cod.</i>			
Stone, Blocks, per Ton of 16 Cubic Feet	0	0	6
Flag, or Paving, per Ton of 12 Superficial Yards	0	0	6
Mill or Grave, per Ton of 16 Cubic Feet	0	0	8
Burr, per Score	0	0	4
Buoy, per Ton	0	0	10
Grinding, every 12 Inches Diameter	0	0	1
Emery, Lithographic, Turkey, and Pumice, per Ton	0	1	0
Emery, in Bulk, per Ton	0	0	10
Jars and Bottles. <i>See Bottles.</i>			

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*The West Hartlepool Harbour and Railway Act, 1852.*

	Rates.		
	£	s.	d.
Stoves and Grates. <i>See Grates.</i>			
Straw, per Ton	0	2	0
Succades, under 56 lbs. per Package	0	0	1
57 to 112 lbs. ditto	0	0	2
above 1 Cwt. ditto	0	0	2
Sugar, per Ton	0	0	6
in Loaves, per Score	0	0	6
Sunn. <i>See Jute.</i>			
Sweepwashers' Dirt, per Ton	0	0	8
Tallow, per Ton	0	0	8
Tamarinds. <i>See Succades.</i>			
Tanners' Waste. <i>See Spetches.</i>			
Tapioca, per Cwt.	0	0	1
Tar, per Barrel	0	0	1
Tares. <i>See Grain.</i>			
Tarras, per Ton	0	0	8
Tea, 20 lbs. and under, per Package or Box	0	0	1
21 to 45 lbs., per Package or Quarter Chest	0	0	2
46 to 84 lbs., per ditto or Half ditto	0	0	3
85 to 140 lbs., per ditto or Chest	0	0	4
141 lbs. and upwards, per ditto or Chest	0	0	5
Teazles, 30 Feet and under, per Package	0	0	2
31 to 50 Feet, per ditto	0	0	3
51 to 80 Feet, per ditto	0	0	6
81 and upwards, per ditto	0	0	8
Terra Japonica, Sienna, and Verde, per Ton	0	0	9
Tiles, per 1,000	0	1	0
Tin, per Ton	0	0	8
Ore, per Ton	0	0	10
Tincal, per Ton	0	1	0
Tobacco, per Hogshead	0	0	8
per Tierce	0	0	4
per Barrel	0	0	2
Pipes. <i>See Earthenware.</i>			
Tongues, loose, per Gross	0	0	6
in Packages. <i>See Beef and Pork.</i>			
Tonquin Beans, per Cwt.	0	0	2
Tortoise Shell, per Cwt.	0	0	2
Tow, per Ton	0	0	9
Toys, 20 Feet and under, per Package	0	0	2
21 Feet to 40 Feet, per ditto	0	0	3
41 Feet to 80 Feet, per ditto	0	0	6
81 Feet to 160 Feet, per ditto	0	1	0
161 Feet and upwards, per ditto	0	2	0
Treenails. <i>See Wood.</i>			
Trunks. <i>See Cases.</i>			
Turmeric, per Ton	0	0	10
Turnips, per Ton	0	0	6
Turpentine, per Barrel	0	0	1
Turf, per Ton	0	0	6
Twine, per Cwt.	0	0	1
Valonia, per Ton	0	0	10
Varnish, per Cwt.	0	0	1
Vanillas. <i>See Succades.</i>			



