



ANNO DECIMO SEPTIMO

VICTORIÆ REGINÆ.

Cap. lxi.

An Act to enable the *London, Brighton, and South Coast* Railway Company to enlarge their Stations at *New Cross*, the *Bricklayers Arms*, and *Norwood*; to widen the Branch Railway called the *Thames Junction* Railway, and their Main Line of Railway in the Neighbourhood of such Branch; to increase their Capital, and to establish a Provident Institution for their Servants and Workmen; and for other Purposes.

[2d June 1854.]

WHEREAS an Act was passed in the Session of Parliament holden in the Ninth and Tenth Years of the Reign of Her present Majesty Queen *Victoria*, intituled *An Act to consolidate and unite the London and Brighton and the London and Croydon Railway Companies, and the Undertakings belonging to them*, which Act is in this Act called "the Consolidation Act," and the Undertakings so united are in this Act called "the Railway:" And whereas the *London, Brighton, and South Coast* Railway Company in this Act called "the Company," were incorporated by the said Consolidation Act: And whereas the several Stations of the Company

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herein-after mentioned, (that is to say,) the Station of the Company at *New Cross* in the Hamlet of *Hatcham* in the Parish of *Saint Paul Deptford* in the County of *Surrey*, which said Station is in this Act called "the *New Cross Station*," and the Station of the Company at or near the *Bricklayer's Arms* in the Parish of *Saint Mary Bermondsey* in the County of *Surrey*, which said Station is in this Act called "the *Bricklayers Arms Station*," and the Station of the Company at *Norwood* in the Hamlet of *Norwood* in the Parish of *Croydon* in the said County of *Surrey*, which said Station is in this Act called "the *Norwood Station*," are respectively insufficient for the increased and increasing Traffic of the Railway, and it would be advantageous to the Public, and would enable the Railway to be worked with greater Safety, Convenience, and Facility, if the said Stations respectively were altered and enlarged, and if a Portion of a certain Street or Road called the *Grange Road* in the said Parish of *Saint Mary Bermondsey* otherwise *Bermondsey* were altered, and a certain Occupation Road in the said Parish of *Saint Paul Deptford* were stopped up: And whereas it would enable the Railway to be worked with greater Safety and Convenience if certain Portions of the said Branch Railway called "The *Thames Junction Railway*," and the Railway respectively in the said Parish of *Saint Paul Deptford*, were widened and enlarged as herein-after mentioned: And whereas the total Capital of the Company is Seven million four hundred and forty thousand nine hundred and thirty Pounds, of which Five million six hundred and fifty-three thousand two hundred and thirty Pounds and Fivepence has been already raised by the Company under their Powers of creating Shares or Stock, and One million seven hundred and eighty-three thousand five hundred and twelve Pounds Fifteen Shillings and Elevenpence has been already raised by the Company under their borrowing Powers, and the Company have Power to raise a further Sum of Four thousand one hundred and eighty-seven Pounds Three Shillings and Eightpence: And whereas such Capital is found to be insufficient for the Purpose of completing the Works which the Company are already authorized to make and execute, and some of which Works are now in progress, and it is expedient and necessary that the Company should be authorized to raise a further Sum of Three hundred and nine thousand and seventy Pounds, for the Purpose of effectually carrying their Undertaking into execution, and of completing and perfecting the same: And whereas the estimated Cost of making the Alterations and Enlargements and executing the new Works by this Act authorized to be made and executed is the Sum of Fifty thousand Pounds: And whereas it is expedient that the Company should be empowered to establish a Provident Institution for their Officers, Servants, and Workmen, in manner herein-after mentioned, and that Powers to raise additional Sums of Money should be given, and the Capital of the
Company

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Company increased, and that the Company should be empowered to raise the Rate of Interest on their Debenture Stock, and the Rate of their Perpetual Annuities, and that some of the Powers of the Acts relating to the Company should be amended: And whereas 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:

I. That "The Companies Clauses Consolidation Act, 1845," "The Lands Clauses Consolidation Act, 1845," and "The Railways Clauses Consolidation Act, 1845," shall be incorporated with and form Part of this Act. 8 & 9 Vict. cc. 16. and 18. incorporated.

