

**CHAPTER liv.**

An Act to authorise the Cambrian Railways Company to extend their Pier and Works at Aberdovey to purchase land at Abereirch to establish Hotels and Refreshment Rooms in connexion with their Railway to establish Savings Banks and for other purposes. [29th June 1883.] A.D. 1883.

WHEREAS the Cambrian Railways Company (in this Act called "the Company") were by the Aberystwith and Welsh Coast Railway (General) Act 1865 authorised to make and maintain a Railway together with an Embankment along the northern shore of the Estuary of the River Dovey at Aberdovey in the county of Merioneth and Wharves Quays Sidings Tramways and other conveniences thereon and in pursuance of such authority the Company made the Railway Sidings Pier or Landing Stage and other conveniences shown on the deposited plan herein-after mentioned :

And whereas it is expedient that the Company should be authorised to extend or enlarge the said Pier or Landing Stage and to make the Embankment herein-after mentioned and to levy tolls rates and charges and to make byelaws rules and regulations in respect thereof :

And whereas it is expedient that the Company should be authorised to establish Hotels at their stations at Welshpool Moat Lane and Llanidloes in the county of Montgomery and to work and use Refreshment Rooms in connexion with their Railway at all or any of their Stations and to purchase land for station purposes at Abereirch in the county of Carnarvon and to take a fresh lease of all or part of the Land or Foreshore at Aberdovey aforesaid now vested in them by lease from the Crown :

And whereas under the Aberystwith and Welsh Coast Railway Act 1861 the Oswestry and Newtown Railway Company subscribed to the undertaking of the Company incorporated by that Act the sum of seventy-five thousand pounds and under the Aberystwith and Welsh Coast Railway Act 1864 the same Company subscribed to

A.D. 1883. — the same undertaking a further sum of one hundred thousand pounds and under the Oswestry Ellesmere and Whitchurch Railway Act 1861 the same Company subscribed to the undertaking of the Oswestry Ellesmere and Whitchurch Railway Company the sum of thirty thousand pounds :

And whereas by the Cambrian Railways Act 1864 the Oswestry and Newtown Railway Company the Oswestry Ellesmere and Whitchurch Railway Company and two other Companies were amalgamated by the name of the Cambrian Railways Company, and by the Cambrian and Coast Railways Amalgamation Act 1865 the Aberystwith and Welsh Coast Railway Company (in this Act called the Coast Company) were amalgamated with the Cambrian Railways Company :

And whereas the undertaking of the Company is divided into two sections called respectively the Inland Section and the Coast Section whereof the Inland Section consists of the undertakings of the several Companies amalgamated by the Cambrian Railways Act 1864 and the Coast Section consists of the undertaking of the Coast Company :

And whereas the said sums of seventy-five thousand pounds and one hundred thousand pounds are represented by the sum of one hundred and seventy-five thousand pounds Ordinary Stock of the Coast Section and the said sum of thirty thousand pounds is represented by Ordinary Stock of the Inland Section all standing in the names of Trustees for the Inland Section :

And whereas prior to the amalgamation effected by the Cambrian and Coast Railways Amalgamation Act 1865 the Cambrian Railways Company paid certain debts of the Coast Company amounting to the sum of thirty thousand pounds which under a scheme called the "Coast Scheme" enrolled in the High Court of Chancery pursuant to Section 18 of the Railway Companies Act 1867 is represented by the same amount of No. 5 Debenture Stock of the Coast Section also standing in the names of Trustees for the Inland Section :

And whereas it is expedient that the Company should be authorised to raise money for the purposes of this Act by the creation and issue of shares or stock entitled to dividends only out of the tolls rates and charges by this Act authorised in respect of the Pier and Works by this Act authorised and by sale of the said sums of one hundred and seventy-five thousand pounds Ordinary Stock and thirty thousand pounds No. 5 Debenture Stock of the Coast Section and thirty thousand pounds Ordinary Stock of the Inland Section and to make such alterations in the net revenue accounts of the two Sections as may be rendered necessary thereby :

And whereas it is expedient that the Company should be empowered to establish one or more Savings Banks for their servants and employés and their families :

A.D. 1883.

