



## CHAPTER xxi.

An Act to confer further powers on the North Staffordshire Railway Company. A.D. 1895.  
[14th May 1895.]

**W**HEREAS it is expedient that the North Staffordshire Railway Company (in this Act called "the Company") should be empowered to make the railways by this Act authorised and that the other powers in this Act mentioned should be conferred upon the Company :

And whereas it is expedient that the period limited by the North Staffordshire Railway Act 1891 (in this Act called "the Act of 1891") for the purchase of lands required for the purposes of that Act should be revived and extended :

And whereas it is expedient that further powers be conferred on the Company with respect to the sale lease or disposal of lands held by them in connexion with their railways or canals which are not or eventually may not be required for the purposes of such railways or canals :

And whereas by the Cheadle Railway Mineral and Land Company Limited Act 1888 (herein-after called "the Cheadle Act") the Cheadle Railway Mineral and Land Company Limited (herein-after called "the Cheadle Company") were empowered amongst other things to make and maintain the railway in that Act described and the Cheadle Company and the Company were authorised to enter into working and other arrangements :

And whereas it is expedient that the Company should be empowered to subscribe a sum not exceeding ten thousand pounds towards and to take and hold shares in the capital of the Cheadle Company and to nominate directors of the Cheadle Company :

And whereas the loan capital of the Company consists of four and a half per cent. debenture stock and four and a quarter per cent. debenture stock and it is expedient that provision should be made in manner in this Act provided for the consolidation and conversion

A.D. 1895. — of such two classes of debenture stocks into one stock and the whole of such stocks rank equally inter se and without priorities as regards different parts of the same stock :

And whereas the Company have attached to certain portions or classes of their preference stocks preferential dividends of various amounts and conditions and it would be convenient to the holders of the several stocks above referred to and to the Company if the same were consolidated and converted into one consolidated preference stock in the manner in this Act provided :

And whereas a statement of the existing preference stocks of the Company is contained in the Third Schedule to this Act :

And whereas plans and sections showing the lines and levels of the railways and works authorised by this Act and plans of the additional lands authorised to be taken under the powers of this Act and also books of reference to the plans containing the names of the owners or reputed owners lessees or reputed lessees and occupiers of the lands required or which may be taken for the purposes or under the powers of this Act were duly deposited with the respective clerks of the peace for the counties of Stafford and Chester and are herein-after respectively referred to as "the deposited plans sections and books of reference" :

And whereas the purposes of this Act cannot be effected without the sanction 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 :—

Short title.

1. This Act may be cited as the North Staffordshire Railway Act 1895.

Incorporation of general Acts.

2. The Lands Clauses Acts the Railways Clauses Consolidation Act 1845 and Part I. "Construction of a railway" and Part II. "Extension of time" of the Railways Clauses Act 1863 are (except where the same are expressly varied by this Act) incorporated with and form part of this Act.

Interpretation.

3. In this Act the several words and expressions to which meanings are assigned by the Acts wholly or partly incorporated herewith have the same respective meanings unless there be something in the subject or context repugnant to such construction :

"The railways" mean the railways by this Act authorised :

The expression "superior courts" or "court of competent jurisdiction" or other like expression in this Act or any Act wholly

or partly incorporated herewith shall be read and have effect as if the debt or demand with respect to which the expression is used were a simple contract debt and not a debt or demand created by statute. A.D. 1895.

4. Subject to the provisions of this Act the Company may make and maintain in the lines and according to the levels shown on the deposited plans and sections the railways and works hereinafter described with all proper and convenient stations sidings approaches roads works and conveniences connected therewith and may enter upon take and use such of the lands delineated on the deposited plans thereof and described in the deposited books of reference relating thereto as may be required for those purposes : Power to make railways.