II. That in citing this Act for any Purpose it shall be sufficient to use the Expression "The *London, Brighton, and South Coast Railway Act, 1854.*" Short Title.

III. And whereas Plans showing the intended Alterations and Enlargements of the said Stations, and the intended Widening and Enlargement of the said Branch Railway and of the Railway, and the Portion of the said *Grange Road* in which an Alteration of Level will be made, and the Lands intended to be used and taken for the Purpose of such Alterations, Widenings, and Enlargements, together with Books of Reference to the said Plans containing the Names of the Owners or reputed Owners, Lessees or reputed Lessees, and of the Occupiers of the said Lands, have been deposited with the Clerk of the Peace for the County of *Surrey*: Be it enacted, That, subject to the Provisions of this Act, it shall be lawful for the Company to alter and enlarge the said *New Cross Station, Bricklayers Arms Station, and Norwood Station*, and to widen and enlarge the said Branch Railway and the Railway, and to alter the said *Grange Road*, and to stop up the said Occupation Road, to the Extent or within the Limits shown on the said Plans in relation to such Stations, Branch Railway, and Roads respectively, or to any less Extent, and to construct all Buildings, Works, Conveniences, and Approaches necessary or convenient for such Alterations, Widenings, and Enlargements in and upon the Lands delineated on the said Plans and referred to in the said Books of Reference, and to enter upon, take, and use and purchase and hold such of the said Lands as may be requisite for the Purposes aforesaid. Power to enlarge Stations.

IV. That it shall not be lawful for the Company to take more of the Land belonging to *James Roberts West Esquire*, situated on the South-east Side of the *Upper Grange Road*, and shown on the said Plans, As to the Property of J. R. West, Esq.

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Plans, than is contained within the following Limits; that is to say, with reference to the Field Number 13 in the Parish of *Saint Mary Bermondsey*, a Line drawn North-eastward Two hundred Feet from the Boundary of the *South-eastern Railway* to a Point in the Fence dividing Number 13 from Number 16, One hundred and thirty-two Feet from the said Boundary Fence, and with reference to the Field Number 16 in the said Parish, a Line drawn in continuation of the said last-mentioned Line to a Point in the Fence dividing Number 16 from Number 19 distant Sixty-six Feet from the Boundary Fence of the *South-eastern Railway*, and from thence in continuation of the said Line through Numbers 19 and 20 in the said Parish to the Junction of the Ditch or Fence forming the South-eastern Boundary of Number 20 with the Boundary Fence of the *South-eastern Railway*.

Describing
Works.

V. That such Alteration and Enlargement of the said *New Cross Station* shall be an Alteration and Enlargement on the Western Side of such Station at or near *Hatcham House* and *Five Bell Lane*, and such Alteration and Enlargement of the said *Norwood Station* shall be an Alteration and Enlargement on the Western Side of such Station at or near the public Road leading from *Croydon* to *Penge* in the said Parish of *Croydon*; and such Widening and Enlargement of the said Branch Railway called the *Thames Junction Railway* shall be a Widening and Enlargement to commence at or near to the Place where such Branch Railway crosses the *Grand Surrey Canal* in the Parish of *Saint Paul Deptford* in the County of *Surrey*, and to terminate at or near to the Place where it passes under the Main Line of the Railway in the said Parish of *Saint Paul Deptford*; and that such Widening and Enlargement of the Railway shall be a Widening and Enlargement to commence from the said Termination of such Widening and Enlargement of the said Branch Railway, and to terminate at or near to the *New Cross Station* in the said Parish of *Saint Paul Deptford*; and it shall be lawful for the Company to lay down additional Lines of Rails on the Railway and Branch Railway so to be widened as aforesaid, and to make and construct all Buildings, Works, and Conveniences necessary or convenient for such Alterations and Enlargements and Widenings and Enlargements respectively.

Works at
Bricklayers
Arms Station.

VI. That such Alteration and Enlargement of the *Bricklayers Arms Station* shall be an Alteration and Enlargement on the Eastern Side of that Station at or near *Grange Road* in the Parish of *St. Mary Bermondsey* otherwise *Bermondsey*: Provided always, that the Company shall not enter upon, take, or use for any of the Purposes of this Act any of the Lands of the *South-eastern Railway Company* to the South-eastward of *Grange Road* without in every
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Case the previous Consent of the *South-eastern Railway Company* in Writing under their Common Seal.