And whereas plans and sections showing the lines and levels of the Pier Extension and Embankment or sea wall authorised by this Act a plan of the land at Abereirch and of the land and foreshore at Aberdovey which may be taken under the authority of this Act and also a Book of Reference containing the names of the owners and lessees or reputed owners and lessees and of the occupiers of the lands required or which may be taken for the purposes or under the power of this Act were duly deposited with the Clerks of the Peace for the counties of Merioneth and Carnarvon and are hereinafter respectively referred to as "the deposited plans sections and Books of Reference :"

And whereas the purposes of this Act 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 :

1. This Act may be cited as the Cambrian Railways Act Short title. 1883.

2. The Lands Clauses Consolidation Acts 1845 1860 and 1869 the Harbours Docks and Piers Clauses Act 1847 except the provisions of that Act with respect to life-boats and with respect to keeping a tide and weather-gauge (unless and until the Board of Trade shall require a life-boat and a tide and weather-gauge or either of them to be kept). And the provisions of the Companies Clauses Consolidation Act 1845 with respect to the several matters following (that is to say) the distribution of the capital of the Company into shares the transfer or transmission of shares the payment of subscriptions and the means of enforcing the payment of calls the remedies of the creditors of the Company against the shareholders the consolidation of shares into stock the making of dividends the giving of notices and Parts I. and II. of the Companies Clauses Act 1863 relating respectively to cancellation and surrender of shares and to additional capital are (except where expressly varied by this Act) incorporated with and form part of this Act.

Incorporation of general Acts.

3. In this Act the several words and expressions to which by the Acts wholly or partially incorporated with this Act meanings are assigned shall have the same respective meanings unless there be in

Interpretation.

A.D. 1883. the subject or context something repugnant to or inconsistent with such construction:

The expression "the Pier" shall mean the existing Pier or Landing Stage and the enlargement thereof and works connected therewith by this Act authorised or confirmed;

The expression "Embankment" shall mean the embankment or sea-wall by this Act authorised;

The expression "Embankment and Works" shall mean and include the embankment and all wharves sidings works and conveniences in connexion therewith by this Act authorised;

The expression "the Northern end of the Pier at Aberdovey" means that part of the existing pier or landing stage which is immediately over the existing low level siding shewn on the deposited plans;

The expression "Superior Courts" or "Court of competent jurisdiction" or other like expression in this Act or any Act wholly or partly incorporated with this Act 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.

Power to
make works
according to
deposited
plans.

4. Subject to the provisions of this Act the Company may make and maintain the Works herein-after described in the lines and upon the lands delineated on the deposited plans and described in the deposited Books of Reference and according to the levels described on the deposited sections and the Company may enter upon take and use such of the said lands and bed of the River Dovey as shall be necessary for all or any of such purposes but it shall not be lawful for the Company under the powers of this Act to purchase or take any portion of the lands numbered respectively 4 to 16 both inclusive in the parish of Towyn on the deposited plans of which Her Majesty in right of her Crown the Company and Eliza Green Elizabeth Rowlands Lewis Lewis Catherine Jones Evan Lewis Elizabeth Thomas the Corporation of Trinity House Roger Lewis Hugh Lloyd Richard Jones and Edward Jones or any of them are or is or claim to be owner lessee or occupier or any lands or foreshore of which Her Majesty in right of her Crown is or claims to be owner but the Company may take a lease of any such lands or foreshore and a new lease or extended lease of all or any lands or foreshore which they now hold on lease of Her said Majesty.

