CHAPTER cxciv.

An Act to authorise the construction of a railway from the town of Macroom in the county of Cork to the town of Kenmare in the county of Kerry; and for other purposes. A.D. 1881.

[11th August 1881.]

WHEREAS the making and maintaining of a railway from Macroom in the county of Cork to Kenmare in the county of Kerry would be of public and local advantage:

And whereas the persons in this Act named with others are willing at their own expense to make the same and are desirous of being incorporated into a Company for the purpose:

And whereas it is expedient that the Cork and Macroom Direct Railway Company (in this Act called "the Macroom Company") should be authorised to subscribe to and hold shares in the undertaking of the Company to be so incorporated as aforesaid and also that they should work and use the railway when completed and open for traffic:

And whereas it is expedient that the grand juries of the counties of Cork and Kerry should be authorised to grant the guarantees in the manner and under the conditions herein-after provided:

And whereas a copy of the Bill for this Act as deposited in the Office of the Clerk of the Parliaments and in the Private Bill Office of the House of Commons was submitted to the grand juries of the counties of Cork and Kerry respectively and to the presentment sessions of the baronies named in this Act and to the boards of guardians of the several unions affected thereby and was approved by those respective bodies:

And whereas plans and sections of the railway showing the lines and levels thereof and also books of reference to the plans 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 powers of this Act were duly

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deposited with the several clerks of the peace for the counties of Cork and Kerry and are herein-after respectively referred to as the deposited plans sections and books of reference:

And whereas the objects 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:

Short title.

1. This Act may be cited for all purposes as the Cork and Kenmare Railway Act 1881.

Provisions of general Acts herein named incorporated.
8 & 9 Vict. c. 16.
26 & 27 Vict. c. 118.
8 & 9 Vict. c. 18.
14 & 15 Vict. c. 70.
8 & 9 Vict. c. 20.
23 & 24 Vict. c. 106.
23 & 24 Vict. c. 97.
27 & 28 Vict. c. 71.
31 & 32 Vict. c. 70.
26 & 27 Vict. c. 92.

2. The Companies Clauses Consolidation Act 1845 and Part I. (relating to cancellation and surrender of shares) and Part III. (relating to debenture stock) of the Companies Clauses Act 1863 the Lands Clauses Consolidation Act 1845 as amended by the Railways Act (Ireland) 1851 the Railways Clauses Consolidation Act 1845 the Railways Act (Ireland) 1851 the Lands Clauses Consolidation Acts Amendment Act 1860 the Railways Act (Ireland) 1860 the Railways Act (Ireland) 1864 and the Railways Traverse Act and Part I. (relating to the construction of a railway) and Part III. (relating to working agreements) of the Railways Clauses Act 1863 are (except where expressly varied by this Act) incorporated with and form part of this Act.

Interpretation of terms.

3. In this Act the several words and expressions to which meanings are assigned by the Acts wholly or partially incorporated herewith have the same respective meanings unless there be something in the subject or context repugnant to such construction The expression "the Company" means the Company incorporated by this Act The expression "the railway" means the railway by this Act authorised.

Company incorporated.

4. Sir George St. John Colthurst Baronet Patrick Francis Dunn John Henry Sugrue and all other persons and corporations who have already subscribed to or shall hereafter become proprietors in the undertaking and their executors administrators successors or assigns respectively shall be and are hereby united into a Company for the purpose of making and maintaining the railway and for other the purposes of this Act and for those purposes shall be and are hereby incorporated by the name of "The Cork and Kenmare Railway Company" and by that name shall be a body corporate with perpetual succession and a common seal and power to purchase

take hold and dispose of lands and other property for the purposes of this Act. A.D. 1881.

Power to make railway.

5. 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 railway herein-after described with all proper stations sidings approaches works and conveniences connected therewith and may enter upon take and use such of the lands delineated on the said plans and described in the deposited books of reference as may be required for that purpose The railway herein-before referred to and authorised by this Act is—

A railway thirty-four miles five furlongs or thereabouts in length commencing in the townland of Sleveen East in the parish of Macroom and county of Cork by a junction with the Cork and Macroom Direct Railway at a point on the said railway two hundred and eighty-three yards or thereabouts east from the turntable at Macroom Station and terminating in the townland of Kenmare in the parish of Kenmare in the county of Kerry in a field situate between the public road leading from Kilgarvan to Kenmare and the Sound at Kenmare at or near a point in the said field sixty-five yards or thereabouts south from the said public road and ninety yards or thereabouts south-east from the south-east corner of William Street in the town of Kenmare.

Deposit of plans with clerks of unions.

6. With reference to this Act all the provisions of sections seven eight and nine of the Railways Clauses Consolidation Act 1845 shall be read and construed as if the expression "clerks of the unions "within which such parishes are included in Ireland" or the words "clerks of the unions" (as the case may be) had been used and inserted in such sections in lieu of the expression "the postmasters "of the post towns in or nearest such parishes in Ireland" or in lieu of the word "postmasters" (as the case may be).

Capital.

7. The capital of the Company shall be two hundred and twenty thousand pounds in twenty-two thousand shares of ten pounds each.

Shares not to issue until one fifth paid up.

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

Calls.

9. One fifth of the amount of a share shall be the greatest amount of a call and two months at least shall be the interval between successive calls and three fourths of the amount of a share shall be

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the utmost aggregate amount of the calls made in any year upon any share.

Receipt in case of persons not sui juris.

10. If any money is payable to a shareholder being a minor idiot or lunatic the receipt of the guardian or committee of his estate shall be a sufficient discharge to the Company.

Power to divide shares.

11. Subject to the provisions of this Act the Company with the authority of three fourths of the votes of the shareholders present in person or by proxy at a general meeting of the Company specially convened for the purpose may from time to time divide any share in their capital into half shares of which one shall be called "preferred half share" and the other shall be called "deferred half share" Provided always that the Company shall not divide any share under the authority of this Act unless and until not less than sixty per centum upon such share has been paid up and upon every such division fifty per centum upon the entire share shall be carried to the credit of the deferred half share (being the whole amount payable thereon) and the residue to the credit of the preferred half share.

Dividends on half shares.

