ANNO DECIMO & UNDECIMO

VICTORIÆ REGINÆ.

****

Cap. lxv.

An Act to alter and amend several of the Powers and Provisions of the Act relating to the *Dundalk and Enniskillen* Railway. [25th *June* 1847.]

WHEREAS an Act was passed in the Session of Parliament held in the Eighth and Ninth Years of the Reign of Her present Majesty, intituled *An Act for effecting a Railway Communication between* Dundalk *and* Enniskillen: And whereas by the said recited Act the *Dundalk and Enniskillen* Railway Company are restricted from constructing a Portion of the Line of Railway laid down on the Plans referred to in the said Act: And whereas by reason of such Restriction a smaller Sum than the Amount of Capital limited by the said recited Act will be sufficient for the Purposes of the Undertaking of the *Dundalk and Enniskillen* Railway Company, and it is expedient that the said Capital of the said Company should be reduced, and that Power should be given to vary or repeal certain of the Provisions of the said recited Act, but the Authority of Parliament is necessary for such Purposes: 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, That the Capital of the Company shall be Four hundred and fifty thousand Pounds, and the Number of Shares into which such Capital shall be divided

8 & 9 Vict. c. 96.

Capital.

shall be Fifteen thousand, and the Amount of each Share shall be Thirty Pounds, any thing in the said recited Act contained to the contrary notwithstanding.

Borrowing of Money.

II. And be it enacted, That it shall not be lawful for the Company to borrow on Mortgage or Bond any greater Sum than One hundred and fifty thousand Pounds, any thing in the said recited Act contained to the contrary notwithstanding; and that when and so soon as the whole of the said Sum of Four hundred and fifty thousand Pounds shall have been subscribed for, and One Half thereof actually paid up, it shall be lawful for the Company so to borrow any Sum not exceeding the Sum of One hundred and fifty thousand Pounds; and all the Provisions in the "Companies Clauses Consolidation Act, 1845," contained with respect to the borrowing of Money, and the Conversion of Money so borrowed into Capital, shall be applicable to the borrowing of such Sum by the Company.

Committees of Directors.

III. And whereas it is expedient that the Number of Directors of which it is provided by the said recited Act that Committees appointed by the Directors of the Company shall consist should be increased; be it enacted, That from and after the passing of this Act the Number of Directors of which Committees appointed by the Directors shall consist shall be not less than Five nor more than Eight, and the Quorum of such Committees shall be Three, any thing in the said recited Act contained to the contrary notwithstanding.

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

IV. And be it enacted, That it shall not be lawful for the said Company, out of any Money by this Act or any other Act relating to the said Railway Company authorized to be raised for the Purposes of such Act or Acts, to pay or deposit any Sum of Money which by any Standing Order of either House of Parliament now in force or hereafter to be in force may be required to be deposited in respect of any Application to Parliament for the Purpose of obtaining an Act authorizing the said Company to construct any other Railway or execute any other Work or Undertaking.

Expences of Act.

V. And be it enacted, That all the Costs, Charges, and Expences of and attending the passing of this Act or incidental thereto shall be paid by the said Company out of the first Monies which shall come into their Hands, in preference to any other Payment whatsoever.

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. and 9 & 10 Vict. cc. 57. &105.

VI. And whereas an Act was passed in the Second Year of the Reign of Her present Majesty, intituled *An Act to provide for the Conveyance of the Mails by Railway*; and another Act was passed in the Fourth Year of the Reign of Her said Majesty, intituled *An Act for regulating Railways*; and another Act was passed in the Sixth Year of the Reign of Her said Majesty, intituled *An Act for the better Regulation of Railways, and for the Conveyance of Troops*; and another Act was passed in the Eighth Year of the Reign of Her said Majesty, intituled *An Act to attach certain Conditions to the Construction of future Railways authorized or to be authorized by any Act of the present or succeeding Sessions of Parliament, and for other*

Purposes in relation to Railways; and Two other Acts were passed in the last Session of Parliament, respectively intituled *An Act for constituting Commissioners of Railways*, and *An Act for regulating the Gauge of Railways;* be it enacted, That nothing in this Act contained shall be held to exempt the said Railway or the said 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.

Provision for future general Railway Acts.

VII. And be it enacted, That nothing herein contained shall be deemed or construed to exempt the Railway by the said recited Act authorized to be made from the Provisions of any general Act relating to such Act, or of any general Act relating to Railways, now in force, or which may hereafter pass during this or any future Session of Parliament, or from any future Revision and Alteration, under the Authority of Parliament, of the maximum Rates of Fares and Charges authorized by the said recited Act.

Short Title.

VIII. And be it enacted, That in citing this Act in other Acts of Parliament, and in Pleadings and legal Instruments, it shall be sufficient to use the Expression, "The *Dundalk and Enniskillen* Railway Act, 1847."

Public Act.

IX. And be it enacted, That this Act shall be a Public Act, and shall be judicially taken notice of as such.

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