The Works hereby authorised are the following:

- (1) An extension or enlargement of the Pier or Landing Stage at Aberdovey commencing at a point at or near low-water mark three hundred feet or thereabouts south-westward from the centre of the turntable on the pier head extending thence to

A.D. 1883.

the said pier at or near the head thereof and thence on the other side of the said pier at or near the head thereof to a point at or near low-water mark one hundred and forty-five feet or thereabouts north-eastward of the centre of the said turntable and extending riverward throughout the entire length of the said extension or enlargement for a distance of thirty feet or thereabouts ;

- (2) An Embankment or sea-wall from at or near the northern end of the pier at Aberdovey on the eastern side thereof and extending thence in a north-easterly direction parallel or nearly so with the said river for a distance of four hundred feet or thereabouts and thence in a northerly direction to and terminating at the public road or highway at a point opposite the house adjoining and on the eastern side of the Dovey Hotel but nothing herein shall be held to authorise the Company to carry the said embankment or sea wall in an easterly direction beyond the old cannon embedded in the soil opposite the windows on the east side of the said Dovey Hotel ;

And the Company may make and maintain all necessary or proper and convenient wharves sidings works and conveniences connected with the said pier or landing-stage and embankment or sea wall respectively and all or so many and such parts of the said pier or landing-stage embankment or sea wall wharves sidings works and conveniences as may have been constructed prior to the passing of this Act in conformity with the provisions thereof shall be deemed to have been constructed under the authority thereof All the said works herein-before described will be wholly situate in the parish of Towyn in the county of Merioneth or the bed and soil of the River Dovey adjoining thereto.

5. In making the river wall or wharf and the piers or jetties and road by this Act authorised the Company may deviate laterally to any extent not exceeding the limits of deviation delineated on the deposited Plans and vertically to any extent not exceeding ten feet.

Power to deviate in construction of river works.

6. If the Company shall in the construction of the works by this Act authorised interfere with any existing or future sewage works of the Towyn Local Board the cost of diverting or altering the sewage works shall be borne by the Company.

Sewage works of Towyn Local Board not to be interfered with.

7. Subject to the provisions of this Act the Company may enter upon take and use all or any of the lands in the Parish of Abereirch in the County of Carnarvon shown on the deposited plan and may appropriate and use the same for the enlargement of their station at Pwllheli.

Power to purchase land for station purposes.

A.D. 1883.

Power to
take ease-
ments &c.
by agree-
ment.

8. Persons empowered by the Lands Clauses Consolidation Act 1845 to sell and convey or release lands may if they think fit subject to the provisions of that Act and of the Lands Clauses Consolidation Acts Amendment Act 1860 and of this Act grant to the Company any easement right or privilege not being an easement of water required for the purposes of this Act in or 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.

Period for
compulsory
purchase of
lands.

9. The powers by this Act conferred for the compulsory purchase of lands shall not be exercised after the expiration of three years from the passing of this Act.

Period for
completion
of works.

10. If the pier and embankment by this Act authorised shall not be completed within seven 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 same respectively or otherwise in relation thereto shall cease to be exercised except as to so much thereof respectively as shall then be completed.

New works
to be part of
Company's
undertaking.

11. The pier embankment and works by this Act authorised shall for all purposes except as herein-after mentioned be part of the Company's undertaking.

As to lights
during the
construction
of works.

12. Before commencing the pier authorised by this Act the Company shall apply to the Board of Trade for directions as to the lights to be exhibited and shall in all respects obey any direction given upon such application or afterwards from time to time given as to lights by the Board of Trade during the construction of the pier and compliance with directions so given shall satisfy and be in place of every other statutory requirement as to lights during the construction of the works. If the Company refuse or neglect to observe any direction of the Board of Trade as to lights during the construction of the pier they shall for each offence be liable to a penalty not exceeding ten pounds.

Company to
exhibit
lights.

13. The Company shall at the outer extremity of their Harbour works exhibit and keep burning from sunset to sunrise such lights (if any) as the Corporation of Trinity House of Deptford Strond shall from time to time direct.

Abatement
of work
abandoned
or decayed.

14. If a work constructed by the Company on in or over through or across tidal lands or a tidal water is abandoned or suffered to fall into decay the Board of Trade may abate and remove the work or any part of it and restore the site thereof to its former condition at the expense of the Company and the amount of such expense shall

be a debt due from the Company to the Crown and be recoverable accordingly with costs or the same may be recovered with costs as a penalty is recoverable from the Company.