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	Rates.		
	£.	s.	d.
Verdigris, per Ton	0	1	0
Vermicelli, per Cwt.	0	0	1
Vermillion, per Cwt.	0	0	1
Vinegar. <i>See Spirits.</i>			
Vitriol, per Carboy	0	0	6
Waggons, each	0	2	0
Walnuts, per Bushel	0	0	1
Water, Mineral. <i>See Spirits and Wine in Cases.</i>			
Wax, Sealing, per Cwt.	0	0	1
Weights, Iron. <i>See Iron Castings.</i>			
Weld or Woad, per 60 Bunches	0	0	4
Whale Fins, per Ton	0	1	0
Wheelbarrows, each	0	0	2
Wheels, Iron. <i>See Iron Castings.</i>			
Wood, small, per Pair	0	0	1
large, per Pair	0	0	2
Whisk Brooms, loose, per 1,000	0	0	9
in Bales. <i>See Bales.</i>			
Whisky. <i>See Spirits.</i>			
Whiting, per Ton	0	0	6
Wine. <i>See Spirits.</i>			
Winnowing Machines. <i>See Carts.</i>			
Wire, Iron, loose or in Bundles, or Wire Rope, per Cwt.	0	0	1
in Cask. <i>See Hardware.</i>			
Plated Gilt and Copper, in Bundles, per Cwt.	0	0	1
Wood, Dyers', &c.; viz. Bar, Box, Brazil, Braziletto, Cam, Cocus, Ebony, Fustic, Lignum vitæ, Logwood, Nicaragua, Quassia, Sandal, Sanders, Sapan, Sassafras, per Ton	0	1	0
Wood, Furniture; viz. Cedar, Mahogany, Rose, Satin, &c. per Ton	0	1	3
Deals, Battens, Ends, Boards, per Load of 50 Cubic Feet	0	0	3
Firewood, per Fathom of 216 Cubic Feet	0	1	0
Gunstocks, per 120	0	0	6
Handspikes, not exceeding 7 Feet long, per 120	0	0	8
exceeding 7 Feet long, per 120	0	1	0
Knees, under 5 Inches square, per 120	0	1	0
5 and under 8 Inches square, per 120	0	1	6
Lathwood, per Fathom of 216 Cubic Feet	0	1	0
Laths, per Fathom of 216 Cubic Feet	0	1	3
Oars, under 24 Feet long, per 120	0	0	6
24 Feet and under 32 Feet long, per 120	0	0	8
32 Feet and upwards, per 120	0	1	0
Scoops, per 120	0	0	8
Spars, under 4 Inches Diameter, per 120	0	0	8
4 and under 6 Inches Diameter, per 120	0	1	0
6 Inches and upwards, as Timber, 40 Feet to a Load.			
Spokes, not exceeding 2 Feet long, per 1,000	0	1	3
exceeding 2 Feet long, per 1,000	0	1	9
Staves, per Load of 50 Cubic Feet	0	0	6
Rickers, per 120	0	2	0
Staves, Baltic Pipe, per 120	0	0	9
Hogshead, per 120	0	0	6
Barrel, per 120	0	0	4
Heading, per 120	0	0	3
thin Pipe, 1 to 1½ Inch thick, per 120	0	0	4



*The West Hartlepool Harbour and Railway Act, 1852.*

	Rates.		
	£	s.	d.
Wood :			
Staves— <i>continued</i>			
Hogshead, per 120	0	0	3
Barrel and Heading, per 120	0	0	2
Pipe Board, 3 Inch thick, per 120	0	1	0
Billet, Oak, or Ash, above 3½ Inches and not exceeding 4 Feet long, per 120	0	0	10
exceeding 1½ to 3½ Inches, per 120	0	0	6
under 1½ Inches, per 120	0	0	4
Packs. <i>See</i> Casks, empty.			
Staves, American, per Quebec Standard of 120 of 5½ Feet long by 1½ Inch thick	0	0	6
Staves, American, Quebec Puncheon, St. John's Ash and Oak Hogshead, per 120	0	0	6
Staves, in Packs. <i>See</i> Casks, empty.			
Timber and Planks; viz. Fir, square, per Load of 50 Feet round, per Load of 40 Feet	0	0	6
Ash, Birch, Beech, and Elm, ditto ditto	0	0	6
Oak, Teak, Wainscot, and other hard Wood, per Load of 40 Feet	0	0	8
Treenails, under 2 Feet long, per 1,200	0	1	0
2 Feet and upwards, per 1,200	0	1	6
Timber and Wood lying in the Dock beyond 14 Days to be charged 2d. Load per Week, in addition to the Rates before specified.			
Wool, Sheep, per Ton	0	0	6
Cotton. <i>See</i> Cotton.			
Shoddy, Press-packed, per Ton	0	0	6
not Press-packed, per Ton	0	0	8
Yarn, loose or in Bundles, per Ton	0	0	9
Zaffers, per Ton	0	0	10
Zinc, per Ton	0	0	8
Sulphate of, per Ton	0	0	10



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SCHEDULE (C.)