The railways herein-before referred to and authorised by this Act are—

A railway (No. 1) 6 furlongs and 8·9 chains in length commencing by a junction with the Apedale branch railway of the Company about half a mile from the termination thereof and terminating at the Apedale Road at a point 17 chains or thereabouts measured along that road from the junction of Johnson Street therewith :

A railway (No. 2) 5·12 chains in length commencing by a junction with the sidings on the western side of the Company's line from Stoke to Colwich about 3 furlongs from the centre of Stoke station and terminating by a junction with the same sidings about  $3\frac{3}{4}$  furlongs from the same place :

A railway (No. 3) 1 furlong 0·8 chain in length commencing by a junction with the sidings on the eastern side of the Company's line from Stoke to Colwich about 3 furlongs from the centre of Stoke station and terminating by a junction with the same sidings about 4 furlongs from the same place.

5. The railways shall for the purposes of maximum rates and charges for merchandise traffic (including perishable merchandise by passenger train) be deemed part of the railway of the Company as if the same had been a railway owned by the Company at the date of the passing of the Railway Rates and Charges No. 17 (North Staffordshire Railway &c.) Order Confirmation Act 1892 and shall for all other purposes be part of the undertaking of the Company. Railways to form part of railway of Company.

6. Subject to the provisions of this Act in addition to the other lands which the Company are by this Act authorised to acquire the Company may enter upon take use and appropriate for the purposes of their undertaking the lands hereinafter described Power to Company to acquire additional lands.

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In the county of Chester—

Certain lands in the township of Monks Coppenhall in the parish of Coppenhall situate on the north-eastern side of and adjoining the Grand Junction line of the London and North Western Company lying to the southward of Middlewich Street:

In the county of Stafford--

Certain lands in the township of Fenton Vivian in the parish of Stoke-upon-Trent situate on the south side of High Street West opposite the junction of Wharf Street with the said street;

Certain lands at Hanley in the township of Shelton in the parish of Stoke-upon-Trent situate on the eastern side of and adjoining the Potteries Loop Line of the Company and extending thence to Bexley Street.

Power to stop up part of a footpath at Alsager.

7. Whereas the Company have constructed to the satisfaction of the road authority and opened to the public a new or substituted footpath in the parish of Barthomley in the county of Chester leading from Lawton to the Company's Alsager station the Company may stop up and discontinue so much of the existing footpath as lies between the fences of the Crewe branch railway of the Company.

Period for compulsory purchase of lands.

8. The powers of the Company for the compulsory purchase of lands for the purposes of this Act shall cease after the expiration of three years from the passing of this Act.

Power to take easements by agreement.

9. Persons empowered by the Lands Clauses Acts to sell and convey or release lands may if they think fit subject to the provisions of those Acts and of this Act grant to the Company any easement right or privilege (not being an easement right or privilege of water in which other than the parties to the agreement have an interest) required for the purposes of this Act in over or affecting any such lands and the provisions of the said Acts with respect to lands and rentcharges so far as the same are applicable in this behalf shall extend and apply to such grants and to such easements rights and privileges as aforesaid respectively.

Imposing penalty unless railways opened.

10. If the Company fail within the period limited by this Act to complete the railways the Company shall be liable to a penalty of fifty pounds a day for every day after the expiration of the period so limited until the railways are completed and opened for the public conveyance of passengers or until the sum received in respect

of such penalty amounts to five per centum on the estimated cost of the works: A.D. 1895.

The said penalty may be applied for by any landowner or other person claiming to be compensated or interested in accordance with the provisions of the next following section of this Act and in the same manner as the penalty provided in section 3 of the Railway and Canal Traffic Act 1854:

Every sum of money recovered by way of such penalty as aforesaid shall be paid under the warrant or order of such court or judge as is specified in that section to an account opened or to be opened in the name of the Paymaster-General for and on behalf of the Supreme Court in the bank and to the credit specified in such warrant or order and shall not be paid thereout except as herein-after provided:

But no penalty shall accrue in respect of any time during which it shall appear by a certificate to be obtained from the Board of Trade that the Company was prevented from completing or opening such line by unforeseen accident or circumstances beyond their control Provided that the want of sufficient funds shall not be held to be a circumstance beyond their control.

