



ANNO DECIMO SEPTIMO & DECIMO OCTAVO
VICTORIÆ REGINÆ.

Cap. ccx.

An Act to enable the *West End of London and Crystal Palace* Railway Company to make a Railway from *Norwood* to *Bromley* and *Farnborough*, and for other Purposes. [31st July 1854.]

WHEREAS by "The *West London and Crystal Palace* Railway Act, 1853," a Company was incorporated for making a Railway to the *Crystal Palace*, with Branches to the *London, Brighton, and South Coast* Railway, and to the *London and South-western* Railway, called "The *West End of London and Crystal Palace* Railway Company:" And whereas the making of a Railway in extension of the Line authorized by the said Act from *Norwood* in the County of *Surrey* to *Bromley* and *Farnborough* in the County of *Kent* would be of great public Advantage: And whereas Plans and Sections of the said Extension Line of Railway showing the Lines and Levels thereof, and also Books of Reference to the Plans containing the Names of the Owners or reputed Owners, Lessees or reputed Lessees, and of the Occupiers of the Lands through which the said Railway will pass have been deposited with the Clerks of the Peace for the Counties of *Surrey* and *Kent* respectively: And whereas the said Company are willing to make the Extension aforesaid: And whereas the Object 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 the present Parliament assembled, and by the Authority of the same, as follows:

16 & 17 Vict.
c. clxxx.

I. "The Lands Clauses Consolidation Act, 1845," "The Railways Clauses Consolidation Act, 1845," and "The Companies Clauses Consolidation Act, 1845,"

[Local.]

39 N.

Consolidation

8 & 9 Vict.
cc. 16., 18.,
and 20. in-
corporated.

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Consolidation Act, 1845," shall be incorporated with and form Part of this Act.

"The Company."

II. The Expression "the Company" in this Act shall mean "The *West End of London and Crystal Palace Railway Company.*"

Power to construct Extension Line of Railway.

III. The Company may, subject to the Provisions of this Act and any Act incorporated herewith, make and maintain the Extension Line of Railway herein-after particularly mentioned in the Lines and upon the Lands delineated on the said Plans and described in the said Books of Reference, and according to the Levels defined on the said Sections, and the Company may enter upon, take, and use such of the said Lands as shall be necessary for such Purpose.

Describing Works.

IV. The Extension Line shall commence by a Junction with the authorized Line of the *West End of London and Crystal Palace Railway* near its Junction with the Down Line of Rails of the *London, Brighton, and South Coast Railway*, on the Eastern Side thereof, near the *Norwood Station* in the Hamlet of *Norwood* in the Parish of *Saint John the Baptist, Croydon*, in the County of *Surrey*, in a Field numbered 15 B on the amended deposited Plans referred to in the said "*West London and Crystal Palace Railway Act, 1853,*" and terminating at *Farnborough* in the County of *Kent* at or near to the Junction of the Lane from *Farnborough* to *Worley Hole* with the Turnpike Road from *Farnborough* to *Sevenoaks*.

Extension Railway to form Part of Undertaking.

V. The Extension Line of Railway hereby authorized shall form Part of the Undertaking of the Company.

Railway to be constructed as herein mentioned.

VI. Provided always, and be it enacted, That the Railway by this Act authorized shall be constructed so that the Centre Line thereof shall pass opposite to a Point between the Fourth and Fifth Furlongs in the Sixth Mile of the proposed Railway, as marked upon the deposited Plan thereof, upon the extreme Eastern Limit of Deviation marked on the said deposited Plan.

Provision as to the Level of Railway at a certain Place.

VII. That in the Formation of the said Railway between the Fifth and Sixth Miles thereof as shown on the deposited Plans, the Company shall adopt the lowest varied Level allowed by the Provisions of "The Railways Clauses Consolidation Act, 1845," and shall not alter the Level of the present Turnpike Road crossed by the said Railway between the said Fifth and Sixth Miles thereof without the Consent of *George Warde Norman Esquire*, his Heirs or Assigns, first had and obtained in Writing for that Purpose.

Railway to be screened from View of Mansion, &c. of G. W. Norman.

VIII. That the said Company in constructing the said Railway shall effectually screen the same from View from the said Mansion and Grounds of the said *George Warde Norman* by the Erection of a Bank of sufficient Height to conceal effectually the whole of the Carriages

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Carriages at any Time passing along the same, and shall cause the said Bank to be planted with ornamental Trees and Shrubs, or, at the Option of the said *George Warde Norman*, shall cause the same to be sloped and covered with Turf, to the reasonable Satisfaction of the Surveyor for the Time being of the said *George Warde Norman*, but at the Expense in all respects of the said Company, including the Fees of such Surveyor.

