



ANNO SEXTO

# VICTORIÆ REGINÆ.

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## *Cap. xix.*

An Act to amend an Act relating to the building of the *Hungerford* and *Lambeth* Suspension Foot Bridge; and for granting further Powers to the *Hungerford* and *Lambeth* Suspension Foot Bridge Company. [9th *May* 1843.]

**W**HEREAS an Act was passed in the Session of Parliament held in the Sixth and Seventh Years of the Reign of His late Majesty King *William* the Fourth, intituled *An Act for building a Foot Bridge over the River Thames from Hungerford Market in the Parish of Saint Martin-in-the-Fields in the County of Middlesex to the opposite Shore in the Parish of Lambeth in the County of Surrey, and for making suitable Approaches thereto*: And whereas the Period allotted to the Company thereby incorporated for making and completing the Bridge and Works thereby authorized to be erected, completed, and maintained was by the said recited Act limited to the Thirteenth Day of *August* in the Year One thousand eight hundred and forty-three: And whereas it is expedient that the Period by the said recited Act granted for making

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Extending Powers of recited Act to this Act.

and completing the said Bridge and Works should be extended, and that some of the other Powers, Clauses, and Provisions of the said recited Act should be altered, amended, and enlarged; but the same cannot be effected without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That all the Provisions, Matters, and Things contained in the said recited Act (except such of them as are by this Act repealed, altered, or otherwise provided for,) shall extend to this Act, and to the several Purposes and Things hereby authorized to be done, as fully and effectually as if the same Provisions, Matters, and Things were repeated and re-enacted in this Act in reference to such Purposes and Things.

Extending Time for completing the Bridge and Works.

II. And be it enacted, That the Period by the said recited Act limited for making and completing the said Bridge and other Works by such Act authorized to be made and completed shall be extended and enlarged for the further Term of Three Years, to be computed from the Thirteenth Day of *August* One thousand eight hundred and forty-three.

If Bridge not completed within extended Period, Powers to cease.

III. And be it enacted, That if the said Bridge and Works shall not be made and completed (unless prevented by inevitable Accident) within the said extended Period of Three Years hereby granted for the Completion of the same, all the Powers, Authorities, and Privileges given by the said recited Act and this Act for the making and Completion of the said Bridge and Works shall cease and determine, save only and except as to so much (if any) of the said Bridge and Works as shall be declared and certified to have been completed within the said extended Period by the Justices of the Peace of the said Counties of *Middlesex* and *Surrey*, or either of them, assembled at any General or Quarter Sessions of the Peace to be held in and for the said Counties of *Middlesex* and *Surrey*, or either of them, as the Case may be, at any Time before the Expiration of the said extended Period of Three Years, or within Six Calendar Months next after the Expiration thereof, upon the Evidence of Two or more Witnesses upon Oath, or, in the Case of Quakers or Separatists, Affirmation, to be produced before such Justices for that Purpose.

Extending the Time for the Company to sell Lands not wanted.

IV. And be it enacted, That the Period by the said recited Act limited for the said Company to sell, and by Deed under their Common Seal to convey to the Purchasers thereof, any Part of the superfluous Lands of which they may be seised under the Provisions of the said recited Act, or any Estate or Interest purchased by the said Company in such Lands, or any Part thereof, shall be extended

and enlarged for the further Term of Three Years, to be computed from the Thirteenth Day of *August* One thousand eight hundred and forty-six; and that in the meantime and until the said Company shall think proper to make such Sale it shall be lawful for the said Company to let any such superfluous Lands to any Person willing to become the Tenant thereof, in such Manner and upon such Terms as the said Company shall think proper.

V. And be it enacted, That it shall be lawful for the said Company, by an Order of any General or Special General Meeting, to be confirmed at some subsequent Special General Meeting, to raise by creating new Shares, in addition to the Sum of Money which they have raised or are empowered to raise by virtue of the said recited Act, any further Sum of Money not exceeding in the whole the Sum of Fifty thousand Pounds.

Power to raise additional Sum of Money by Subscription.

VI. And be it enacted, That the Capital so to be raised by the Creation of new Shares shall be considered as Part of the Capital of the Company created by the said recited Act, and subject to the same Provisions in all respects, whether with reference to the Payment of Calls or the Forfeiture of Shares on Nonpayment of Calls, or otherwise, as if it had been Part of such Capital, except as to the Times of making Calls for such additional Capital, and the Amount of such Calls, which respectively it shall be lawful for the Court of Directors for the Time being of the said Company from Time to Time to fix as they shall think fit.

New Shares to be considered the same as existing Shares.

VII. And whereas the present Capital of the Company created by the said recited Act is divided into Three thousand two hundred Shares of the nominal Value of Twenty-five Pounds each; be it enacted, That if at the Time of the Creation of such new Shares the then existing Shares of the Capital Stock of the Company created as aforesaid be at a Premium, or of greater actual Value than the said nominal Value thereof, then the Sum so to be raised shall be divided into Shares of such Amount as will conveniently allow the said Sum to be apportioned among the then Shareholders in proportion to the existing Shares held by them respectively; and such new Shares shall be offered to the then Shareholders in the Proportion of One for every existing Share held by them respectively, and such Offer shall be made by Letter under the Hand of the Clerk of the said Company, given to or sent by Post to each Shareholder, or left at his usual or last known Place of Abode; and such new Shares shall vest in and belong to the Shareholders who shall accept the same, and pay the Value thereof to the Company, at the Times and by the Instalments which shall be fixed by the Company; and if any Shareholder fail for One Month after such Offer of such new Shares to accept the same, and pay the Instalments called for in respect thereof, it shall be lawful for the Company to dispose of such Shares

If old Shares at a Premium, new Shares to be offered to existing Shareholders.