11. Every sum of money so recovered by way of penalty as aforesaid shall be applicable and after due notice in the London Gazette shall be applied towards compensating any landowners or other persons whose property has been interfered with or otherwise rendered less valuable by the commencement construction or abandonment of the railway or any portion thereof or who have been subjected to injury or loss in consequence of the compulsory powers of taking property conferred upon the Company by this Act and for which injury or loss no compensation or inadequate compensation has been paid and shall be distributed in satisfaction of such compensation as aforesaid in such manner and in such proportions as to the High Court may seem fit and if no such compensation is payable or if a portion of the sum or sums of money so recovered by way of penalty as aforesaid has been found sufficient to satisfy all just claims in respect of such compensation then the said sum or sums of money recovered by way of penalty or such portion thereof as may not be required as aforesaid shall if a receiver has been appointed or the Company is insolvent or the railway or railways in respect of which the penalty shall have been incurred or any part thereof has or have been abandoned be paid or transferred to such receiver or be applied in the discretion of the court as part of the assets of the Company for the benefit of the creditors thereof and subject to such application shall be repaid or re-transferred to the Company.

Application  
of penalty  
in respect of  
railways.

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Period for completion of works.

**12.** If the railways are not completed within five years from the passing of this Act then on the expiration of that period the powers by this Act granted to the Company for making and completing the railways or otherwise in relation thereto shall cease except as to so much thereof respectively as may then be completed.

Extending time for purchase of lands.

**13.** The powers granted to the Company by the Act of 1891 with respect to the compulsory purchase of lands for purposes of the works by that Act authorised and for the purchase of the additional lands in that Act specified shall be and the same are hereby revived and extended and may be exercised until the eleventh day of June one thousand eight hundred and ninety-six Provided always that the provisions of this section shall not apply to the properties described and mentioned in the First Schedule to this Act.

Part of Longton Adderley Green and Bucknall Railway to be abandoned.

**14.** The Company may abandon for the purpose of public traffic and discontinue the maintenance of so much of Railway No. 1 authorised by the Longton Adderley Green and Bucknall Railway Acts 1866 and 1872 as lies between the south-eastern side of the bridge carrying the public footpath over that railway and the north-western boundary fence of the field numbered 685 on the  $\frac{1}{2500}$  Ordnance survey of the parish of Caverswall in the county of Stafford and they may at any time after the same shall have been abandoned and discontinued deal with or dispose of the site thereof in such manner and subject to such terms and conditions as they may think proper Provided that in the event of the sale by the Company of the site of the said portion of railway so to be abandoned the Company shall first offer to sell the same to the persons then entitled to the lands from which such site was originally severed.

Extending time for sale of certain superfluous lands of the Company.

**15.** Notwithstanding anything to the contrary in the Lands Clauses Consolidation Act 1845 or in any Act relating to the Company with which that Act is incorporated the periods for and within which the Company may hold sell and dispose of any superfluous lands connected with their railways or canals situate in the parishes respectively described or mentioned in the Second Schedule to this Act are hereby extended for the periods following (that is to say) As regards such of the said lands as are situate near to or adjoining any railway or canal or station of the Company for the period of ten years from the passing of this Act and as regards the other of the said lands for the period of two years from the passing of this Act.

Restrictions on displacing persons of

**16.—(1.)** The Company shall not under the powers of this Act or under the powers of the Act of 1891 as revived or extended by

this Act purchase or acquire in any city borough or urban district or in any parish or part of a parish not being within an urban district ten or more houses which on the fifteenth day of December next before the passing of this Act or of the Act of 1891 as the case may be were or after such day have been or shall hereafter be occupied either wholly or partially by persons belonging to the labouring class as tenants or lodgers unless and until the Company—

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labouring  
class.

(A) Shall have obtained the approval of the Local Government Board to a scheme for providing new dwellings for such number of persons as were residing in such houses on the respective fifteenth day of December aforesaid or for such number of persons as the Local Government Board shall after inquiry deem necessary having regard to the number of persons on or after that date residing in such houses and working within one mile therefrom and to the amount of vacant suitable accommodation in the immediate neighbourhood of such houses or to the place of employment of such persons and to all the circumstances of the case; and

(B) Shall have given security to the satisfaction of the Local Government Board for the carrying out of the scheme.