VII. And whereas, under an Agreement made the Tenth Day of *July* One thousand eight hundred and forty-eight between the Company and the *South-eastern Railway Company*, the Company have, for the Purposes of such of their Traffic as therein expressed, the User, on the Terms and Conditions therein expressed, of the *Bricklayers Arms Branch Railway* of the *South-eastern Railway Company*: And whereas those Two Companies are willing and it is expedient that Provision be made as herein-after mentioned: Therefore, if the *South-eastern Railway Company* make and maintain on their own Land lying to the North-eastward of the *Bricklayers Arms Branch Railway*, and to the South-eastward of *Grange Road*, and between *Grange Road* on the North-westward and the South-eastward Point of Junction shown on the Plan, as to the Parish of *Saint Mary Bermondsey*, deposited for the Purposes of this Act, Two additional Lines of Railway, to commence with a Junction at or near that Point of Junction with the *Bricklayers Arms Branch Railway*, and to terminate by a Junction with that Branch Railway at or near to a Point about Two hundred Yards to the South-eastward of *Grange Road*, then the Company shall have the User of those Two additional Lines in common with the *South-eastern Railway Company*, and in lieu of the User by the Company of the Part of the *Bricklayers Arms Branch Railway* lying to the North-westward of the South-eastward Point of Junction of those Two additional Lines with that Branch Railway.

South-eastern Railway Company to make Two additional Lines of Railway near Bricklayers Arms Branch.

VIII. That all Junctions of those Two additional Lines of Railway with the *Bricklayers Arms Branch Railway*, and with any Lines of Railway from Time to Time laid down by the Company respectively, and all Junctions of any Lines of Railway from Time to Time laid down by the Company with those Two additional Lines of Railway and with the *Bricklayers Arms Branch Railway* respectively, shall be made under the Superintendence and to the Satisfaction of the Engineer of the *South-eastern Railway Company*.

Junctions to be made by South-eastern Railway Company.

IX. That all Signal Posts and Signals, and the Works and Conveniences connected therewith, from Time to Time made at or near the South-eastward Point of Junction shown on that Plan, shall be made by and be under the entire and exclusive Control, Regulation, and Management of the *South-eastern Railway Company*.

South-eastern Railway Company to have Control of Signals at Junction.

X. That from and for ever after the Completion of those Two additional Lines of Railway the Company shall cease to have all Right, under the recited Agreement of the Tenth Day of *July* One thousand

Company to cease to have User of Part of Bricklayers Arms Branch.

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thousand eight hundred and forty-eight, or otherwise howsoever, to any User of any Part of the *Bricklayers Arms* Branch Railway lying to the North-westward of the South-eastward Point of Junction of those Two additional Lines with that Branch Railway.

Act not to prejudice Agreement of 10th July 1848.

XI. Provided always, That, except as is by this Act expressly provided, this Act and everything therein shall be subject and without Prejudice to the Rights and Liabilities of the Company and the *South-eastern* Railway Company respectively under the recited Agreement of the Tenth Day of *July* One thousand eight hundred and forty-eight, and from and after the Completion of those Two additional Lines of Railway that Agreement shall be read and have Effect according to the true Intent thereof, as if it had originally provided for the User by the Company of those Two additional Lines of Railway, in lieu of the User by the Company of that Part of the *Bricklayers Arms* Branch Railway of which under this Act the Company are after the Completion of those Two additional Lines to cease to have the User.

Saving Rights of South-eastern Railway Company.

XII. Provided always, That, except as is by this Act expressly provided, this Act or anything therein shall not take away, lessen, prejudice, or alter any of the Estates, Rights, Interests, Powers, Privileges, or Authorities of the *South-eastern* Railway Company.

Inclination of certain Roads.

XIII. That the Inclination of the Road Number 12 in the Parish of *Saint Mary Bermondsey* called the *Grange Road*, by this Act authorized to be altered by the Company, shall not exceed One Foot in Twenty-seven Feet.

Power to stop up and divert Accommodation Road from Cold Blow Lane.