Shares to any Party willing to become the Purchaser thereof, for such Sum as the Company can obtain for the same.

If not at a Premium, to be issued as Company think fit.

VIII. And be it enacted, That if at the Time of the Creation of such new Shares the existing Shares of the Capital Stock of the Company created as aforesaid be not at a Premium, then such new Shares may be of such Amount, and may be issued at such Discount, and in such Manner, bearing such Interest, and subject to such Conditions, with reference to the Shares authorized to be raised by the said recited Act, as may be agreed upon at any General or Special General Meeting of the Company.

Power to the Company to buy up Shares.

IX. And be it enacted, That it shall be lawful for the said Company, from Time to Time, as and when they shall deem it expedient, out of any Surplus of Monies or otherwise, to buy up any Share or Shares in the said Undertaking, whether forfeited or otherwise, which shall be offered for Sale, and in such Case it shall be lawful for the Directors of the said Company either to direct that any Share or Shares so bought shall merge in the said Undertaking, or that the same shall be transferred to the Clerk of the said Company, in Trust for the said Company, and that any such Share may in such last-mentioned Case at any Time thereafter be sold by the said Directors, either by public Auction, subject to such reserved Price and Conditions of Sale as they shall think proper, or by private Contract, for the raising of any Sum of Money which may be wanted for or towards the erecting, completing, maintaining, repairing, or supporting the said Bridge and Works, or for any other Purpose necessary or deemed expedient for maintaining and supporting the same, or otherwise for the Benefit of the said Company.

Power to the Company to purchase or take Lands on Lease.

X. And be it enacted, That the said Company shall be and are hereby empowered from Time to Time to purchase, take upon Lease, or to agree for any Messuages, Lands, Tenements, or Hereditaments, for the Purpose of enlarging, improving, widening, or altering the Approaches to the said Bridge on the *Surrey* Side thereof, and to purchase or redeem any Ground or other Rent, Land or other Tax, chargeable thereon or payable thereout, or to which the same may be liable, and from Time to Time to sell the same Messuages, Lands, Tenements, and Hereditaments, or any Part thereof, in such and the like Manner as is in the recited Act directed with respect to Lands not wanted for the Purposes of that Act: Provided nevertheless, that the Site of such Messuages, Lands, Tenements, and Hereditaments so to be held by the said Company shall not at any Time exceed in the whole the Extent of Six Acres, and that the same shall be within Eight hundred Yards from the Southern or *Surrey* Side of the said Bridge.

XI. And

XI. And whereas it was by the said recited Act enacted, that no Action, Suit, or Information, nor any other Information, nor any other Proceeding, of what Nature soever, should be brought, commenced, or prosecuted against any Person or Corporation for any thing done or omitted to be done in pursuance of that Act, or in the Execution of the Powers or Authorities or any of the Orders made, given, or directed in, by, or under that Act, unless Ten Days previous Notice in Writing should be given by the Party intending to commence and prosecute such Action, Suit, Information, or other Proceeding, to the intended Defendant, nor unless such Action, Suit, Information, or other Proceeding should be brought or commenced within Six Calendar Months after the Act committed, or in case there should be a Continuation of Damage then within Three Calendar Months next after the doing or committing such Damage should have ceased, nor unless such Action, Suit, or Information should be laid and brought in the County or Place where the Matter in dispute or Cause of Action should arise; and the Defendant in such Action, Suit, or Information, or other Proceeding, might plead the General Issue, and give that Act and the special Matter in Evidence, at any Trial to be had thereupon, and that the Acts were done or omitted to be done in pursuance of or by the Authority of that Act; and if they should appear to have been so done, or to have been so omitted to be done, or if it should appear that such Action, Suit, Information, or other Proceeding should have been brought otherwise than as herein-before directed, then and in every such Case the Jury should find for the Defendant; upon which Verdict, or if the Plaintiff should become nonsuited, or should suffer a Discontinuance of his Action, Suit, Information, or other Proceeding after the Defendant should have appeared thereto, or if a Verdict should pass against the Plaintiff therein, or if, upon Demurrer or otherwise, Judgment should be given against the Plaintiff, the Defendant should have his Costs, and should have such Remedy for recovering the same as Defendants have for recovering Costs of Suit by Law in other Cases: And whereas it is expedient the said recited Provision should be repealed; be it therefore enacted, That the same shall be and is hereby repealed: Provided always, that nothing in this Act contained shall prejudice or affect any Action, Suit, Information, or other Proceeding now pending between the said Company and any Company or Person or Persons whomsoever, or shall revive any Right which, under the Provision lastly hereby repealed, may have been barred prior to the passing of this Act.

Repealing  
Provision as  
to Limi-  
tation of  
Actions.

XII. And be it enacted, That all the Costs, Charges, and Expences of applying for, obtaining, and passing this Act, and incident thereto, shall be paid and discharged out of the Funds of the said *Hungerford* and *Lambeth* Suspension Foot Bridge Company, in preference to all other Payments whatsoever.

For paying  
Expences of  
this Act.

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XIII. And

Public Act.

XIII. And be it enacted, That this Act shall be a Public Act, and shall be judicially taken notice of as such.

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