(2.) The approval of the Local Government Board to any scheme under this section may be given either absolutely or conditionally and after the Local Government Board have approved of any such scheme they may from time to time approve either absolutely or conditionally of any modifications in the scheme.

(3.) Every scheme under this section shall contain provisions prescribing the time within which it shall be carried out and shall require the new dwellings proposed to be provided under the scheme to be completed fit for occupation before the persons residing in the houses in respect of which the scheme is made are displaced:

Provided that the Local Government Board may dispense with the last mentioned requirement subject to such conditions if any as they may see fit.

(4.) Any provisions of any scheme under this section or any conditions subject to which the Local Government Board may have approved of any scheme or of any modifications of any scheme or subject to which they may have dispensed with the above mentioned requirement shall be enforceable by a writ of Mandamus to be obtained by the Local Government Board out of the High Court.

(5.) If the Company acquire or appropriate any house or houses for the purposes of this Act in contravention of the foregoing provisions or displace or cause to be displaced the persons residing

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in any house or houses in contravention of the requirements of the scheme they shall be liable to a penalty of five hundred pounds in respect of every such house which penalty shall be recoverable by the Local Government Board by action in the High Court and shall be carried to and form part of the Consolidated Fund of the United Kingdom :

Provided that the Court may if it think fit reduce such penalty.

(6.) For the purpose of carrying out any scheme under this section the Company may appropriate any lands for the time being belonging to them or which they have power to acquire and may purchase such further lands as they may require and for the purpose of any such purchase sections 176 and 297 of the Public Health Act 1875 shall be incorporated with this Act and shall apply to the purchase of lands by the Company for the purposes of any scheme under this section in the same manner in all respects as if the Company were a local authority within the meaning of the Public Health Act 1875 and the scheme were one of the purposes of that Act.

(7.) The Company may on any lands belonging to them or purchased or acquired under this section or any Provisional Order issued in pursuance of this section erect such dwellings for persons of the labouring class as may be necessary for the purpose of any scheme under this section and may sell demise or let or otherwise dispose of such dwellings and any lands purchased or acquired as aforesaid and may apply for the purposes of this section to which capital is properly applicable or any of such purposes any moneys which they may be authorised to raise or apply for the general purposes of their undertaking :

Provided that all lands on which any buildings have been erected or provided by the Company in pursuance of any scheme under this section shall for a period of twenty-five years from the date of such scheme be appropriated for the purpose of such dwellings and every conveyance demise or lease of such lands and buildings shall be endorsed with notice of this enactment Provided also that the Local Government Board may at any time dispense with all or any of the requirements of this sub-section subject to such conditions if any as they may see fit.

(8.) So much of section 157 of the Public Health Act 1875 as provides that the provisions of that section and of sections 155 and 156 of the same Act shall not apply to buildings belonging to any railway company and used for the purposes of such railway under any Act of Parliament shall not apply to buildings erected or provided by the Company for the purpose of any scheme under this section.



(9.) The Local Government Board may direct any inquiries to be held by their inspectors which they may deem necessary in relation to any scheme under this section and for giving effect to any of the provisions of this section and the inspectors of the Local Government Board shall for the purposes of any such inquiry have all such powers as they have for the purposes of inquiries directed by that Board under the Public Health Act 1875.

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(10.) The Company shall pay to the Local Government Board a sum to be fixed by that Board in respect of the preparation and issue of any Provisional Order in pursuance of this section and any expenses incurred by that Board in relation to any inquiries under this section including the expenses of any witnesses summoned by the inspector and a sum to be fixed by that Board not exceeding three guineas a day for the services of such inspector.