XIV. That it shall be lawful for the Company to stop up the said Occupation Road or Way leading from a certain Lane called *Cold Blow Lane*, and to take and appropriate such Occupation Road and the Site and Soil thereof for the Purposes of the Railway and the *New Cross* Station and Works, and to make Compensation to the Parties entitled thereto, or to make another Occupation Road, in lieu of and in substitution for such Occupation Road, in and upon the Lands delineated on the said Plan and referred to in the said Book of Reference; and such Occupation Road shall, immediately on such taking and Appropriation thereof as aforesaid, and the making of such Compensation or Completion of such substituted Occupation Road, vest in and become the absolute Property of the Company, their Successors and Assigns, for ever, in the same Manner and as fully and effectually to all Intents and Purposes as the other Lands of the Company are vested in them, and free from all Rights of Way, either public or private, and all other Estates, Rights, Titles, Claims, and Demands whatsoever,

XV. That

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XV. That the Powers of the Company for the compulsory Purchase of Lands for the Purposes of this Act shall not be exercised after the Expiration of Two Years from the passing of this Act.

Limitation of Power for compulsory Purchase of Lands.

XVI. That if the Widening of the said Railway and Branch Railway shall not be completed within Three Years from the passing of this Act, then on the Expiration of such Period the Powers by this Act granted to the Company for executing such Widening shall cease to be exercised, except as to so much of the said Widening as shall then be completed.

Limitation of Powers for Execution of Works.

XVII. That, except as expressly provided by this Act, nothing in this Act contained shall take away, diminish, alter, prejudice, or affect any Right, Privilege, Property, Power, or Authority vested in the Company of Proprietors of the *Grand Surrey Canal* (herein-after called "the Canal Company"), or authorize the Company to alter the Line, Level, or Depth of the said Canal, or the Line or Level of the Towing Paths or Banks belonging thereto, or to injure any of the Works of the said Canal, or to obstruct the Navigation thereof.

Nothing to prejudice the Rights of the Proprietors of the Grand Surrey Canal.

XVIII. That in crossing the Canal, Towing Paths, and Banks and Side Drains of the Canal Company the Company shall not, without the previous Consent of the Canal Company in Writing under their Common Seal, take or use more of the Land forming Part of the said Towing Paths, Banks, or Side Drains than shall be absolutely necessary for the Purpose of widening the existing Lift Bridge and the Works necessarily connected therewith, so as to admit of One additional Line of Rails being laid down upon that Part of the *Thames Junction Railway* intended to be widened under the Provisions of this Act, and for constructing the necessary Works in connexion therewith, and shall not narrow the Waterway or Towing Paths of the said Canal or any Part thereof further than is necessary in widening such Bridge.

Restriction as to taking or using the Lands of the Canal Company.

XIX. That the proposed Widening of the said existing Lift Bridge and the Works connected therewith shall be constructed by the Company in the same Manner in all respects, except as to Materials, as the said existing Lift Bridge and the Works connected therewith are constructed.

New Works across the Surrey Canal to be constructed in same Manner as the Works of existing Lift Bridge.

XX. That the Company shall deposit Plans, Sections, and Working Drawings of the intended Widening of the existing Lift Bridge and of all Works connected therewith, so far as the same may affect the said Canal, Towing Paths, Banks, and Side Drains, at the Office of the Canal Company; and no Portion of such Works shall be commenced until such Plans, Sections, and Working Drawings shall have been so deposited for Twenty-one Days.

Plans, &c. of Bridge to be approved of by Engineer of Canal Company.

XXI. That

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Works affecting the Canal to be completed within Six Months after Commencement.

XXI. That all Works proposed to be constructed by the Company across the said Canal, Towing Paths, Banks, or Side Drains, or in anywise affecting the same, shall be completed within Six Months after the Commencement thereof.

Existing Byelaws respecting working of Lift Bridge to remain in force.

XXII. That this Act or anything therein contained shall not alter or annul certain Byelaws, Orders, Rules, and Regulations of the Company with reference to the working and using of the said existing Lift Bridge, and otherwise incident or relating thereto, dated the Thirtieth Day of *June* One thousand eight hundred and forty-nine, and certified as approved by Two of the Commissioners of Railways on the Second Day of *July* One thousand eight hundred and forty-nine, but the same Byelaws, Orders, Rules, and Regulations shall be applicable in all respects to the working and using of the said Lift Bridge when altered and widened under the Provisions of this Act.

