

ANNO DUODECIMO & DECIMO TERTIO

VICTORIÆ REGINÆ.

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CAP. XLVI.

An Act to facilitate the Union of Turnpike Trusts.

[28th *July* 1849.]

WHEREAS it is expedient, for the better and more economical Management of Turnpike Trusts, that all which can be conveniently managed together should be united where the same can be effected without Injury to the Creditors of any of the said Trusts: 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 where the General Annual Meetings of the Trustees of Two or more Turnpike Roads have for Three Years next preceding such Notice as next herein-after mentioned been held at the same Place, or at Places distant not more than Ten Miles from each other, Two or more of the Trustees of each of such Roads may call a joint Meeting of the Trustees of such several Roads, at a Place to be specified in the Notice of such Meeting, for the Purpose of taking into consideration a Proposition for the Union of the Trusts of such several Roads, of which Meeting and of the Purpose thereof Twenty-one Days Notice shall be given, in like Manner as Notice of the General Annual Meeting of the Trustees of such respective Roads is by Law required to be given; and if at such

Trustees of several Turnpike Roads may hold joint Meetings, and if deemed expedient to Two Thirds of Trustees present, Trusts may be united, on Assent being obtained from Creditors.

Meeting it shall appear to a Majority, being not less than Two Thirds of the Trustees of each of the Trusts so proposed to be united then present, that such Union is expedient, and that the same can be effected without Injury to the Interests of any of the Creditors of any of the said Trusts, the said Trustees may resolve to unite the same, and shall in such Case, within Twenty Days after such Meeting, send Notice of such Resolution, together with a Report of the Reasons for which the said Union is considered by them expedient, and a Statement of the Income and Expenditure of all the Trusts proposed to be so united, and of the Debts of every such Trust, to all the Creditors of the same, such Notice and Report to be delivered at the usual Place of Abode of every such Creditor, or at the Bank or other Place where the Interest on the Debt due to such Creditor is usually paid, with Instructions to forward the same to such Creditor; and whenever the Assent in Writing to the proposed Union of the Creditors of each of the said Trusts to whom Three Fifths in Amount of the Debts due from such Trust shall be owing, or of Persons legally qualified to assent in behalf of such Creditors, shall have been obtained, the Union of the said Trusts, together with the Assents and the Reports and Accounts on which such Union is founded, shall be registered in the Office of the Clerk of the Peace in every County through which the Roads of such united Trusts pass; and from and after the Date of such Registration the said Trusts shall become and continue One united Trust, and all the Trustees of every Trust so united shall be Trustees of the said united Trusts.

United Trust subject to Liabilities and entitled to Tolls of each Trust so united.

II. And be it enacted, That every such Trust shall be called and known as "The United Trust of ——— Roads," and shall be subject to all the Liabilities of each Trust so united, and be entitled to all the Tolls, Profits, and other Property of each such Trust, and all Payments shall be made from the common Fund of the said Trusts so united; and all the Provisions of the General Turnpike Acts shall be applicable to such united Trust.

Special Provisions in said Acts to apply only to the particular Road.

III. Provided always, and be it enacted, That all special Provisions in any of the said Acts as to the Amount of Tolls or Exemptions, or other Arrangements respecting any particular Portion of any One of such Roads, shall be held to apply to that Road only, and not to the whole united Trust.

Nothing to affect Rights, &c. of Persons to Offices under Turnpike Trusts.

IV. Provided also, and be it enacted, That nothing in this Act contained shall extend or be construed to extend to affect, destroy, or alter any Right or Interest of any Person to or in any Office under any Turnpike Trust to which such Person may have been lawfully entitled before the passing of this Act.

V. And

V. And be it enacted, That any Trust so united may hold its subsequent Meetings at any Place at which any of the said Trusts might have held its Meetings prior to such Union, and that after the Expiration of Three Years may in like Manner and under the same Conditions unite with any other Trust, Trusts, or united Trust meeting at the same. Meetings of united Trusts.

VI. And be it enacted, That this Act shall not extend to *Scotland* or *Ireland*. Act not to extend to Scotland or Ireland.

VII. And be it enacted, That this Act may be amended or repealed by any Act to be passed in the present Session of Parliament. Act may be amended, &c.

LONDON:
Printed by GEORGE EDWARD EYRE and WILLIAM SPOTTISWOODE,
Printers to the Queen's most Excellent Majesty. 1849.