(11.) Any houses on any of the lands shown on the plans deposited in respect of this Act or of the Act of 1891 occupied or which may have been occupied by persons of the labouring class within five years before the passing of this Act which have been acquired by or on behalf of the Company and for which houses no substitutes have been or are directed to be provided by any scheme approved by the Local Government Board under the powers of any previous Act relating to the Company shall for the purposes of this section be deemed to have been acquired under the powers of this Act and to have been occupied on the fifteenth day of December last by the same number of persons belonging to the labouring class as were occupying the said houses at the date of their acquisition. Provided that if the Local Government Board is unable to ascertain the number of such persons who were then occupying the said houses the said houses shall be deemed to have been occupied by such number of such persons as in the opinion of the Local Government Board they might have been sufficient to accommodate.

(12.) For the purposes of this section the expression "labouring class" includes mechanics artisans labourers and others working for wages hawkers costermongers persons not working for wages but working at some trade or handicraft without employing others except members of their own family and persons other than domestic servants whose income does not exceed an average of thirty shillings a week and the families of any of such persons who may be residing with them.

**17.** The Company may from time to time purchase by agreement additional lands for any of the extraordinary purposes mentioned in the Railways Clauses Consolidation Act 1845 in connexion with

Lands for extraordinary purposes.

A.D. 1895. — their general undertaking not exceeding five acres in quantity but nothing in that Act or in this Act shall exempt the Company from any indictment action or other proceeding for nuisance in the event of any nuisance being caused or permitted by them upon any land so taken.

Power to  
subscribe to  
Cheadle  
Company.

**18.** The Company may with the authority of three fourths of the votes of their shareholders present in person or by proxy at a general meeting of the Company specially convened for the purpose from time to time subscribe any sums which they think fit towards the undertaking of the Cheadle Company not exceeding in the whole ten thousand pounds and the Company may with the like authority contribute and apply in or towards payment of the said subscription any moneys which they are already authorised to raise and which may not be required by them for the purposes of their undertaking and the Company shall in respect of the sums to be subscribed and the corresponding shares in the Cheadle Company to be held by them have all the powers rights and privileges (except in regard to voting at general meetings which shall be as herein-after provided) and be subject to all the obligations and liabilities of proprietors of shares in the Cheadle Company Provided always that the Company shall not sell dispose of or transfer any of such shares for which they may subscribe.

Votes of  
Company  
at general  
meeting of  
Cheadle  
Company.

**19.** The Company whilst shareholders of the Cheadle Company may by writing under their common seal appoint some person or persons not exceeding three in number to attend any meeting of the Cheadle Company and such person or persons shall have all the privileges and powers attaching to a shareholder of the Cheadle Company at such meetings and may vote thereat in respect of the capital held by the Company.

Power to the  
Company  
to appoint  
directors of  
the Cheadle  
Company.

**20.** The Company may at any time and from time to time after they shall have subscribed and raised and paid to the Cheadle Company not less than one half of the said capital sum of ten thousand pounds appoint such persons as they may nominate to be directors of the Cheadle Company in addition to the number of directors which the Cheadle Company are now authorised to appoint and no other qualification than being nominated by the Company shall be requisite and the Company may at pleasure revoke any such appointment and the person or persons from time to time appointed by them shall accordingly be a director or directors of the Cheadle Company but shall not retire from office by rotation like the ordinary directors of such Company and every appointment and revocation of a director under this section shall be testified in writing under the hand of the secretary of the Company and shall

be delivered to the directors of the Cheadle Company Provided that nothing in this section contained shall authorise the Company to appoint more than two persons to be directors of the Cheadle Company at one and the same time.

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**21.** Previously to the thirty-first day of December one thousand eight hundred and ninety-five or to such later day as shall be fixed for the purpose by the Company (in this Act called "the date of consolidation") the Company may create and register in the name of each then holder of their four and a quarter per centum debenture stock and of their four and a half per centum debenture stock herein-after referred to as the existing debenture stock and by way of substitution for the same debenture stock of such nominal amount in each case as will yield at the rate of three pounds per centum per annum on that nominal amount an amount of dividend equal to the amount of dividend yielded by the stock for which it is substituted.

Company may create and register new debenture stock in substitution for certain existing debenture stocks :

**22.** If the Company exercise the power conferred upon them by the last preceding section then as from the date of consolidation the then existing debenture stock of the Company shall be by this Act consolidated and form one stock and shall be called "North Staffordshire Railway Consolidated Debenture Stock" and such stock shall bear an uniform rate of dividend of three pounds per centum per annum.