Navigation and Towing Paths not to be interrupted.

XXIII. That the Company shall, during the Construction of the proposed Works across and abutting upon the said Canal, and during the making of the necessary Repairs or Renewals thereof, at all Times leave an open and uninterrupted navigable Waterway in the said Canal of not less than Twenty Feet in Width, and also an open and uninterrupted Passage for a Towing Path, in case the present Towing Path shall be disturbed, until the new Towing Path shall be made and properly gravelled and opened for the free Passage of Horses along the same.

As to Interference with Side Drains.

XXIV. That wherever the Works by this Act authorized shall cause any Interference whatever with the Side Drains of the said Canal, the Company shall lay down and for ever thereafter maintain good and sufficient Brick Tunnels or Cast-iron Cylinders of not less than Three Feet in Diameter, according to a proper Level, and in the Line or Direction of such Side Drains, and so as to admit of the free Course of the Water through the same.

Soil and Right of Way reserved to the Canal Company.

XXV. That nothing in this Act contained shall be held to vest in the said Company the Right to the Soil of the said Canal, Towing Paths, Banks, and Side Drains, or to obstruct the Right of Way along the same, but such Soil and Right of Way shall continue vested in the Canal Company or other the Person or Persons entitled thereto: Provided always, that nothing herein contained shall extend to prevent the Company from entering upon the said Canal, Towing Paths, Banks, and Side Drains for the Purpose of constructing the said Railway, or effecting any needful Repairs to or Alteration in the said Railway or the Works connected therewith.

XXVI. That

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XXVI. That in case the Company and the Canal Company, or any other Persons or Corporations having a Right of Way over the existing Lift Bridge, shall not agree as to the Management of the Lift Bridge as altered and widened under the Provisions of this Act, or as to the Times when the same shall be opened or closed, or as to the Regulations to be adopted for the Traffic across the same, the Questions in dispute shall be referred to the Board of Trade, or to a sole Arbitrator to be appointed by them, whose Decision shall be final.

Reference to Board of Trade in case of Dispute as to Regulations.

XXVII. That the Officers and Servants of the Canal Company shall at all Times have free Access to the said Lift Bridge and the Works connected therewith for all reasonable Purposes.

Canal Company's Servants to have Access to Lift Bridge.

XXVIII. That the Company shall at all Times employ a sufficient Number of Servants to work the said Lift Bridge and the Works connected therewith; and in default thereof the Canal Company may employ Persons for that Purpose, and the Expenses attendant thereon may be recovered by the Canal Company from the Company as Damages.

The Company to employ proper Persons to work the Lift Bridge.

XXIX. That if by reason of the Execution of any of the Works by this Act authorized, or by reason of the Want of Repair of any such Works, it shall happen that the said Canal, Towing Paths, Banks, or Side Drains shall be so obstructed that Vessels, Boats, or Barges, or the Horses drawing the same, shall not be able freely to pass along the said Canal or Towing Paths, as heretofore, the Company shall pay to the Canal Company as Damages Fifty Pounds for every Day during which such Obstruction shall continue.

Company to pay for Stoppage to the Navigation of the Canal.

XXX. That in case the intended Widening of the said existing Lift Bridge, or any Works connected therewith, or in case the Tunnels or Cylinders to be laid down for the Side Drains of the said Canal or any Part thereof respectively, shall be out of repair, then and in any and every such Case it shall be lawful for the Canal Company to make all needful Repairs, and to recover the Costs and Expenses attending the same from the Company as Damages.

In case Lift Bridge &c. be out of repair, Canal Company may repair, and recover Amount for the same.

XXXI. That it shall be lawful for the Company to demand and receive, for and in respect of those Portions of the Railway and Branch Railway hereby authorized to be widened and enlarged, the same Tolls and Charges as they are authorized to demand and receive for and in respect of the Railway: Provided always, that the maximum Tolls and Charges to be levied and received by the Company in respect of the said enlarged Portions of the Railway and Branch Railway shall in no Case exceed the maximum Tolls and Charges authorized by the first-recited Act of the Ninth and

Power to take Tolls.

