ANNO DECIMO SEXTO

VICTORIÆ REGINÆ.

****

Cap. xix.

An Act to amend the Acts relating to the *Dublin and Belfast Junction* Railway Company, and for other Purposes. [13th *May* 1853.]

WHEREAS an Act was passed in the Eighth and Ninth Years of the Reign of Her Majesty Queen *Victoria*, intituled *An Act for making a Railway from* Drogheda *to* Portadown, *with a Branch to* Navan, whereby several Persons became and were incorporated by the Name of "The *Dublin and Belfast Junction* Railway Company, with a Branch from *Drogheda* to *Navan*," which Name was afterwards changed to "The *Dublin and Belfast Junction* Railway Company:" And whereas the Provisions of the said recited Act have been amended and extended or altered by several subsequent Acts relating to the said Company, that is to say, "The *Dublin and Belfast Junction* Railway Amendment Act, 1847," "The *Dublin and Drogheda* Railway (Purchase of *Navan* Branch) Act, 1847," and "The *Dublin and Belfast Junction* Railway Act Amendment, 1850:" And whereas by and in pursuance of the Provisions of the said recited Acts the said Railway from *Drogheda* to *Portadown* has been made and opened to the Public, with the Exception of the Bridge over the River *Boyne* at *Drogheda*, which is now in course of Completion, and the said Branch of the said Railway from *Drogheda* to *Navan* has been completed, and has been transferred to the *Dublin and Drogheda* Railway Company, and now forms Part of the Undertaking of the said last-mentioned Company: And whereas it is expedient that Powers should be granted to alter the Mode of applying the Purchase Money payable by the said *Dublin and Drogheda* Railway Company to the

8 & 9 Vict. c. cxxx.

10 & 11 Vict. c. cxi.

10 & 11 Vict. c. clxxx.

13 & 14 Vict. c. xi.

Dublin and Belfast Junction Railway Company, and the Interest thereon, as authorized by the secondly and thirdly recited Acts, so as to enable the said *Dublin and Belfast Junction* Railway Company to apply the same in discharge of the Mortgage, Bond, or other Debts of the said *Dublin and Belfast Junction* Railway Company, or in discharge of the Interest which already has or shall hereafter become payable thereon, so far as the same will extend, or for such other Purposes as may be considered most beneficial for the Interests of the said Company: And whereas it is also expedient that some of the Powers and Provisions of the said recited Acts should be altered, amended, extended, and enlarged; but the Purposes aforesaid cannot be effected without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows; (that is to say,)

Interpretation of the Term "Company."

I. That in this Act wherever the Words "the Company" or "the said Company" are used, the same shall be held to mean "The *Dublin and Belfast Junction* Railway Company," except where there is something in the Context repugnant to such Construction.

Short Title.

II. That in citing this Act in other Acts of Parliament, or in legal Instruments or any other Proceedings, it shall be sufficient to use the Expression "The *Dublin and Belfast Junction* Railway Amendment Act, 1853."

So much of Acts 10 & 11 Vict. cc. cxi. and clxxx., directing that Purchase Money to be received for the Navan Branch shall be applied in Reduction of Mortgages and Capital, repealed.

III. That so much of the *Dublin and Belfast Junction* Railway Amendment Act, 1847, and so much of the *Dublin and Drogheda* Railway (Purchase of *Navan* Branch) Act, 1847, as enacts "that "when the Purchase Money which is in such Acts directed to be paid "by the *Dublin and Drogheda* Railway Company for the Branch "Railway from *Drogheda* to *Navan* shall be paid to the *Dublin and* "*Belfast Junction* Railway Company the same shall be applied in "reducing the Capital and Mortgage or Mortgages of the said Com- "pany, in such Proportions as that after such Reduction there shall "remain not more than One Third Part of the Amount of the reduced "Capital of the said Company outstanding upon Mortgage, and if "there shall be no Mortgage outstanding which would have to be "paid off in pursuance of the Provisions in the said Act contained "then the whole of such Purchase Money shall be applied in reducing "the Capital of the said Company, and that nothing therein con- "tained shall be held or construed to authorize the said Company "to pay off any Mortgage Debt except so much thereof as shall "exceed One Third Part of their reduced Capital," and so much of the said Acts as enacts "that the Purchase Money or Proportion of "Purchase Money, as the Case may be, applicable to the Reduction

" of the Capital of the said *Dublin and Belfast Junction* Railway " Company shall be applied to the general Purposes of such Com- " pany, and that the Shares of the said Company shall be rateably " reduced in Amount to such an Extent as may be necessary to " effect such Reduction," shall be and the same are hereby repealed.

Interest on Purchase Money to be applied in discharge of Interest on Debts of Company.