IX. That it shall not be lawful for the Company to erect any Station between the Fifth Mile of the said proposed Railway, as marked upon the said deposited Plans, and *Bromley Common Church*, situate a little below the Sixth Mile of the said proposed Railway, without the Consent of the said *George Warde Norman*, his Heirs or Assigns, first had and obtained in Writing for that Purpose.

Company not to erect Station at a certain Place without Consent of G. W. Norman.

X. That no Spoil Bank, Side Cutting, Shed, Cottage, Workshop, Coke Oven, or other Work or Construction other than the Main Line and Fences of the said proposed Railway shall be made at any Part between the Seventh Furlong of the Fifth Mile and the First Furlong of the Seventh Mile thereof, as shown on the said deposited Plans, without the Consent of the said *George Warde Norman*, his Heirs or Assigns, first had and obtained in Writing for that Purpose.

No Spoil Bank, &c. to be erected without Consent of G. W. Norman.

XI. The Company may construct the said Railway across and upon the Level of the public Road numbered on the Plans of the said Railway 19 in the Parish of *Bromley*.

Power to cross a certain Road on the Level.

XII. For the greater Convenience and Security of the Public, the Company shall erect and permanently maintain either a Station or Lodge at the Points where the before-mentioned Road shall be crossed on a Level; and the Company shall be subject to and shall abide by all such Rules and Regulations with regard to the crossing of such Road on the Level, or with regard to the Speed at which Trains shall pass such Road, as may from Time to Time be made by the Board of Trade; and if the Company shall fail to erect at all Times and maintain any such Station or Lodge, or appoint a proper Person to watch or superintend the Crossing at such Point or Station, or to observe or abide by any such Rule or Regulation as aforesaid, they shall for every such Offence be liable to a Penalty of Twenty Pounds, and also to a daily Penalty of Ten Pounds for every Day such Offence shall continue after such Penalty of Twenty Pounds shall have been incurred.

Company to erect Station or Lodge where Road crosses on the Level.

XIII. The Board of Trade may, if it shall appear to them necessary for the Public Safety, at any Time either before or after the Railway hereby authorized to be made shall have been completed and opened for public Traffic, require the Company, within such Time as the said Board of Trade shall direct, and at the Expense of the Company, to carry the before-mentioned Road either under or over the Railway

Board of Trade may require Bridges instead of level Crossings.

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Railway by means of a Bridge or Arch instead of crossing the same on a Level, or to execute such other Works as under the Circumstances of the Case shall appear to the said Board of Trade the best adapted for removing or diminishing the Danger arising from such level Crossing.

Land for extraordinary Purposes.

XIV. The Company may purchase any Quantity of Land for extraordinary Purposes not exceeding Fifteen Acres in addition to the Land which they are at present or which by any other Act to be passed in the present Session they may be authorized to take for such Purposes.

Powers for compulsory Purchase of Land limited.

XV. The Powers of the Company for the compulsory Purchase or taking of Lands for the Purposes of this Act shall not be exercised after the Expiration of Three Years from the passing thereof.

Period for Completion of Works.

XVI. The Works hereby authorized shall be completed within Four Years from the passing of this Act, and on the Expiration of such Period the Powers by this Act granted to the Company for executing such Works, or otherwise in relation thereto, shall cease to be exercised, except as to so much thereof as shall then be completed.

Company not to take Property of the London, Brighton, and South Coast Railway Company, or interfere with their Railway or Works, without their Consent.

XVII. Notwithstanding anything in this Act contained, it shall not be lawful for the Company or for any other Company or Person under or in execution of this Act, either permanently or temporarily, to enter upon, take, or use any of the Land or Property of the said *London, Brighton, and South Coast Railway Company*, or which they have Power to take under any of their Acts of Parliament, or to construct any Railways or Branch Railways across the same, either on the Level or otherwise, or in any Manner to alter, vary, join, or interfere with the said *London, Brighton, and South Coast Railway* or Branch Railways, or any of the Works appertaining thereto, without the previous Consent in Writing of the said *London, Brighton, and South Coast Railway Company* first had and obtained under their Common Seal.

Security for Completion of Railway within Time limited.