RATES to be charged and paid for the Use of the GRAVING or REPAIRING DOCKS, INCLINED PLANES or SLIPS and ENGINES, or SHEERS.

For every Ship or Vessel.	Under 50 Tons.	50 and under 100.	100 and under 150.	And for every progressing 50 Tons.
For Two Tides, the Tide in and the next Tide out	£ s. d. 1 16 0	£ s. d. 2 2 0	£ s. d. 2 8 0	£ s. d. 0 6 0
For Three Tides, including going in and out	2 2 0	2 9 0	2 16 0	0 7 0
For Four Tides, including going in and out	2 8 0	2 16 0	3 6 0	0 8 0
For Five Tides, including going in and out	2 14 0	3 3 0	3 12 0	0 9 0
For Six Tides, including going in and out	3 0 0	3 10 0	4 0 0	0 10 0
For Seven Tides, including going in and out	3 6 0	3 17 0	4 8 0	0 11 0
For Eight Tides, including going in and out	3 12 0	4 4 0	4 16 0	0 12 0
Above Eight Tides, and not exceeding 24 Tides	6 0 0	8 0 0	9 0 0	1 0 0
For Two Neaps	12 0 0	16 0 0	18 0 0	2 0 0
For Three Neaps	18 0 0	24 0 0	27 0 0	3 0 0
For Four Neaps	24 0 0	32 0 0	36 0 0	4 0 0
For Five Neaps	30 0 0	40 0 0	45 0 0	5 0 0
For Six Neaps	36 0 0	48 0 0	54 0 0	6 0 0
For Seven Neaps	42 0 0	56 0 0	63 0 0	7 0 0
For Eight Neaps	48 0 0	64 0 0	72 0 0	8 0 0

And in addition thereto, for Docking, Pumping, and Undocking, Use of Staging, Shores, &c.

Vessels not exceeding 500 Tons	£ s. d. 20 0 0
Vessels exceeding 500 Tons, and not exceeding 1,000 Tons	30 0 0
Vessels exceeding 1,000 Tons	50 0 0
For hauling up upon Inclined Plane or Slip :	
Vessels not exceeding 300 Tons	3 3 0
Vessels not exceeding 500 Tons	4 4 0
Vessels not exceeding 750 Tons	6 6 0
Vessels not exceeding 1,000 Tons	12 12 0
Vessels of 1,000 Tons and upwards	15 15 0

ENGINES or SHEERS for getting out, landing, lifting, or shipping Boilers, Machinery, or other heavy Articles.

In Pieces under Two Tons; per Ton	£ s. d. 0 5 0	} An additional charge may be made on very valuable Machinery, or where great additional Risk from Weight is incurred.
In Pieces under Two and not exceeding Ten Tons, per Ton	0 7 6	
In Pieces exceeding Ten Tons, per Ton	0 10 0	
Rent per Week for Boilers, Funnels, Cylinders, and the like, per Ton	0 0 3	



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## FOR MASTING OR DISMASTING OF VESSELS.

For Ships of	Main Mast.	Fore Mast.	Mizen Mast.	Bowsprit.
	£ s. d.	£ s. d.	£ s. d.	£ s. d.
1,000 to 1,500 Tons	9 0 0	8 2 0	3 12 0	4 10 0
800 to 1,000 Tons	6 15 0	6 6 0	3 3 0	3 12 0
650 to 800 Tons	4 0 0	3 12 0	2 0 0	2 0 0
500 to 650 Tons	3 4 0	2 16 0	1 12 0	1 12 0
300 to 500 Tons	2 12 6	2 5 0	1 6 3	1 6 3
Under 300 Tons	1 17 6	1 13 9	1 2 6	1 2 6

## FOR PUTTING ON OR TAKING OFF TOPS.

For Ships of	Main.	Fore.	Mizen.
	£ s. d.	£ s. d.	£ s. d.
1,000 to 1,500 Tons	0 15 0	0 15 0	0 10 0
800 to 1,000 Tons	0 10 0	0 10 0	0 5 0
500 to 800 Tons	0 7 6	0 7 6	0 5 0
Under 500 Tons	-	-	In proportion.

The Charges in the above Table are for each Operation, which includes the use of Masting Falls and Slings.

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