A.D. 1883.

15. If at any time the Board of Trade deems it expedient for the purposes of this Act to order a survey and examination of a work constructed by the Company on in over through or across tidal lands or tidal water or of the intended site of any such work the Company shall defray the expense of the survey and examination and the amount thereof shall be a debt due from the Company to the Crown and be recoverable accordingly with costs or the same may be recovered with costs as a penalty is recoverable from the Company.

Survey of works by Board of Trade.

16. The Company from time to time may appoint and remove such pier master weighers meters collectors constables officers and servants as the Company may deem requisite for the execution of any of the purposes of this Act and may determine their respective duties and remuneration.

Pier masters weighers &c.

17. The limits within which the powers of the pier master may be exercised shall be the pier embankment and works and the River Dovey for a distance of one hundred yards from any part thereof but such powers shall not extend to vessels navigating the River Dovey within those limits and not using the pier embankment or works of the Company.

Limits of power of pier master.

18. The Company may make byelaws for the regulation and control of vessels and boats using the pier embankment and works and for the regulation and control of persons in charge of such vessels and boats and generally in respect of the said pier embankment and works but such byelaws shall not come into operation until the same have received the allowance and confirmation of the Board of Trade which shall be sufficient for all purposes.

Power to make byelaws.

19. No vessel or boat except steam boats or pleasure boats embarking or disembarking passengers and their luggage shall be moored alongside the pier or embankment or other property of the Company without the consent of the Company or their pier master.

Vessels not to moor alongside of pier without consent.

20. In addition to the several other tolls rates and charges which the Company may from time to time demand and take in respect of the pier and embankment they may demand levy and take in respect of the landing at and embarking from the pier or embankment of all persons animals and things the like amount of tolls as they are empowered to demand and take in respect of the conveyance of like persons animals and things on their railway for a distance of one mile.

Tolls for use of pier, &c.

A.D. 1883. **21.** In addition to the other sums which the Company are by this Act authorised to demand and take they may demand and take any rates not exceeding the following (that is to say)

Rates.

Firstly. For the shipment by the Company of slates and minerals by means of drops or other machinery at or near to the pier or embankment any sum not exceeding twopence per ton.

Secondly. For the weighing by the Company at or near to the pier or embankment of slate or other minerals any sum not exceeding one farthing per ton.

Thirdly. For the use at on or near to the pier or embankment or any part of the foreshore whereof they are for the time being lessees of drops or other machinery or apparatus and for the landing shipping or moving by the Company at or on and from the pier or embankment of all things except slates and minerals and of all animals and for the warehousing and safe keeping at or near to the pier or embankment of any things warehoused by or deposited with or in the custody of the Company and for any other machinery accommodation or services provided or rendered by the Company with respect to the pier or embankment or any part of the foreshore whereof they are for the time being lessees or for any other necessary or reasonable use of the pier or embankment such rates as are from time to time agreed upon or if not agreed upon as are usual and reasonable.

Provided that those rates respectively shall be at all times charged equally to all persons in respect of like vessels things machinery accommodation or services.

The Company may receive for shipping unshipping landing re-landing loading weighing and depositing in warehouses animals and things whatsoever shipped or landed at the pier or embankment or warehoused by the Company and for other work or labour performed by them in respect thereof such reasonable rates as they may from time to time direct so that the same do not exceed the rates then usually paid in respect of similar services in the Port of Liverpool and such rates shall be recoverable by the Company as their other rates.

Exemption
of Custom
House
officers from
rates.

22. Officers of Customs being in the execution of their duty shall at all times have free ingress passage and egress from on into over along and through and out of the pier and embankment by land and with their vessels and otherwise without payment.

Power for
Company
to raise
additional
capital.

23. Subject to the provisions of this Act and of Part 2 of the Companies Clauses Act 1863 the Company may from time to time raise by the creation and issue of new ordinary shares or stock any

further capital not exceeding in the whole twenty thousand pounds and all the shares and stock so created shall form a separate class of shares or stock to be called "Pier Shares" or "Pier Stock" and be entitled to dividends only out of the tolls rates and charges by this Act authorised and not out of any other receipts or revenues of the Company.