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Tenth Years of the Reign of Her present Majesty; and such new Works shall, with respect to all such Tolls, and the Mode of charging the same, be deemed Portions of the Undertaking of the Company, in the same Manner as if the same had constituted Part of such Undertaking at the Time of the passing of the said Act.

Power to raise additional Capital by Creation of new Shares.

XXXII. That it shall be lawful for the Company to raise any Sum of Money not exceeding Three hundred and fifty-nine thousand and seventy Pounds by the Creation of new Shares or Stock, in addition to their said existing Capital of Seven million four hundred and forty thousand nine hundred and thirty Pounds, making the total Capital of the Company Seven million eight hundred thousand Pounds.

Additional Capital to be considered Part of general Capital.

XXXIII. That such additional Capital shall be considered Part of the general Capital of the Company, and shall be applicable, as to Fifty thousand Pounds, Part thereof, to the Construction of the Works by this Act authorized, and the Remainder thereof to the general Purposes of the Railway.

Terms on which new Shares or Stock are to be issued.

XXXIV. That the new Shares or Stock to be created for the Purpose of raising such additional Capital shall be issued on such Terms and at such Times and in such Manner and to such Persons as any General Meeting of the Company specially convened for the Purpose may determine, and the Holders of such new Stock or Shares shall be entitled to such Dividends, not exceeding the Rate of Five Pounds *per Centum per Annum*, and to Payment of such Dividends, either with or without any Preference or Priority over the Dividends on the other Shares or Stock in the Company, and to such other Rights and Privileges, as such General Meeting may determine, and if such additional Capital or any Part thereof shall be raised by the Creation of new Shares, such new Shares shall be of such Amount as such General Meeting shall determine.

Nothing to affect existing Preferences.

XXXV. That the Preference or Priority in Payment of Dividend herein-before authorized to be given in respect of Shares or Stock to be issued by virtue of this Act shall not affect any Preference or Priority in the Payment of Interest or Dividend on any other Shares or Stock which may have been granted by the Company in pursuance of or which may have been confirmed by any Act of Parliament passed prior to the passing of this Act, or which may otherwise be lawfully subsisting.

Power to raise Money on Mortgage.

XXXVI. That the Company may from Time to Time, instead of raising a Portion of the said Sum of Three hundred and fifty-nine thousand and seventy Pounds by means of Shares, borrow on Mortgage

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Mortgage or Bond such Sum of Money as they shall think proper, so that the total Amount of the Sums of Money due and owing by the Company on Mortgage or Bond of their Undertaking do not exceed in the whole One Third Part of the Share Capital of the Company actually subscribed for: Provided always, that the Sum of Money so raised on Mortgage or Bond under the Powers of this Act shall be deemed Part of the Sum of Three hundred and fifty-nine thousand and seventy Pounds by this Act authorized to be raised.

XXXVII. That all Mortgages and Bonds granted by the Company previous to the passing of this Act shall have Priority over the Mortgages and Bonds by this Act authorized to be granted.

Priority of existing Mortgages.

XXXVIII. And whereas by "The *London, Brighton, and South Coast* Railway Act, 1853," the Company were authorized to convert all or any Part of the borrowed Capital of the Company into Stock of the Company, to be termed "Debenture Stock," with a perpetual irredeemable Dividend not exceeding the Rate of Three Pounds Ten Shillings *per Centum per Annum*, or into perpetual Annuities at any Rate not exceeding Three Pounds Ten Shillings *per Centum per Annum*: And whereas it has been found that the said Rate of Interest is insufficient to enable the said Company to raise Money upon the said Debenture Stock or Perpetual Annuities: Be it enacted, That it shall be lawful for the Company to attach to any Debenture Stock created and issued or which may be created and issued by virtue of the said Act, or to any Portion thereof, such fixed and perpetual irredeemable yearly Dividend or Interest, at any Rate not exceeding Four Pounds *per Centum per Annum*, as the Company shall from Time to Time see fit, and such Dividend or Dividends shall be a Charge upon the Tolls, Undertaking, Lands, and Tenements of the Company, and shall for ever have Priority of Payment over all other Dividends, or any other Stock or Shares of the Company, whether ordinary, preference, or guaranteed, except any Debenture Stock and the Dividends thereon which may have been already created and issued by virtue of the said Act.