12. The dividend which would from time to time be payable on any divided share if the same had continued an entire share shall be applied in payment of dividends on the two half shares in manner following (that is to say) first in payment of dividend after such rate not exceeding five pounds per centum per annum as shall be determined once for all at a general meeting of the Company specially convened for the purpose on the amount for the time being paid up on the preferred half share and the remainder if any in payment of dividend on the deferred half share And the Company shall not pay any greater amount of dividend on the two half shares than would have from time to time been payable on the entire share if the same had not been divided.

Dividend on preferred shares to be paid out of the profits of the year only.

13. Each preferred half share shall be entitled out of the profits of each year to the dividend which may have been attached to it by the Company as aforesaid in priority to the deferred half share bearing the same number but if in any year ending the thirty-first day of December there shall not be profits available for the payment of the full amount of dividend on any preferred half share for that year no part of the deficiency shall be made good out of the profits of any subsequent year or out of any other funds of the Company.

Half shares to be registered and certificates issued.

14. Forthwith after the creation of any half shares the same shall be registered by the directors and each half share shall bear the same number as the number of the entire share certificate in

respect of which it was issued and the directors shall issue certificates of the half shares accordingly and shall cause an entry to be made in the register of the entire shares of the conversion thereof Provided always that the directors shall not be bound to issue a certificate of any half share until the certificate of the existing entire share be delivered to them to be cancelled unless it be shown to their satisfaction that the certificate is destroyed or lost And on any such certificate being so delivered up the directors shall cancel it.

Terms of issue to be stated on certificates.

15. The terms and conditions on which any preferred half share or deferred half share created under this Act is issued shall be stated on the certificate of each such half share.

Forfeiture of preferred shares.

16. The provisions of the Companies Clauses Consolidation Act 1845 with respect to the forfeiture of shares for the nonpayment of calls shall apply to all preferred half shares to be created under the authority of this Act and every such preferred half share shall for that purpose be considered an entire share distinct from the corresponding deferred half share Provided always that until any forfeited preferred half share shall be sold by the directors of the Company all dividends which would be payable thereon if the same had not been forfeited shall be applied in or towards payment of any expenses attending the declaration of forfeiture thereof and of the arrears of calls for the time being due thereon with interest.

Preferred shares not to be cancelled.

17. No preferred half share created under the authority of this Act shall be cancelled or be surrendered to the Company.

Half shares to be half shares in capital.

18. The several half shares under this Act shall be half shares in the capital of the Company and every two half shares (whether both preferred or both deferred or one preferred and the other deferred) held by the same person shall confer such right of voting at meetings of the Company and (subject to the provisions hereinbefore contained) shall confer and have all such other rights qualifications privileges liabilities and incidents as attach and are incident to an entire share.

Power to Macroom Company to subscribe.

19. The Macroom Company may with the authority of three fourths of the votes of their shareholders present in person or by proxy at a general meeting specially convened for the purpose from time to time subscribe any sum they think fit towards the undertaking not exceeding in the whole the sum of forty thousand pounds and the said Company may with a like authority contribute and apply in or towards payment of their said subscription any moneys which they are already authorised to raise and which may

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not be required by them for the purposes of their undertaking and also any moneys which they are by this Act authorised to raise and the said Company shall in respect of the sums to be subscribed and the corresponding shares in the 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 Company Provided always that the Macroom Company shall not sell dispose of or transfer any of the shares in the Company for which they may subscribe.

Power to borrow on mortgage.

20. When and so soon as fifty thousand pounds part of the capital of two hundred and twenty thousand pounds shall have been issued and accepted and one half thereof paid up it shall be lawful for the Company to borrow on mortgage any sum not exceeding twenty-five thousand pounds and when the further sum of fifty thousand pounds part of the said capital of two hundred and twenty thousand pounds shall have been issued and accepted and one half thereof paid up to borrow on mortgage any further sum not exceeding twenty-five thousand pounds and when the further sum of fifty thousand pounds part of the said capital of two hundred and twenty thousand pounds shall have been issued and accepted and one half thereof paid up to borrow on mortgage any further sum not exceeding twenty-five thousand pounds and when the further sum of fifty thousand pounds part of the said capital of two hundred and twenty thousand pounds shall have been issued and accepted and one half thereof paid up to borrow on mortgage any further sum not exceeding twenty-five thousand pounds and when the further sum of twenty thousand pounds being the remainder of the said capital of two hundred and twenty thousand pounds shall have been issued and accepted and one half thereof paid up to borrow on mortgage any further sum not exceeding ten thousand pounds but no part of any of the said four sums of twenty-five thousand pounds each and of the said sum of ten thousand pounds shall be borrowed until the Company have proved to the justice who is to certify under the fortieth section of the Companies Clauses Consolidation Act 1845 before he so certifies that the whole of that portion of the capital in respect of which the borrowing power is proposed to be exercised has been issued and accepted and that one half thereof has been paid up and that not less than one fifth part of the amount of each separate share in such portion of capital has been paid on account thereof before or at the time of the issue or acceptance thereof and that such capital was issued bonâ fide and is held by the persons or corporations to whom the same was issued

or their executors administrators successors or assigns and that such persons or corporations their executors administrators successors or assigns are legally liable for the same and upon production to such justice of the books of the Company and of such other evidence as he shall think sufficient he shall grant a certificate that the proof aforesaid has been given which certificate shall be sufficient evidence thereof.

Enforcement of mortgages.

21. The mortgagees of the Company may enforce payment of arrears of interest or principal or principal and interest due on their mortgages by the appointment of a receiver In order to authorise the appointment of a receiver in respect of arrears of principal the amount owing to the mortgagees by whom the application for a receiver is made shall be not less than one thousand five hundred pounds in the whole.

Debenture stock.

22. The Company may create and issue debenture stock subject to the provisions of Part III. of the Companies Clauses Act 1863 but notwithstanding anything therein contained the interest of all debenture stock at any time created and issued by the Company shall rank pari passu with the interest of all mortgages at any time granted by the Company and shall have priority over all principal moneys secured by such mortgages.

Application of moneys.

23. All moneys raised under this Act whether by shares debenture stock or borrowing shall be applied for the purposes of this Act and of the Company's undertaking only.

First ordinary meeting.

24. The first ordinary meeting of the Company shall be held within three months after the passing of this Act.

Quorum of general meeting.

25. The quorum of a meeting of the Company shall be not less than five proprietors holding in the aggregate not less than two thousand pounds of the capital of the Company.