A.D. 1883.

24. The Company shall not issue any share created under the authority of this Act nor shall any such share vest in the person accepting the same unless and until a sum not being less than one fifth of the amount of such share shall have been paid in respect thereof.

Shares not to vest until one fifth paid up.

25. Twenty per centum on the amount of any share to be issued by the Company under the authority of this Act shall be the largest amount of any call which may be made thereon and there shall be an interval of not less than three months between any two successive calls and the Company shall not call up more than three fourths of a share in any year.

Calls.

26. The terms and conditions to which any shares or stock to be created and issued under the authority of this Act are to be subject shall be fully set forth on the certificates of such shares or stock.

Terms and conditions to be stated on certificates.

27. The tolls rates and charges to be levied or taken under the authority of this Act shall not be liable in respect of the mortgages and debenture stock of the Company but shall be applied in the first place in maintaining the pier embankment and works by this Act authorised and subject thereto in payment of dividends rateably to the holders of Pier Shares or Pier Stock created and issued under the powers of this Act.

Application of receipts.

28. The Company may at any time or times after the passing of this Act sell the thirty thousand pounds No. 5 Coast Debenture Stock and the one hundred and seventy-five thousand pounds Coast Ordinary Stock and thirty thousand pounds Inland Ordinary Stock belonging to the Inland Section or any part or parts thereof respectively for such price or prices as they can get for the same respectively.

Power to sell certain stocks.

29. All moneys raised under this Act by sale of stock shall be applied to the general purposes of the Company to which capital is properly applicable and all moneys raised under this Act by the creation and issue of Pier Shares or Pier Stock shall be applied only to the Works at Aberdovey authorised or confirmed by this Act. On the sale of all or any part of the said debenture or ordinary stock or stocks respectively belonging to the Inland Section the net revenue account of the Coast Section shall be debited and the net

Application of moneys.

A.D. 1883. — revenue account of the Inland Section shall be credited with thirty-eight per centum of interest at the rate of five per centum per annum on the sum or sums realised by the sale of the said stock or stocks.

Power to provide hotels and refreshment rooms.

30. The Company may build provide and maintain as part of their undertaking an hotel at all or any of their stations at Welshpool Moat Lane and Llanidloes and refreshment rooms or other like accommodation at or in connexion with their railway or any station thereof. They may furnish stock equip manage and conduct such hotels and all or any of the refreshment rooms respectively and the business thereof and may employ officers managers and servants therein or in connexion therewith and make byelaws rules and regulations in respect thereof. And they may apply their corporate funds to those purposes or any of them and may acquire and hold lands for those purposes and they may let on lease for any period not exceeding five years any hotel refreshment room or other like accommodation so provided by them as aforesaid.

Savings Banks.

31. With respect to any Savings Banks to be established by the Company the following provisions shall apply:—

- (1) The Company may establish a Savings Bank or Savings Banks with or without Branches at such of the Stations on their Railways as they may think fit and may thereat receive by way of deposit from any of their officers clerks servants workmen or apprentices or from the officers clerks servants workmen or apprentices of any other Company working or using the undertaking of the Company and from the husbands wives children fathers mothers brothers or sisters nephews or nieces or wards being minors of such officers clerks servants workmen or apprentices any money at interest.
- (2) Every such deposit with the interest thereon shall be a charge on the net profits of the Company's undertaking.
- (3) Two copies of the rules of any such Savings Bank and of every amendment of the same from time to time (the term amendment to include a new rule and the cancelling of a rule) under the hands of three of the Directors and of the Secretary of the Company shall be sent to the Registrar of Friendly Societies (as defined by the Friendly Societies Act 1875).
- (4) Such rules shall contain provisions
 - (a) For the management of the Savings Bank and for the chief Office of the same;
 - (b) If thought fit for the appointment and discharge of Trustees;
 - (c) For the payment in and the withdrawal of deposits the rate of interest thereon and the payment of such interest;

A.D. 1883.