Power to pay Interest on Debentures at the Rate of 4 per Cent. per Annum.

XXXIX. That such perpetual Annuities as the Company may grant or sell by virtue of "The *London, Brighton, and South Coast* Railway Act, 1853," may be granted or sold at any Rate not exceeding the Rate of Four Pounds *per Centum per Annum* for every Hundred Pounds of the borrowed Capital, or of the Monies which the Company may be authorized to borrow, as in the said Act mentioned, and shall be payable half-yearly in equal Portions, and such perpetual Annuities shall be a Charge upon the Tolls, Undertaking, Lands, and Tenements of the Company, but shall be Personal Estate.

Power to pay perpetual Annuities at 4 per Cent. per Annum.

XL. That

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Priority of
perpetual
Annuities.

XL. That such perpetual Annuities shall for ever have Priority of Payment over all the Dividends on any Stocks or Shares of the Company, whether ordinary, preference, or guaranteed, except the Dividends of the Debenture Stock by the lastly-recited Act and this Act authorized to be created, with which they shall be considered on an Equality.

Rights of
existing
Mortgagees
and Bond-
holders.

XLI. That nothing herein contained shall in anywise prejudice or affect the Rights of the existing Holders of the Mortgages, Bonds, or other Securities of the Company.

Power to
establish
Provident
Institution
for Servants
of the Com-
pany.

XLII. And whereas the Officers, Servants, and Workmen in the Employment of the Company, being unable to be absent from their Employment except at uncertain and irregular Intervals, in a great degree lose the Benefit of the public Institutions established for the Investment and Accumulation of small Savings; and the Company, being desirous of encouraging Habits of Prudence and Economy amongst their Officers, Servants, and Workmen, and to enable them to make Provision against Accident, Sickness, and old Age, by investing and accumulating their Savings, have lately established a Provident Institution for the Benefit of such Officers, Servants, and Workmen, and framed and made known to their said Officers, Servants, and Workmen Rules and Regulations for the Conduct and Government of such Provident Institution, and many of the Company's Officers, Servants, and Workmen have become Depositors therein; and it is expedient, and will be advantageous to the Officers, Servants, and Workmen of the Company, who are a numerous Body of Men, that such Provident Institution, and the Establishment and Maintenance thereof, and the Rules and Regulations for the Conduct and Government of the same, should be sanctioned by and receive the Authority of Parliament: Be it enacted, That it shall be lawful for the Company to institute a Provident Institution, and to receive therein, by way of Deposit from any of their Officers, Servants, or Workmen, any Sum or Sums of Money from each Person, and the Company shall allow and pay to any Person or Persons by whom or in whose Name or Names any such Deposit or Deposits shall be made Interest on the Amount of such Deposit or Deposits at a Rate not exceeding Four Pounds *per Centum per Annum*, and all and every such Deposits and Deposit shall be Charges and a Charge upon the Tolls, Undertaking, Lands, and Tenements of the Company, next in Order and Priority after any existing Debt or Debts of the Company, or after any Monies they may be authorized to borrow, and after any Debentures or Annuities given or granted for paying off the Debt of the Company; and it shall be lawful for the Company to make Rules and Regulations for the Conduct and Government of the Provident Institution so to be established by them as aforesaid, and from Time to Time to alter, vary, modify, or remake such Rules and Regulations, or any of them, and all such Rules and Regulations, and Alterations of Rules and Regulations,

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Regulations, shall be submitted to the Registrar of Friendly Societies in *England* for the Time being, and approved of by him, and a Certificate of such Approval under his Hand given, previous to the same being acted upon; and such Rules and Regulations, and Alterations of Rules and Regulations, so certified, shall be binding on the said Company and the Depositors and their Representatives, and the same or a true Copy thereof shall be received as Evidence of such Rules respectively in all Cases; and no Certiorari shall be brought or allowed to remove any such Rules or Regulations into any of Her Majesty's Courts of Record.