Extraordinary meeting.

26. The prescribed number of shareholders who may require the directors to call an extraordinary meeting of the Company shall be not less than ten holding in the aggregate not less than one twentieth part of the nominal capital of the Company.

Number of directors.

27. The number of directors shall be six but the Company may from time to time reduce the number provided that the number be not less than five.

Qualification of directors.

28. The qualification of a director shall after the first meeting for the election of directors be the possession in his own right of not less than fifty shares.

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Quorum of directors.

29. The quorum of a meeting of directors shall be three.

First directors.

30. Sir George St. John Colthurst Baronet Patrick Francis Dunn John Henry Sugrue and three other persons to be nominated by them in writing and consenting to such nomination shall be the first directors of the Company and shall continue in office until the first ordinary meeting held after the passing of this Act At that meeting the shareholders present in person or by proxy may either continue in office the directors appointed by this Act or nominated as aforesaid or any of them or may elect a new body of directors or directors to supply the places of those not continued in office the directors appointed by this Act or nominated as aforesaid being if qualified eligible for re-election And at the first ordinary meeting to be held in every year after the first ordinary meeting the shareholders present in person or by proxy shall elect persons to supply the places of the directors then retiring from office agreeably to the provisions of the Companies Clauses Consolidation Act 1845 and the several persons elected at any such meeting being neither removed nor disqualified nor having resigned shall continue to be directors until others are elected in their stead in manner provided by the same Act.

Lands for extraordinary purposes.

31. The quantity of land to be taken by the Company by agreement for the extraordinary purposes mentioned in the Railways Clauses Consolidation Act 1845 shall not exceed ten acres.

Period for compulsory purchase of lands.

32. The powers of the Company for the compulsory purchase of lands for the purposes of this Act shall not be exercised after the period of three years from the passing of this Act.

Railway to be commenced at either end simultaneously.

33. The Company shall proceed to construct the railway at its commencement in the parish of Macroom and its termination in the parish of Kenmare at or as near as may be at one and the same time and they shall continue to construct the railway from such commencement to such termination and from such termination to such commencement as near as may be in equal proportions till the same be completed.

Power to cross certain roads on the level.

34. Subject to the provisions in the Railways Clauses Consolidation Act 1845 and in Part I. (relating to the construction of a railway) of the Railways Clauses Act 1863 contained in reference to the crossing of roads on the level the Company may in the construction of the railway hereby authorised carry the same with a single line only whilst the railway shall consist of a single line and afterwards with a double line only across and on the level of the roads next herein-after mentioned (that is to say):

No. on deposited Plan.	Townland.	Parish.	Description of Road.
33	Codrum - -	Macroom - -	Public.
19	Coolavokig - -	Ballyvourney - -	Do.
2	Killeen - -	Do. - - -	Do.
3	Flats - - -	Do. - -	Do.
3	Curraglass South -	Kilgarvan - -	Do.
59	Caher - - -	Do. - -	Do.
1	Do. - - -	Do. - - -	Do.
8	Gortagass - -	Kenmare - -	Do.

Deposit money not to be repaid except so far as railway is opened.

35. Whereas pursuant to the Standing Orders of both Houses of Parliament and to an Act passed in the session of Parliament held in the ninth and tenth years of Her present Majesty chapter twenty a sum of ten thousand five hundred and twenty-seven pounds being equal to five per centum upon the amount of the estimate in respect of the railway authorised by this Act has been deposited with the Chancery Division of the High Court of Justice in Ireland in respect of the application to Parliament for this Act (which sum is in this Act referred to as "the deposit fund") Be it enacted that notwithstanding anything contained in the said recited Act the deposit fund shall not be paid or transferred to or on the 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 (which persons survivors or survivor are or is in this Act referred to as the "depositors") unless the Company shall previously to the expiration of the period limited by this Act for completion of the railway hereby authorised to be made open the said Railway for the public conveyance of passengers Provided that if within such period as aforesaid the Company open any portion of the said railway for the public conveyance of passengers then on production of a certificate of the Board of Trade specifying the length of the portion of the said railway opened as aforesaid and the portion of the deposit fund which bears to the whole of the deposit fund the same proportion as the length of the said railway so opened bears to the entire length of the said railway hereby authorised the said Chancery Division shall on the application of the depositors order the said portion of the deposit fund so specified in such certificate as aforesaid to be paid or transferred to them or as they shall direct and the certificate of the Board of Trade shall if signed by the Secretary or by an Assistant Secretary of the said Board be sufficient evidence of the facts therein certified and it shall not be necessary to produce any certificate of this Act having passed anything in the recited Act to the contrary notwithstanding.

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Application of deposit.

36. If the Company do not previously to the expiration of the period limited by this Act for the completion of the railway hereby authorised to be made complete the said railway and open it for the public conveyance of passengers then and in every such case the deposit fund or so much thereof as shall not have been paid to the depositors shall be applicable and after due notice in the Dublin Gazette shall be applied towards compensating any landowners or other persons whose property may have been interfered with or otherwise rendered less valuable by the commencement construction or abandonment of the said railway or any portion thereof or who may 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 shall have been paid and shall be distributed in satisfaction of such compensation as aforesaid in such manner and in such proportions as to the said Chancery Division may seem fit and if no such compensation shall be payable or if a portion of the deposit fund shall have been found sufficient to satisfy all just claims in respect of such compensation then the deposit fund or such portion thereof as may not be required as aforesaid shall either be forfeited to Her Majesty and shall accordingly be paid or transferred to or for the account of Her Majesty's Exchequer in such manner as the said Chancery Division thinks fit to order on the application of the Solicitor to Her Majesty's Treasury and shall be carried to and form part of the Consolidated Fund of the United Kingdom or in the discretion of the said Chancery Division if the Company is insolvent and has been ordered to be wound up or a receiver has been appointed shall wholly or in part be paid or transferred to such receiver or to the liquidator or liquidators of the Company or be otherwise applied as part of the assets of the Company for the benefit of the creditors thereof Provided that until the deposit fund shall have been repaid to the depositors or shall have become otherwise applicable as herein-before mentioned any interest or dividends accruing thereon shall from time to time and as often as the same shall become payable be paid to or on the application of the depositors.

Period for completion of works.