Thereupon Company's debenture stocks consolidated into one stock.

**23.** Forthwith upon the consolidation taking effect the Company shall issue to every holder of their debenture stock free of charge for so doing a certificate for and representing such an amount of North Staffordshire Consolidated Debenture Stock as such holder is entitled to under the provisions of this Act and when such new certificates are issued the existing certificates shall be deemed to be cancelled Provided also that the Company shall not be required to issue any new certificate as aforesaid unless and until the existing certificate in substitution for which it is issued is given up to be cancelled or is proved to the satisfaction of the Company to have been lost or destroyed.

Certificates of consolidated debenture stock to be issued to holders of stock for which it is substituted.

**24.** The North Staffordshire Consolidated Debenture Stock shall remain and be vested in the person or persons to whom it is issued upon the same trusts and subject to the same powers provisoes declarations agreements charges liabilities and incumbrances as at the time of the issue thereof affect the debenture stock in substitution for which the North Staffordshire Railway Consolidated Debenture Stock is issued and so as to give effect to and not revoke any testamentary disposition of or affecting the same and any deed or other instrument and any will or testamentary disposition made

Consolidated debenture stock vested upon the same trusts &c. as the stock for which it is substituted.

A.D. 1895. before the date of consolidation affecting existing debenture stock shall take effect with reference to the whole or a proportionate part as the case may be of the consolidated debenture stock substituted therefor.

Trustees &c. may accept consolidated stock.

**25.** Trustees executors and administrators may accept any North Staffordshire Railway Consolidated Debenture Stock in substitution for the Company's debenture stocks and may hold dispose of or otherwise deal with the same in all respects as they might have held disposed of or otherwise dealt with the debenture stock for which the consolidated debenture stock may be substituted.

Consolidation of debenture stocks not to affect borrowing powers of the Company.

**26.** The consolidation of debenture stocks by this Act authorised shall in no way alter prejudice or affect any of the rights powers or privileges of the Company at the time of the consolidation with respect to the borrowing of moneys on mortgage or by the creation and issue of debenture stock. Provided that if and whenever the aggregate amount from time to time of the consolidated debenture stock so issued is greater than the aggregate amount of the debenture stock for which the consolidated debenture stock is substituted yet for the purposes of any and every Act with respect to the defining of the Company's borrowing powers the consolidated debenture stock shall be deemed to be of the same amount as the amount of the debenture stock for which the same is substituted.

Uncreated debenture stock under existing Acts to be created as consolidated debenture stock.

**27.** All debenture stock which the Company may from time to time create under the powers of any Act or Acts already passed shall be created as and shall form part of North Staffordshire Railway Consolidated Debenture Stock.

Providing for consolidation of preference stocks &c.

**28.** The consolidation and conversion of the preference stocks enumerated in the Third Schedule to this Act or any of them may at any time not later than the thirty-first day of December one thousand eight hundred and ninety-eight be effected in the manner and subject to the conditions and restrictions following (that is to say) :—

Directors to prepare scheme.

(1) The directors of the Company may prepare a scheme or schemes for the consolidation of all the stocks above referred to and in this section collectively included in the expression "stocks" or "stock" or of such of them as they desire to consolidate and for the conversion of those stocks into other stocks of such suitable designations and of such amounts and with such preferential dividends as the scheme shall define :

Scheme to be circulated.

(2) They shall send or cause to be sent a copy of the scheme to all the proprietors of the stocks to which the scheme relates or

which may be affected thereby accompanied by a notice that the scheme will be submitted to the consideration of a meeting of the proprietors of those stocks :

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- (3) Not sooner than one month nor later than three months after the circulation of the scheme as aforesaid the directors shall convene separate meetings of the proprietors of the several stocks to which the scheme relates or which may be affected thereby and the directors shall submit to each of such meetings such portion or portions of the scheme as relate to or affect the stock represented at that meeting. If the proprietors present in person or by proxy at any such meeting held in respect of any stock to which the scheme relates and holding one-fourth in value of such stock represented at the meeting object to that portion of such scheme which relates to the stock of which they are proprietors the scheme so far as it relates to that stock shall not be carried into effect but in respect of the other stocks and in respect of all the stocks to which the scheme relates if no such objection is made the scheme shall be declared to be approved :

Meetings of proprietors to consider scheme.