IV. That the Company shall apply any Interest which shall have been payable to them by the said *Dublin and Drogheda* Railway Company on any Money expended from Time to Time in and about the Construction of the Branch Railway under the Provisions of the secondly and thirdly recited Acts in discharge of any Interest which already has or shall hereafter become payable on the Mortgage or Bond Debts of the Company.

Principal of the Purchase Money to be applied in discharge of Mortgage Debt.

V. That the Company shall apply the Principal Sum of the Purchase Money, which has already been paid or may hereafter become payable to them for the said Branch Railway under the Provisions of the said last-mentioned Acts, in or towards paying off or discharging the Principal Sums secured by Mortgages or Bonds granted by the Company under the Provisions of the said firstly-recited Act, so far as the same will extend.

Borrowing Powers of Company limited.

VI. That when the Company shall have applied the Principal of the Purchase Money aforesaid in discharge of the Principal Sums secured by Mortgages or Bonds granted by the Company as aforesaid to the Extent of such Purchase Money, it shall not be lawful for the Company thereafter to borrow or to owe on Mortgage or Bond any Sum or Sums of Money exceeding in the whole the Sum of One hundred and thirty-five thousand Pounds.

Interest not to be paid on Calls paid up.

VII. That it shall not be lawful for the Company, out of any Money by this Act or any other Act relating to the Company authorized to be raised by Calls in respect of Shares, or by the Exercise of any Power of borrowing, to pay Interest or Dividends to any Shareholders on the Amount of the Calls made in respect of the Shares held by him in the Capital by this Act authorized to be raised: Provided always, that nothing herein-before contained shall be deemed to prevent the Company from paying to any Shareholder such Interest on Money advanced by him, beyond the Amount of the Calls actually made, as shall be in conformity with the Provisions in "The Companies Clauses Consolidation Act, 1845," in that Behalf contained.

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

VIII. That it shall not be lawful for the Company, out of any Money by this or any other Act relating to the Company authorized to be raised for the Purposes of such Act or Acts, to pay or deposit any Sum of Money which, by any Standing Order of either House of Parliament now in force or hereafter to be in force, may be required

to

to be deposited in respect of any Application to Parliament for the Purpose of obtaining an Act authorizing the Company to construct any Railway or execute any other Work or Undertaking.

Railway to be subject to the Provisions of 1 & 2 Vict. c. 98., 3 & 4 Vict. c. 97., 5 & 6 Vict. c. 55., 7 & 8 Vict. c. 85., 9 & 10 Vict. c. 57., and 14 & 15 Vict. c. 64.

IX. Whereas an Act was passed in the Second Year of the Reign of Her present Majesty, intituled *An Act to provide for the Conveyance of the Mails by Railway;* and another Act was passed in the Fourth Year of the Reign of Her said Majesty, intituled *An Act for regulating Railways;* and another Act was passed in the Sixth Year of the Reign of Her said Majesty, intituled *An Act for the better Regulation of Railways, and for the Conveyance of Troops;* and another Act was passed in the Eighth Year of the Reign of Her said Majesty, intituled *An Act to attach certain Conditions to the Construction of future Railways authorized or to be authorized by any Act of the present or successive Sessions of Parliament, and for other Purposes in relation to Railways;* and another Act was passed in the Session of Parliament held in the Ninth and Tenth Years of the Reign of Her present Majesty, intituled *An Act for regulating the Gauge of Railways;* and another Act was passed in the Session of Parliament held in the Fourteenth and Fifteenth Years of the Reign of Her present Majesty, intituled *An Act to repeal an Act for constituting Commissioners of Railways:* Be it enacted, That nothing in this Act contained shall be held to exempt the said *Dublin and Belfast Junction* Railway Company from the Provisions of the said several Acts respectively, but that such Provisions shall be in force in respect to the said Railway and Company, so far as the same shall be applicable thereto.

Railway not exempt from Provisions of future General Acts.

X. That nothing herein contained shall be deemed or construed to exempt the *Dublin and Belfast Junction* Railway or the Company from the Provisions of any General Act relating to this Act, or of any General Act relating to Railways, or to the better and more impartial Audit of the Accounts of Railway Companies, now in force or which may hereafter pass during the present or any future Session of Parliament, or from any future Revision and Alteration, under the Authority of Parliament, of the maximum Rates of Fares and Charges authorized by the said recited Acts.

Expenses of Act.

XI. That all Costs, Charges, and Expenses of and incidental to the obtaining of this Act and preparatory thereto shall be paid by the *Dublin and Belfast Junction* Railway Company.

LONDON:
Printed by George Edward Eyre and William Spottiswoode,
Printers to the Queen's most Excellent Majesty. 1853.