37. If the railway is not completed before the expiration of 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 railway or otherwise in relation thereto shall cease to be exercised except as to so much thereof as is then completed.

38. It shall be lawful for the Company to demand any tolls for the use of the railway not exceeding the following (that is to say):

Tolls for use of railway.

In respect of the tonnage of all articles conveyed upon the railway or any part thereof as follows:

Tonnage for articles of merchandize.

Class 1. For all dung compost and all sorts of manure lime and limestone sea sand and all undressed materials for the repair of public roads or highways not exceeding one penny per ton per mile:

Class 2. For all coals coke culm charcoal and cinders all stones for building pitching and paving all bricks tiles slates sand other than sea sand ironstone and iron ore pig iron bar iron rod iron hoop iron and all other similar descriptions of wrought iron and iron castings not manufactured into utensils or other articles of merchandise and for all copper ore lead ore antimony manganese and all other ores minerals and metals not exceeding one penny per ton per mile:

Class 3. For all sugar grain corn flour hides dye wood earthenware timber staves and deals nails anvils vices and chains not exceeding twopence per ton per mile:

Class 4. For all cotton and other wools fish drugs manufactured goods and all other wares merchandise articles matters or things not exceeding threepence per ton per mile:

Class 5. And for every carriage of whatever description not being a carriage adapted and used for travelling on a railway and not weighing more than one ton carried or conveyed on a truck or platform per mile not exceeding fourpence and the sum of one penny per mile for every additional quarter of a ton or fractional part of a quarter of a ton up to four tons which any such carriage may weigh:

Tolls for animals for use of railway.

In respect of animals conveyed in carriages upon the railway:

Class 6. For every horse mule ass or other beast of draught or burden conveyed in or upon any carriage not exceeding twopence halfpenny per mile:

Class 7. For every ox cow bull or head of neat cattle conveyed in or upon any carriage not exceeding twopence per mile:

Class 8. For every calf or pig sheep lamb or other small animal conveyed in or upon any carriage not exceeding one penny per mile:

Tolls for passengers for use of railway.

In respect of passengers conveyed in carriages upon the railway:

For every person conveyed in or upon any carriage not exceeding one penny halfpenny per mile.

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Tolls for use of carriages.

39. In respect of all articles matters things animals and persons conveyed on the railway or any part thereof in carriages provided by the Company the Company may in addition to the other tolls by this Act authorised to be taken demand for the use of such carriages any tolls not exceeding the tolls following (that is to say):

For all articles matters and things not exceeding one halfpenny per ton per mile:

For every animal herein-before comprised in Class 6 or in Class 7 not exceeding one penny per mile:

For every animal herein-before comprised in Class 8 not exceeding one farthing per mile:

For every passenger not exceeding one penny per mile.

Tolls for use of propelling power.

40. The toll which the Company may demand for the use of engines for drawing or propelling carriages on the railway shall not exceed one penny per mile for each passenger or animal or for each ton of goods or other articles matters or things in addition to the several other tolls by this Act authorised to be taken.

Maximum charges.

41. The maximum charges to be made by the Company for the conveyance of articles matters and things animals and passengers upon the railway including the tolls for the use of the railway and of carriages and trucks and for locomotive power and for every other expense incidental to such conveyance shall not exceed the following rates (that is to say):

For every passenger conveyed in a first-class carriage threepence per mile:

For every passenger conveyed in a second-class carriage twopence per mile:

For every passenger conveyed in a third-class carriage one penny per mile:

For all articles comprised in Class 1 per ton per mile twopence:

For all articles comprised in Class 2 per ton per mile one penny halfpenny:

For all articles comprised in Class 3 per ton per mile threepence:

For all articles matters and things comprised in Class 4 per ton per mile fourpence:

For every carriage comprised in Class 5 and not weighing more than one ton carried or conveyed on a truck or platform per mile sixpence and for every additional quarter of a ton or fractional part of a quarter of a ton beyond one ton which any such carriage may weigh the further sum of one penny halfpenny per mile:

For every animal comprised in Class 6 per mile fourpence:

For every animal comprised in Class 7 per mile threepence: and

For every animal comprised in Class 8 per mile one penny halfpenny.

Regulations as to tolls.

42. The following provisions and regulations shall be applicable to the fixing of such tolls (that is to say):

In respect of passengers and animals and articles matters and things conveyed upon the railway for a less distance than three miles the Company may demand tolls and charges as for three miles:

For a fraction of a mile beyond three miles or beyond any greater number of miles the Company may with respect to goods articles matters and things and animals demand tolls for such fraction in proportion to the number of quarters of a mile contained therein and if there be a fraction of a quarter of a mile such fraction shall be deemed a quarter of a mile and with respect to passengers every fraction of a mile beyond three miles or any greater number of miles shall be deemed a mile:

For a fraction of a ton the Company may demand toll according to the number of quarters of a ton in such fraction and if there be a fraction of a quarter of a ton such fraction shall be deemed a quarter of a ton:

With respect to all articles matters and things except stone and timber the weight shall be determined according to the usual avoirdupois weight:

With respect to stone and timber fourteen cubic feet of stone forty cubic feet of oak mahogany teak beech or ash and fifty cubic feet of any other timber shall be deemed one ton weight and so in proportion for any greater or smaller quantity.

Tolls for small parcels and articles of great weight.

43. With respect to small parcels and single articles of great weight notwithstanding the rate of tolls prescribed by this Act the Company may lawfully demand any tolls not exceeding the tolls following (that is to say):

For the carriage of small parcels on the railway or any part thereof (as follows):

If not exceeding seven pounds in weight threepence:

If exceeding seven pounds in weight but not exceeding fourteen pounds in weight fivepence:

If exceeding fourteen pounds in weight but not exceeding twenty-eight pounds in weight sevenpence:

If exceeding twenty-eight pounds in weight but not exceeding fifty-six pounds in weight ninepence:

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And for parcels exceeding fifty-six pounds in weight but not exceeding five hundred pounds in weight the Company may demand any sum which they think fit:

Provided always that articles sent in large aggregate quantities although made up of separate parcels such as bags of sugar coffee meal and the like shall not be deemed small parcels but such term shall apply only to single parcels in separate packages:

For the carriage of any one boiler cylinder bob or single piece of machinery or single piece of timber or stone or other single article the weight of which including the carriage shall exceed four tons but shall not exceed eight tons the Company may demand such sum as they think fit not exceeding sixpence per ton per mile:

For the carriage of any single piece of timber stone machinery or other single article the weight of which with the carriage shall exceed eight tons the Company may demand such sum as they think fit.