- (d) For the keeping and auditing of accounts ;
 - (e) For the balancing of accounts once a year at least and the sending on or before the first April in every year to the Registrar of Friendly Societies a general statement (to be called the Annual Return) of the receipts and expenditure funds and effects of the Savings Bank as audited made out to the thirty-first December then last inclusively with a copy of the Auditors' Report if any ;
 - (f) For supplying every depositor on demand with a copy of the Rules for the time being at a price not exceeding sixpence and with a copy of the Annual Return gratuitously ;
 - (g) For keeping a copy of the last Annual Return with the Auditors' Report if any always hung up in a conspicuous place at the office of the Savings Bank ;
 - (h) For giving notice within fourteen days to the Registrar of any change in the chief office and of the appointment of any new Trustees ;
- (5) The Registrar on being satisfied that the Rules or that any amendment of Rules of a Savings Bank are or is in conformity with law and with the provisions of this section shall issue to the Company an acknowledgment of Registry of such Savings Bank or of such amendment of Rules which shall be conclusive evidence that such Savings Bank or such amendment of Rules are or is duly registered.
- (6) The Rules when so registered shall be binding on the Company and its officers and on the depositors and their executors administrators and nominees Unless otherwise provided the Company shall be deemed to be the trustees of any Savings Bank established by them.
- (7) Deposits may if the Rules so allow be received from or on behalf of infants and infants above the age of sixteen years may execute all instruments and give all acquittances necessary to be executed or given under the Rules but all instruments and acquittances relating to the deposits of infants under the age of sixteen shall be executed or made by their parents or guardians.
- (8) A depositor above the age of sixteen may by writing under his hand sent to the office of the Savings Bank nominate any person to whom his deposits not exceeding fifty pounds shall be paid at his decease and may from time to time in like manner revoke or vary such nomination.
- (9) The deposits not exceeding fifty pounds of a person who dies intestate and without having made any nomination under this

A.D. 1883.

Act which remains unrevoked at his death may be paid without letters of administration to the person who appears to the trustees or a majority of the trustees upon such evidence as they may deem satisfactory to be entitled by law to receive the same.

- (10) Sections 9 10 44 45 46 48 and 49 of the Act of the twenty-sixth and twenty-seventh Victoria chapter eighty-seven to consolidate and amend the laws relating to Savings Banks as amended by the Savings Bank Barrister Act 1876 shall apply to every Savings Bank herein mentioned.
- (11) If the trustees or officers of a Savings Bank fail to give any notice to send any document or return or to do anything which the Savings Bank is hereby required to do or make a return or wilfully furnish information to the Registrar in any respect false or insufficient or otherwise act contrary to the provisions of this section they shall be liable to a penalty not exceeding five pounds recoverable at the suit of any person aggrieved or of the Chief or any Assistant Registrar of Friendly Societies in a court of summary jurisdiction and in manner directed by the summary jurisdiction Acts as defined respectively in the Friendly Societies Act 1875.
- (12) Section 39 of the Friendly Societies Act 1875 shall apply to any instrument or document copy or extract of any instrument or document to be executed or issued by a Registrar for the purposes of this section A copy of the Rules under the Seal of the Company shall also be evidence of such Rules.
- (13) The following fees shall be payable to the Registrar for matters to be transacted under the provisions of this section and shall be paid by such Registrar into the receipt of Her Majesty's Exchequer.

	£	s.	d.
For the acknowledgment of Registry of a Savings Bank and of every amendment of Rules of the same - - - - -	1	1	0
For the determination of a Registrar on a dispute - - - - -	1	1	0
And if more than one hearing or adjournment become necessary then £1 1s. more for every hearing after the first and for every adjournment.			
For every document required to be signed by a Registrar or to bear the seal of the Central Office (as defined by the Friendly Societies Act 1875) not chargeable with any other fee to the Registrar - - - - -	0	2	6