XVIII. Whereas, pursuant to the Standing Orders of both Houses of Parliament, and to an Act of the Ninth and Tenth Years of Her present Majesty, Chapter Twenty, a Sum of Six thousand Pounds, being One Tenth Part of Three Fourths of the Amount of the Estimate of the Expense of the Railway authorized by this Act, has been deposited with the Court of Chancery in *England* in respect of the Application to Parliament for this Act: Be it enacted, That, notwithstanding anything contained in the said recited Act, the said Sum of Six thousand Pounds so deposited as aforesaid in respect of the Application for this Act, or the Interest or Dividends of such Sum of Money, shall not, except upon the Execution and Deposit of such Bond as herein-after mentioned, be paid or transferred to or on the Application

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Application of the Person or Persons or the Majority of the Persons named in the Warrant or Order issued in pursuance of the said Act, or the Survivors or Survivor of them, unless the said Company shall, previously to the Expiration of the Period limited by this Act for Completion of the Railway hereby authorized to be made, either open the said Railway for the public Conveyance of Passengers, or prove to the Satisfaction of the Lords of the Committee of Her Majesty's Privy Council for Trade and Foreign Plantations that the said Company have paid up One Half of the Amount of the Capital by this Act authorized to be raised by means of Shares, and have expended for the Purposes of this Act a Sum equal in Amount to such One Half of the said Capital; and if the said Period shall expire before the said Company shall either have opened the said Railway for the public Conveyance of Passengers, or have given such Proof as aforesaid to the Satisfaction of the Lords of the said Committee, the said Sum of Money deposited as aforesaid, and the Interest and Dividends thereof, shall immediately from and after the Expiration of the said Period be forfeited to Her Majesty, and be paid and transferred by the Officer or Person in whose Name they shall then be deposited or invested to the Account of Her Majesty's Exchequer, and when so paid and transferred shall be carried to and form Part of the Consolidated Fund of the United Kingdom of *Great Britain and Ireland*; provided that at any Time after the passing of this Act, if a Bond in Twice the Amount of the said Sum of Six thousand Pounds shall have been executed by the said Company, with One or more Sureties (such Bond to be prepared to the Satisfaction of and such Surety or Sureties to be approved by the Solicitor to the Lords Commissioners of Her Majesty's Treasury) conditioned for Payment to Her Majesty, Her Heirs or Successors, of the said Sum of Six thousand Pounds if the said Company shall not, within the Time limited for the Completion of the said Railway, either open the said Railway for the public Conveyance of Passengers, or prove to the Satisfaction of the Lords of the said Committee that the said Company have paid up One Half of the Amount of the said Capital by this Act authorized to be raised by means of Shares, and have expended for the Purposes of this Act a Sum equal in Amount to such One Half of the said Capital; and if such Bond shall have been deposited with the said Solicitor to the said Lords Commissioners, then such Sum of Money, and the Interest or Dividends thereof, shall be paid on the Application of the Person or Persons or the Majority of the Persons named in such Warrant or Order as aforesaid, or the Survivors or Survivor of them, and it shall not be necessary to produce any Certificate of this Act having passed, anything in the said recited Act to the contrary notwithstanding; and the Moneys to be recovered upon such Bond shall be dealt with in like Manner as the said Sum of Money and the Interest or Dividends thereof would have been dealt with under this Act if such Bond had not been executed and deposited as aforesaid; and the Certificate of

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the said Solicitor to the said Lords Commissioners that such Bond has been executed and deposited as aforesaid, and the Certificate of the Lords of the said Committee that such Proof has been given to their Satisfaction as aforesaid, shall respectively be sufficient Evidence of the Facts so certified.

Tolls upon new Line of Railway.

XIX. It shall be lawful for the Company to demand and receive for and in respect of the Railway hereby authorized the same Tolls and Charges as they are authorized to demand and receive by "The *West London and Crystal Palace Railway Act, 1853*," and the Railway hereby authorized to be made shall for the Purposes of the said Tolls be Part of the said *West End of London and Crystal Palace Railway*.

Maximum Tolls.

XX. Provided always, That the maximum Tolls and Charges to be made by the Company in respect of the Traffic upon the said Railway shall in no Case exceed the maximum Tolls and Charges authorized to be taken by the said Act.

Power to raise further Money by Creation of new Shares.