Company may take increased charges by agreement.

44. Nothing herein contained shall prevent the Company from taking any increased charges over and above the charges hereinbefore limited for the conveyance of goods of any description by agreement with the owners of or persons in charge of such goods either in respect of the conveyance of such goods (except small parcels) by passenger trains or by reason of any other special service performed by the Company in relation to such goods.

Passengers luggage.

45. Every passenger travelling upon the railway may take with him his ordinary luggage not exceeding one hundred and twenty pounds in weight for each first-class passenger one hundred pounds in weight for each second-class passenger and sixty pounds in weight for each third-class passenger without any charge being made for the carriage thereof.

Terminal station.

46. No station shall be considered a terminal station in regard to any goods conveyed on the railway unless such goods have been received thereat direct from the consignor or are directed to be delivered thereat to the consignee.

Foregoing charges not to apply to special trains.

47. The restrictions as to the charges to be made for passengers shall not extend to any special train run upon the railway in respect of which the Company may make such charges as they think fit but shall apply only to the ordinary and express trains appointed from time to time by the Company for the conveyance of passengers and goods upon the railway.

Macroom Company to work and use railway.

48. The Macroom Company shall when and so soon as the railway has been completed and opened for public traffic work and use

the same and the terms and conditions of such use shall be such as may be agreed upon between the contracting companies or failing agreement by an arbitrator to be appointed by the Board of Trade Provided always that unless the Macroom Company agree thereto the payment to them by the Company in respect of such working and use shall not be in less proportion than sixty-two pounds in the hundred of the gross traffic receipts which sum shall be the maximum proportion payable in any circumstances in respect of such use and working by the Company to the Macroom Company.

Working and traffic arrangements with Macroom Company. 36 & 37 Vict. c. 76.

49. The Company on the one hand and the Macroom Company on the other hand may subject to the provisions of this Act and of Part III. of the Railways Clauses Act 1863 as amended or varied by the Regulation of Railways Act 1873 from time to time enter into agreements with respect to the following purposes or any of them (that is to say):

The maintenance and management by the contracting companies or either of them of the railway of the Company or any part thereof and of the works connected therewith:

The use or working of the railway or of any part thereof and the conveyance of traffic thereon:

The supply during the continuance and for the purposes of any agreement for the use or working of the railway of any rolling or working stock and machinery and the employment of officers and servants:

The fixing and collection and apportionment of the tolls rates charges receipts and revenues levied taken or arising in respect of traffic:

The payments and allowances to be made and the conditions to be performed with respect to the matters aforesaid.

Tolls on traffic conveyed partly on the railway and partly on the railway of the Macroom Company.

50. During the continuance of any agreement to be entered into under the provisions of this Act for the working and use of the railway by the Macroom Company the railways of the Company and of the Macroom Company shall for the purposes of short-distance tolls and charges be considered as one railway and in estimating the amount of tolls and charges in respect of traffic conveyed partly on the railway and partly on the railway of the Macroom Company for a less distance than three miles tolls and charges may only be charged as for three miles and in respect of passengers for every mile or fraction of a mile beyond three miles tolls and charges as for one mile only and in respect of animals and goods for every quarter of a mile or fraction of a quarter of a mile beyond three miles tolls and charges as for a quarter of a mile only and no other short-distance charge shall be made for the conveyance of passengers

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animals or goods partly on the railway and partly on the railways of the contracting companies.

Payment of purchase money to limited owners in shares in certain cases.

51. The Company may with the consent of any limited owner pay any purchase money payable to such limited owner in respect of any lands purchased or taken under the authority of this Act by the issue to such limited owner of as many shares in the capital of the Company as shall be equal in nominal amount to such purchase money and such shares shall be deemed to be shares fully paid up Such shares shall be held upon the like uses trusts and for the same purposes and in the same manner as the lands in respect of the purchase money for which such shares were issued stood settled The Company shall with respect to such shares make an entry or memorial in their registry of shareholders of the uses trusts and purposes aforesaid and subject to the uses trusts and purposes affecting such shares the limited owner for the time being in respect thereof shall have all the other rights and powers of a shareholder in the Company Provided always that the Company shall not be bound to see to the application of any dividend received by such limited owner The term "limited owner" in this section and the following section shall mean any person or persons by whom the powers of sale conferred by section seven of the Lands Clauses Consolidation Act 1845 may under the authority of the said section be lawfully exercised Provided also that no such payment by shares to a limited owner under this section shall be made until a certificate approving thereof shall have been granted by an inspecting engineer or engineers or other person or persons to be for such purpose nominated and appointed by the Commissioners of Public Works in Ireland who are hereby authorised on the application of any such owner or of the Company to make such appointment and the costs relating to such nomination and appointment inspection and certificate shall be paid by the Company as the Commissioners shall direct.

Limited owners of land may grant same free of cost to the Company with consent of Commissioners of Public Works.

52. It shall be lawful for the limited owner (as herein-before defined) of any land which the Company are authorised to take for the purposes of the railway or works which they are authorised to construct to grant transfer or convey the same or any portion thereof to the Company free of cost and such grant transfer or conveyance shall confer a good title to the lands described therein Provided always that no such grant transfer or conveyance by a limited owner under this section shall be made until a certificate approving thereof shall have been granted by an inspecting engineer or engineers or other person or persons to be for such purpose nominated and appointed by the Commissioners of Public Works in Ireland who are hereby authorised on the application of any

such limited owner or of the Company to make such appointment and the costs relating to such nomination and appointment inspection and certificate shall be paid by the Company as the Commissioners shall direct.

Portion of barony in county of Cork to contribute.