XLIII. That if any Dispute shall arise between the said Company and any Depositor or his Representative, or any Person claiming to be entitled to any Money deposited in such Provident Institution, then and in every such Case the Matter in dispute shall be referred in Writing to the Registrar of Friendly Societies in *England*, who shall have Power to proceed *ex parte*, on Notice in Writing to the said Company left or sent by the said Registrar of Friendly Societies in *England* to the chief Office of the said Company, and whatever Award, Order, or Determination shall be made by the said Registrar of Friendly Societies in *England* shall be binding and conclusive on all Parties, and shall be final to all Intents and Purposes, without any Appeal.

As to Disputes between Depositors and the Company

XLIV. That on any such Reference it shall be lawful for the said Registrar of Friendly Societies in *England*, and he is hereby authorized, to inspect any Book or Books belonging to the said Provident Institution relating to the Matter in dispute, and to administer an Oath to any Witness appearing before him, or to take the Affirmation in Cases where Affirmation is allowed by Law in lieu of any Oath; and if upon any such Oath or Affirmation any Person making the same shall wilfully and corruptly give any false Evidence, every Person so offending shall be deemed and taken to be guilty of Perjury, and shall be prosecuted and punished accordingly.

Registrar of Friendly Societies may inspect Books.

XLV. That so much of the said Consolidation Act as enacts that the Ordinary Meetings of the Company subsequent to the First Ordinary Meeting thereof shall be held half-yearly on the Thirty-first Day of *July* and Thirty-first Day of *February* in each Year, or within One Month before or after those Days respectively, (being Part of Section Thirty-two of such Act,) shall be and the same is hereby repealed.

Part of Sect. 32. of 9 & 10 Vict. c. cclxxxiii. repealed.

XLVI. That the Ordinary Meetings of the Company shall be held half-yearly on the Thirty-first Day of *July* and the Thirty-first Day of *January* in each Year, or within One Month before or after those Days respectively, and the Meetings so to be held shall be called Ordinary Meetings; and all Meetings, whether ordinary or extraordinary,

Times of Ordinary Meetings.

[Local.]

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The London, Brighton, and South Coast Railway Act, 1854.

shall be held at the *London Bridge* Station of the Company, or at such other Place in or near *London* as the Directors may from Time to Time determine.

Interest not
to be paid on
Calls paid up.

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

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

XLVIII. That it shall not be lawful for the 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 hereafter to be in force may be required to be deposited in respect of any Application to Parliament for the Purpose of obtaining an Act authorizing the Company to construct any other Railway or to execute any other Work or Undertaking.

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.

XLIX. 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 Mails by Railway*; and another Act was passed in the Fourth Year of the Reign of Her said Majesty, intituled *An Act for regulating Railways*; and another Act was passed in the Sixth Year of the Reign of Her said Majesty, intituled *An Act for the better Regulation of Railways, and for the Conveyance of Troops*; and another Act was passed in the Eighth Year of the Reign of Her said Majesty, intituled *An Act to attach certain Conditions to the Construction of future Railways authorized or to be authorized by any Act of the present or succeeding Sessions of Parliament, and for other Purposes in relation to Railways*; and another Act was passed in the Session of Parliament held in the Ninth and Tenth Years of the Reign of Her present Majesty, intituled *An Act for regulating the Gauge of Railways*; and another Act was passed in the Session of Parliament held in the Fourteenth and Fifteenth Years 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 Company or the said Railways from the Provisions of the several Acts respectively, but that such Provisions shall be in force in respect

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respect to the said Railways, so far as the same shall be applicable thereto.

L. That nothing herein contained shall be deemed or construed to exempt the Railways and Works by this or the said recited Acts authorized to be made, or the said Company, from the Provisions of any General Act 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 or the recited Acts.

Railways not exempt from Provisions of future general Acts.

LI. That neither this Act nor anything herein contained shall take away, lessen, prejudice, or affect any of the Rights, Powers, and Jurisdictions or Authorities of the Metropolitan Commissioners of Sewers.

Saving Rights of Metropolitan Commissioners of Sewers.

LII. That all Costs, Charges, and Expenses of obtaining this Act or incident thereto shall be paid by the Company.

Expenses of Act.

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