- (4) Every meeting convened under the provisions of this section shall be convened in the manner prescribed by the Companies Clauses Consolidation Act 1845 :

Meetings how to be convened.

- (5) The scheme so approved shall be submitted by the directors to a general meeting of the proprietors of the Company duly convened with specific notice of the matter. If the scheme or any portion or portions thereof is or are approved by a majority of the votes of the proprietors present in person or by proxy in respect of the stock held by them according to the scale of voting prescribed by the said Companies Clauses Act it shall be carried into effect by the directors but if the whole or any portion thereof is disapproved of by such majority the scheme or the portion or portions thereof so disapproved of shall not be proceeded with :

Confirmation of scheme.

- (6) In the event of the failure from any cause either wholly or in part of any scheme or schemes prepared by the directors under this section other than and except the disapproval thereof by the proprietors of the Company the directors may prepare another scheme or other schemes which shall be dealt with in like manner under the foregoing provisions as if no antecedent scheme or schemes had been prepared :

Providing for future schemes.

- (7) The aggregate amount of the dividends payable upon the new preference stock so to be created shall not exceed the aggregate amount of the dividends payable upon the stocks in substitution for or in respect of which those new stocks are so created :

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(8) Forthwith upon the consolidation and conversion taking effect the Company shall issue to every holder of the stock so consolidated and converted free of charge for so doing a certificate for and representing such an amount of new stock as such holder is entitled to :

(9) Until the issue of such new certificates the existing certificates and the holders thereof shall bear and possess the same rights and advantages as they would have had and possessed if this Act had not passed. But when such new certificates are issued the existing certificates shall be deemed to be cancelled. Provided also that the Company shall not be required to issue any new certificate unless and until the existing certificate in substitution for which it is issued is given up to be cancelled or is proved to the satisfaction of the Company to have been lost or destroyed. And if any holder of stock neglect or omit to send or deliver to the Company his existing certificate for the period of one year after notice in writing addressed to his last known place of abode the Company may suspend the payment of any dividend declared or made payable upon or in respect of the stock held by him until such existing certificate is sent or delivered to the Company :

Consolidated stock to be held on same trusts &c.

(10) The consolidated preference stock shall remain and be vested in the person or persons to whom it is issued upon the same trusts and subject to the same powers, provisos, declarations, agreements, charges, liabilities and incumbrances as at the time of the issue thereof affect the stock in substitution for which the consolidated preference stock is issued and so as to give effect to and not revoke any testamentary disposition of or affecting the same. And any deed or other instrument and any will or testamentary disposition made before the date of consolidation affecting existing preference stocks shall take effect with reference to the whole or a proportionate part as the case may be of the consolidated preference stock substituted therefor.

New capital may be comprised in the scheme.

**29.** Any capital which the Company may have power to raise by shares or stock by any Act of any previous session but which they have not yet created and which when created is created as preference stock may be comprised in any scheme for the consolidation and conversion of preference stocks.

Company may apply corporate funds to purposes of Act.

**30.** The Company may apply to the purposes of this Act to which capital is properly applicable any of the moneys which they now have in their hands or which they have power to raise by

virtue of any Acts relating to the Company and which may not be required for the purposes to which they are by any such Acts made specially applicable. A.D. 1895.

**31.** Nothing in this Act shall be deemed to alter prejudice or in any way affect the agreement as to a siding connexion at Crewe bearing date the twenty-first day of October one thousand eight hundred and ninety and made between the London and North Western Railway Company of the one part and the North Staffordshire Railway Company of the other part. For the protection of the London and North Western Railway Company.