53. If and when at any time during the period of thirty-five years after the opening for public traffic of so much of the railway as extends from Macroom to the boundary of the county of Kerry the net receipts from the railway to be ascertained in manner herein-after provided for shall not after payment of the interest on the loan capital by this Act authorised amount to a sum equal to a dividend at the rate of five pounds per centum per annum on twelve thousand pounds part of the share capital of the Company then the amount or sum required to make up such dividend as aforesaid shall become payable and be paid half-yearly by that part of the barony of West Muskerry in the county of Cork which comprises the parishes of Ballyvourney and Kilnamartery (excluding the portion of the Kilnamartery electoral division which lies to the south of the road leading from Macroom to Toughindrummin Chapel) and also by that part of the said barony which comprises so much of the parish of Clondrohid as adjoins the said parish of Ballyvourney and is divided from the remainder of the said parish of Clondrohid by the river Foorish and thence by an imaginary line to the southern boundary of such parish And provided always that if at the expiration of five years from the opening of the said portion of railway as aforesaid the remainder of the railway to Kenmare shall not be completed and opened for public traffic the said last-mentioned guarantee shall be suspended until such completion and opening.

Certain baronies of Kerry to contribute.

54. If and when at any time during the period of thirty-five years after the opening for public traffic of so much of the railway as extends from the boundary of the county of Kerry to Kenmare the net receipts from the railway to be ascertained in manner herein-after provided for shall not after payment of the interest on the loan capital by this Act authorised amount to a sum equal to a dividend at the rate of five pounds per centum per annum on forty thousand pounds part of the share capital of the Company then the amount or sum required to make up such dividend as aforesaid shall be payable and be paid half-yearly by the said county of Kerry but specifically apportioned and charged as herein-after provided on the several baronies of Magonihy South Dunkerron and Glanerough (and none other) in that county in proportion to the benefits to be derived by such last-mentioned baronies as herein-after provided.

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Provided always that such last-mentioned guarantee shall not operate if the railway be not completed and opened for public traffic before the first day of August one thousand eight hundred and eighty-five and such guarantee shall only operate and continue so long as railway communication is actually and bonâ fide maintained between Cork and Kenmare Provided also that a temporary stoppage of traffic arising from accident or other unforeseen circumstance beyond the control of the Company or the company working or using the railway shall not be held to be a stoppage of railway communication under this section and in case of difference of opinion arising between the Company and the said baronies as to the cause of such temporary stoppage of traffic an arbitrator to be appointed by the Board of Trade on the application of either party shall determine the cause of such stoppage of traffic and whether or not the operation of the guarantee should cease and his decision shall be final binding and conclusive.

Provisions as to guarantees.

55. Provided also that save as aforesaid and subject to the payments aforesaid the said net receipts shall be applied to the payment of the said dividend in priority to any other purpose whatsoever and that no liability under the said guarantee shall attach to any barony in the said counties of Cork and Kerry respectively in any half year during the said period of thirty-five years in which the Company shall have earned net receipts amounting to a dividend at the rate of five pounds per centum per annum on the portions of the share capital guaranteed by the said baronies respectively Provided also that when the net receipts as aforesaid shall exceed the amount necessary to cover the dividend on the amount guaranteed by the said baronies respectively one half of such surplus in each half year shall be applied to repay to the said baronies respectively any principal sums (exclusive of interest) which they respectively may have previously paid under or by reason of such guarantee and which half shall be apportioned between and paid to the said baronies in the said two counties rateably in proportion to the number of miles completed and opened for traffic in the said counties respectively.

Moneys paid by baronies to be a charge on railway and income thereof.

56. If any moneys shall have been paid or contributed by the baronies under the provisions of this Act all such moneys together with the costs and expenses of levying the same shall be as and from the dates of the respective payments of the same charged upon the railway and the net receipts from the same and the said moneys so charged shall be payable to the treasurers for the time being of the said counties respectively to be applied by them in relief of the baronies which shall have contributed the same.

Company may attach guarantees to certain shares.

57. The Company may from time to time issue fifty-two thousand pounds in guaranteed shares of ten pounds each and such shares shall be entitled to a fixed guaranteed dividend at the rate of five pounds per centum per annum on the amount for the time being paid up thereon respectively And the Company shall declare that the guarantee by the said barony of the county of Cork on the amount of twelve thousand pounds of the capital of the Company or any part of such guarantee shall attach to a specific number of guaranteed shares and to no other part of the capital of the Company and that the guarantee by the said baronies of the county of Kerry on the amount of forty thousand pounds of the capital of the Company shall attach to a specific number of the guaranteed shares and to no other part of the capital of the Company and the holders of such guaranteed shares respectively shall be entitled to all the benefits of such guarantees accordingly to the exclusion of all other persons whomsoever whether shareholders in or creditors of the Company.

Designation of guaranteed shares.

58. The guaranteed shares issued in pursuance of this Act and to which the guarantee of the said barony in the county of Cork shall be attached shall be designated Cork and Kenmare Guaranteed (Cork) Shares and the guaranteed shares issued in pursuance of this Act and to which the guarantee of the said baronies in the county of Kerry shall attach shall be called Cork and Kenmare Railway Guaranteed (Kerry) Shares and the terms and conditions on which such shares respectively are issued shall be stated in the certificates relating thereto.

On expiry of guarantees guaranteed shares to become preference shares.

59. From and after the expiration of the said respective guarantees or from and after the date at which the Company shall have released the baronies of the counties of Cork and Kerry respectively from all further liability (whichever shall first happen) the guaranteed shares respectively shall become and be preference shares of the Company but the dividend thereon shall not exceed the rate of five pounds per centum per annum.

Ascertaining amount to be paid by each barony &c.

60. For the purpose of ascertaining such net receipts and the proportions in which the said baronies in the counties of Cork and Kerry respectively shall pay the said half-yearly sums (if any) and during such time as the same shall be payable and for other the purposes to be executed by the arbitrators as herein-after mentioned the Board of Trade upon the request of the Company may from time to time by warrant under the hand of their Secretary for the time being appoint as arbitrators a county surveyor for the time being of the counties of Cork and Kerry respectively and two other persons to be selected by the Board of Trade and may supply the

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place of any arbitrator dying resigning or refusing or failing to act or becoming incapacitated and such arbitrators shall from time to time by their certificate in writing ascertain and determine the amount of the net receipts in each half year applicable to the payment of the said dividend as herein-before provided and also assess and determine the relative proportions in which such half-yearly sums shall be paid and made up by the baronies in the counties of Cork and Kerry respectively such arbitrators taking into consideration the benefit or supposed benefit immediate or prospective which such baronies so specifically charged may respectively in the opinion of such arbitrators have derived or be likely to derive from the formation and opening of the railway and every certificate of such arbitrators under their hands or (in case all the arbitrators shall be unable to agree) under the hands of any three of them shall be in all respects final and binding on such baronies in the counties of Cork and Kerry and from and immediately after each delivery of any certificate the said baronies and all lands hereditaments or premises therein respectively shall be and are hereby charged and made chargeable with the payment of such half-yearly sums in the several proportions specified and set forth in such certificate and every such certificate and a duplicate thereof if required shall be delivered to the Company upon the request and upon payment by them to such arbitrators of such remuneration (if any) for their trouble in regard thereto as the Board of Trade shall determine.