XXI. It shall be lawful for the Company to raise, by the Creation of new Shares, any Sum or Sums of Money not exceeding in the whole the Sum of Eighty thousand Pounds, in addition to the Sums which are already authorized to be raised.

New Shares to form Part of the original Capital.

XXII. The Capital so to be raised by the Creation of new Shares shall be divided into Shares of such Amount as will conveniently allow the same to be allotted or apportioned in such Manner as may be agreed upon at any Ordinary or Extraordinary Meeting of the Company, and shall, subject to the Provisions herein-after contained, be considered as Part of the original Capital of the Company.

Limiting the Amount of Calls.

XXIII. One Fifth Part of a Share shall be the greatest Amount of any One Call, and there shall be an Interval of Three Months at the least between the Time fixed for the Payment of One Call and the Time fixed for the Payment of the next succeeding Call.

Power to borrow on Mortgage.

XXIV. The Company may borrow on Mortgage or Bond, in addition to the Sum which they are authorized to borrow under the Provisions of the said recited Act, any Sum or Sums of Money not exceeding in the whole Twenty-six thousand six hundred and sixty-six Pounds Thirteen Shillings and Fourpence; but no Part thereof shall be borrowed until the whole of the said Capital of Eighty thousand Pounds shall have been subscribed for, and One Half thereof shall have been paid up.

Interest not to be paid on Calls paid up.

XXV. The Company shall not, 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,

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rowing, pay Interest or Dividends to any Shareholder on the Amount of the Calls made in respect of the Shares held by him in the Capital of the Company; nevertheless, nothing herein contained shall be deemed to prevent the Company from paying to any Shareholder such Interest on Money advanced by him beyond the Amount of the Calls already made as shall be in conformity with the Provisions in "The Companies Clauses Consolidation Act, 1845," contained.

XXVI. It shall not be lawful for the Company, out of any Money by any Act relating to the Company authorized to be raised for the Purposes of such Act 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 execute any other Work or Undertaking.

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

XXVII. All Money raised by Shares or Mortgage or Bond by virtue of this Act shall be applied only in carrying into execution the Works by this Act authorized.

Application of Money raised.

XXVIII. All Mortgages granted by the Company before the passing of this Act, and which shall be in force at the Time of the passing of this Act, shall during the Continuance thereof have Priority over all Mortgages to be granted by virtue of this Act.

Former Mortgages to have Priority.

XXIX. The Number of Directors of which Committees appointed by the Directors shall consist shall be not more than Five, and the Quorum of any such Committee shall be Three, anything in the *West London and Crystal Palace Railway Act, 1853*, to the contrary notwithstanding.

Committees of Directors.

XXX. The Clause numbered Fifty-nine in "*The West London and Crystal Palace Railway Act, 1853*," regulating the Weight of Passengers Luggage, shall be and the same is hereby repealed.

Sect. 59 of 16 & 17 Vict. c. clxxx. repealed.

XXXI. Every Passenger travelling upon any Railway by this Act or the recited Act authorized may take with him his ordinary Luggage, not exceeding for each First-class Passenger One hundred and twelve Pounds in Weight, for each Second-class Passenger One hundred Pounds in Weight, and for each Third-class Passenger Sixty Pounds in Weight, without any Charge being made for the Carriage thereof.

Provision with respect to Passengers Luggage.

XXXII. And whereas an Act was passed in the Second Year of the Reign of Her present Majesty, intituled *An Act to provide for the Conveyance of the Mails by Railway*; and another Act was passed in the Fourth Year of the Reign of Her said Majesty, intituled *An Act*

Railways and Company to be subject to the Provisions of

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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.

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 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 Fifteenth Year of the same Reign, 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 their Railways from the Provisions of the said several Acts respectively, but that such Provisions shall be in force in respect to the said Railways so far as the same shall be applicable thereto.

Provisions
for future
General
Railway
Acts.

XXXIII. Nothing herein contained shall be deemed or construed to exempt the Railway by this or the said recited Act authorized to be made from the Provisions of any General Act relating to such Acts, or 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 Act or the said recited Act, and of the Rates for small Parcels.

Expenses
of Act.

XXXIV. All the Costs, Charges, and Expenses of applying for, obtaining, and passing this Act, or preparatory or incident thereto, shall be paid and discharged by and out of the Funds of the Company.

Short Title.

XXXV. In citing this Act it shall be sufficient to describe it as "The *West London and Crystal Palace Railway (Extension to Farnborough) Act, 1854.*"

LONDON:

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