**32.** Nothing in this Act shall be deemed to impose upon the Postmaster General the obligation of transmitting under the provisions of the Telegraph Act 1868 or any agreement between the Postmaster General and the Company made in pursuance thereof any larger number of telegraphic messages of the Company free of charge than he would have been bound to transmit had this Act not become law. Saving rights of Postmaster General.

**33.** Nothing in this Act contained shall exempt the Company or their railways from the provisions of any general Act relating to railways or 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 or alteration under the authority of Parliament of the maximum rates of fares and charges or of the rates for small parcels. Provision as to general Railway Acts.

**34.** All costs charges and expenses of and incident to the preparing for obtaining and passing of this Act or otherwise in relation thereto shall be paid by the Company. Costs of Act.

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SCHEDULES.

FIRST SCHEDULE.

LANDS to which EXTENSION of TIME for COMPULSORY PURCHASE does not apply.

Parish.	No. on Plans deposited with reference to Act of 1891.
Middlewich - - -	All numbers except numbers 8, 9, 10, 10A, 11, 12, 12A.
Warmingham - - -	2, 6, 7, 8, 8A.
Davenham - - -	All numbers.

SECOND SCHEDULE.

SUPERFLUOUS LANDS of the COMPANY.

County.	Parish.	County.	Parish.
Chester	Prestbury.	Stafford	Stone.
"	Gawsworth.	"	Swinnerton.
"	Astbury.	"	Chebsey.
"	Church Lawton.	"	Sandon.
"	Church Coppenhall.	"	Weston.
"	Barthomley.	"	Colwich and Stowe.
"	Great Budworth.	"	Horton.
"	Wybunbury.	"	Leek.
"	Warmingham.	"	Cheddleton.
"	Sandbach.	"	Ipstones.
"	Middlewich.	"	Kingsley.
Stafford	Audley.	"	Alton.
"	Wolstanton.	"	Cheadle.
"	Burslem.	"	Rocester.
"	Stoke-upon-Trent.	"	Uttoxeter.
"	Trentham.	"	Caverswall.
"	Barlaston.	"	Dilhorn.



County.	Parish.	County.	Parish.
Stafford	- Draycott-in-the-Moors.	Stafford	- Rugeley.
"	- Checkley.	"	- Shelton.
"	- Leigh.	Derby	- Ashbourne.
"	- Bramshall.	"	- Snelston.
"	- Church Mayfield.	"	- Norbury.
"	- Ellaston.	"	- Doveridge.
"	- Hanbury.	"	- Sudbury.
"	- Rolleston.	"	- Scropton.
"	- Burton-on-Trent.	"	- Marston-on-Dove.
"	- Biddulph.	"	- Willington.
"	- Bucknall-cum-Bagnall.	"	- Mickleover.
"	- Norton-in-the-Moors.	"	- Aston.
"	- Newcastle-under-Lyme.	"	- Egginton.
"	- Keele.	Salop	- Woore.
"	- Madeley.	"	- Norton-in-Hales.
"	- Eccleshall.	"	- Drayton-in-Hales.
"	- Muclestone or Muxton.	Lincoln	- Beckingham.

### THIRD SCHEDULE.

#### PREFERENCE STOCKS of the COMPANY.

971,000*l.* 5 per centum preference stock consolidated under the powers of the North Staffordshire Railway Act 1867.

60,000*l.* 4*l.* 10*s.* per centum preference stock created under the powers of the Macclesfield Bollington and Marple Committee Act 1871.

300,000*l.* 4*l.* 10*s.* per centum preference stock created under the powers of the North Staffordshire Railway (Additional Capital) Certificate 1873.

50,000*l.* 4*l.* 10*s.* per centum preference stock created under the powers of the Manchester Sheffield and Lincolnshire Railway Act 1874.

250,000*l.* 4*l.* 10*s.* per centum preference stock created under the powers of the North Staffordshire Railway (Additional Capital) Certificate 1876.

250,000*l.* 4*l.* 10*s.* per centum preference stock created under the powers of the North Staffordshire Railway (Additional Capital) Certificate 1891.

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