Accounts of receipts to be rendered.

61. For the purpose of ascertaining the receipts from the railway the working expenses thereof and the profits of the railway if any applicable to the payment of the dividend as aforesaid the Company shall from time to time on or before the first day of May and first day of November in every year make out and render to the arbitrators a full true and distinct account of all the receipts of every nature and kind for the then preceding half year ending the thirty-first day of December and thirtieth day of June in each year arising in any manner from the railway and of the expenditure thereof which account the said arbitrators shall and they are hereby authorised and empowered to examine with the documents and vouchers evidencing the same and all books papers and accounts in the custody and control of the Company relating to the business of the Company and all accounts documents vouchers books and papers kept by the Company shall upon the request of the said arbitrators be from time to time produced to such arbitrators for examination and such arbitrators may (if they think fit) employ one actuary or accountant to assist them in such examination from time to time at the cost and expense of the Company and the Company

shall so long as the said barony contributions may continue keep proper and correct books of account to show the receipts and profits on the railway and the expenditure thereof to which books of account the said arbitrators shall have at all reasonable times access and from which they may at all times take extracts and the Company shall during the said period send duplicate returns to the said arbitrators of the accounts which they are bound by any Act of Parliament now in force or that may hereafter be in force to transmit to the clerks of the peace and the said arbitrators shall adjust and balance the said accounts and as to all matters relating to the said accounts or what shall be considered as gross receipts from traffic or net profits from traffic their decision shall in all respects be final and conclusive on all parties.

Sums mentioned in certificates to be presented by grand jury and paid by treasurer.

62. The Company shall from time to time deliver such certificate or a duplicate thereof to the secretary of the grand jury of each of the counties of Cork and Kerry who shall lay such certificate or duplicate thereof before the grand jury of such counties at the assizes next after he shall have received the same And it shall be lawful for such grand juries and they are hereby required from time to time and without application to presentment sessions to present the sum mentioned in every such certificate relating to the baronies to be raised and levied off such baronies and the same shall be assessed raised and levied in like manner as any presentment made under the authority of an Act passed in the sixth and seventh years of the reign of His late Majesty King William the Fourth chapter one hundred and sixteen and any Act or Acts amending the same and the treasurers of such counties out of the first moneys collected and remaining in their hands after payment of Government advances gaol expenses and salaries of public officers payable by them shall pay the sum so presented by the grand juries to the Company or in such other manner as the Company shall direct And if the grand juries of the said counties shall fail to present the sum or any part thereof contained in any such certificate relating to such baronies the treasurers of the said counties shall and they are hereby required to insert such sum or such omitted part thereof in their warrants for raising the moneys presented at the same assizes as if such sum had been duly presented by such grand juries to be raised in manner herein-before mentioned off such baronies as aforesaid and the same shall be raised and levied off such baronies accordingly as if the same had been so presented and the said treasurers shall pay over the amount when by them received as herein-before provided as if such money had been presented by such grand juries respectively.

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Conditions of bond by collectors of grand jury.

63. The defeasance of every bond of a collector of grand jury cess of any district liable to the contributions to be hereafter given or executed by way of security for duly collecting and paying public money shall contain a condition for his duly collecting and paying to the treasurer of the county within which such district is situated on or before each next succeeding assizes all such money as he shall from time to time be authorised to levy under this Act and such bonds shall be subject to all provisions now applicable to bonds given or executed by collectors of grand jury cess.

Remuneration to collectors.

64. The grand juries of the said counties of Cork and Kerry shall also present such sum of money to be levied off every such barony as aforesaid and to be paid to any such collector as aforesaid as his remuneration for collecting such assessment as is payable in the case of the collection of grand jury cess.

Tenants may deduct half the cess in respect of each pound of net annual value of premises.

65. Any person occupying lands hereditaments or premises liable to grand jury cess for the purposes of this Act and who is liable to pay a rent in respect of the same may deduct from such rent for each pound of the rent which he is liable to pay one half of the sum which he shall have paid as grand jury cess in respect of each pound of the net annual value of such premises as valued under the Acts relating to the valuation of rateable property in Ireland and so in proportion for any less sum than a pound Provided always that it shall not be lawful for any such person to deduct from the rent payable by him for such premises a larger sum than one half of the amount of the cess that has been paid by him in respect of the same Provided also that no deduction be made from tithe rent-charge or other composition in lieu of tithe for or on account of any such rate or cess.

Sub-lessors to make proportionate reductions from superior landlord's rent.

66. When any person to whom rent shall be payable in respect of any hereditaments shall also pay a rent in respect of the same he shall be entitled to deduct from the rent so paid by him a sum bearing such a proportion to the amount of rate or cess deducted under the provisions of this Act from the rent payable to him as the rent paid by him bears to the rent payable to him not exceeding the half of the said poundage rate or cess payable by him Provided always that no lessee or other person paying any rate or cess under this Act in respect of any hereditaments held by him for lives renewable for ever or for the residue of any term of years which when originally created shall not have been less than nine hundred years shall deduct any portion of such rate or cess from the rent payable by him in respect of such hereditaments.

Receipt for rate to be taken in discharge.

67. In all cases a receipt for the rate or cess to be levied under the authority of this Act in respect of any hereditaments shall be accepted by every person entitled to receive rent in respect of the same in lieu of such a portion of rent as the person tendering such receipt is hereby entitled to deduct from such rent by reason of his payment of the rate or cess for which such receipt shall be given Provided always that no deduction on account of any payment of rate or cess under this Act shall be held to be a discharge of any portion of any gale or quarterly or other payment of rent due from the person entitled to make such deduction so as to prejudice the right of any landlord to recover the possession of any hereditaments by ejectment for nonpayment of rent thereof in any case where the remaining portion of such gale or quarterly or other payment of rent shall be unpaid but it shall be lawful for such landlord to proceed for the recovery of such hereditaments by ejectment as effectually as if the entire gale or quarterly or other payment of rent out of which such deduction is hereby allowed had remained wholly due or unpaid Provided also that no deduction shall be made from any rentcharge granted by way of jointure or any other rentcharge or annuity granted limited or devised for a life or lives in being only or for years determinable on a life or lives in being.

Actions by treasurer of counties.

68. In all cases where any moneys are under the provisions of this Act made payable to the treasurer for the time being of the said counties respectively or to the baronies such treasurer in default of payment thereof may recover the same with full costs of suit by action in any court of competent jurisdiction and in any such action the treasurer for the time being of the said counties respectively shall be the nominal plaintiff and as such entitled to sue on behalf of the county and no such action shall abate or be discontinued by reason of the death removal or resignation of any such treasurer and all moneys received or recovered by such treasurer under the provisions of this Act shall be carried by him to the credit of the baronies in the counties of Cork and Kerry respectively in proportion to the amounts paid by them respectively under the provisions of this Act.

Cessation of contributions.

69. After the expiration of thirty-five years from the opening of the railway for public traffic as aforesaid or when and as soon as the Company by deed under their common seal (which with the consent in writing of all the holders for the time being of the said twelve and forty thousand pounds respectively part of the share capital of the Company or such part thereof as shall have been subscribed for they are hereby empowered to execute) shall have

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released the baronies in the counties of Cork and Kerry respectively from all further liability (whichever shall first happen) the barony contributions shall cease and from and after the expiration of that period or the delivery of such deed as the case may be all the provisions of this Act with reference to the contributions by the said baronies shall for ever cease and determine except as to the sums respectively which the said baronies shall then be liable to pay or which shall be then due to the said baronies and charged upon the railway in respect of which sum the said provisions shall until the same respectively shall have been paid remain in full force and effect and when after the expiration of the said period or the delivery of such deed as the case may be the sum due to the said baronies shall have been paid of which a statement in writing under the hands of the treasurers of the counties respectively shall be conclusive evidence the other creditors of the Company shall in respect of their debts be entitled to and have the same priority as if the said provisions had not been contained in this Act Provided that if any such holders as aforesaid for the time being of the said respective sums of twelve thousand pounds and forty thousand pounds part of the capital of the Company shall be a minor idiot or lunatic the consent of the guardian or committee of his estate as the case may be shall be sufficient for the purposes of this section.

Company to assist in promotion of Act authorising construction of railway from Loo Bridge to Headfort.

70. The Company shall not oppose any application which may in any future session be made to Parliament by the Great Southern and Western Railway Company or by any other company person or persons for an Act to authorise the construction of a railway to connect the railway at Loo Bridge with the railway of the Great Southern and Western Railway Company at or near Headfort Station but they shall afford all reasonable facilities and give every assistance in their power to ensure the construction on equitable terms of such railway.

Power to Macroom Company to raise money by the creation of shares or stock.

71. The Macroom Company may from time to time raise for the purposes of their subscription to the undertaking hereby authorised and for providing rolling or working stock for their railway and sheds and workshops for the protection and repair of such stock any capital not exceeding in the whole fifty thousand pounds by the issue at their option of new ordinary shares or stock or new preference shares or stock or wholly or partially by any one or more of those modes and the clauses and provisions of the Companies Clauses Consolidation Act 1845 with respect to the following matters (namely) 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 forfeiture of shares for nonpayment of calls the remedies of creditors of the Company against the shareholders the consolidation of the shares into stock the general meetings of the Company and the exercise of the right of voting by the shareholders the making of dividends the giving of notices and the provision to be made for affording access to the special Act by all parties interested and Part I. (relating to cancellation and surrender of shares) and Part II. (relating to additional capital) of the Companies Clauses Act 1863 shall extend and apply to the Macroom Company and to the additional capital which they are by this Act authorised to raise.

Shares of Macroom Company not to issue until one fifth paid up.

72. The Macroom Company shall not issue any share under the authority of this Act of less nominal amount than ten pounds nor shall any such share vest in the person or corporation 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.

Application of moneys raised by the Macroom Company.

73. All moneys which the Macroom Company may raise under the powers of this Act shall be applied for the purposes before mentioned only.

Votes of Macroom Company at general meeting.

74. The Macroom Company may by writing under their common seal from time to time appoint some person to attend any meeting of the Company and such person shall have all the privileges and powers attaching to a shareholder of the Company at such meetings and may vote thereat in respect of the capital held by the Macroom Company.

Saving rights of the Crown in the foreshore.

75. Nothing contained in this Act shall authorise the said Company to take use or in any manner interfere with any portion of the shore or bed of the sea or of any river channel creek bay or estuary or any right in respect thereof belonging to the Queen's most Excellent Majesty in right of her Crown and under the management of the Board of Trade without the previous consent in writing of the Board of Trade on behalf of Her Majesty (which consent the Board of Trade may give) neither shall anything in this Act contained extend to take away prejudice diminish or alter any of the estates rights privileges powers or authorities vested in or enjoyed or exerciseable by the Queen's Majesty her heirs or successors.

Interest not to be paid out of capital.

76. The Company and the Macroom Company respectively shall not out of any money by this Act authorised to be raised pay interest or dividend to any shareholder on the amount of calls paid in respect of the shares held by him but nothing in this Act shall prevent the Company or the Macroom Company from paying to any

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shareholder such interest on money advanced by him beyond the amount of the calls actually made as is in conformity with the Companies Clauses Consolidation Act 1845.

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

77. The Company and the Macroom Company respectively shall not out of any money by this Act authorised to be raised pay or deposit any sum which by any standing order of either House of Parliament now or hereafter in force may be required to be deposited in respect of any application to Parliament for the purpose of obtaining an Act authorising the Company or the Macroom Company to construct any other railway or execute any other work or undertaking.

Railways not exempt from provisions of present and future general Acts.

78. Nothing in this Act contained shall exempt the railway 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 authorised by this Act.

Expenses of Act.

79. All the 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.

LONDON : Printed by George Edward Eyre and William Spottiswoode,
Printers to the Queen's most Excellent Majesty. 1881.