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VICTORIÆ REGINÆ.

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Undertaking to be abandoned.

present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act the said Undertaking called the *East Lothian Central* Railway authorized to be made by the said Act, intituled "The *East Lothian Central* Railway Act, 1847," shall be abandoned, and all the Powers granted to the said Company by the said Act or otherwise touching the Construction, Maintenance, or Management of the said Undertaking shall cease, and the said Company shall exist only for the Purpose of discharging their Debts, Contracts, and other Liabilities, collecting their Assets, distributing their Funds, and winding up their Affairs, and when and so soon as the same shall have been accomplished the said Company shall be dissolved.

Company released from further Liability to make, &c. the East Lothian Central Railway.

II. And be it enacted, That, subject to the Provisions herein-after contained, the Company shall be and they are hereby absolutely and entirely released, exonerated, and discharged of and from all Obligation or Liability to make, maintain, and support the said Railway, or any of the Works which they are by the said Act or otherwise authorized or empowered to make and maintain, or to purchase or take any of the Lands which they are by the said Act or otherwise authorized to purchase or take, whether any Notice of the Intention of the Company to take or use the same shall or shall not have been given to the Owners or Occupiers thereof, or to complete the Purchase of any Land which may have been agreed to be purchased or taken for the Purpose of making the said Railway or Branch Railways, or any of the Works connected therewith.

Notice of Dissolution to be advertised.

III. And be it enacted, That Notice of the Abandonment of the Undertaking shall be given by Advertisement published once in the *Edinburgh Gazette*, and once for Three successive Weeks in one of the *Edinburgh* Newspapers.

Persons having Claims to make the same within One Month after.

IV. And be it enacted, That within One Month after the last of such Publications all Persons having any Claim or Demand upon the said Company in respect of any Contract or Agreement which shall have been legally entered into by the Company, and which will be determined by reason of the Abandonment of the said Undertaking, shall give Notice in Writing to the Company of such Claim or Demand, and shall state the Particulars thereof, and the Amount claimed in respect thereof.

Disputes as to Debts and Compensation to be settled by Arbitration.

V. And be it enacted, That any Person with whom any such Contract or Agreement shall have been entered into by the Company shall be entitled to Compensation for any Loss or Damage that he may have sustained by reason of the Nonfulfilment thereof; and if any Dispute

Dispute shall arise as to the Amount of any Debt due by the Company, or as to whether any and what Compensation shall be made by the Company for the Breach of any Contract or Agreement determined by the abandoning of the said Undertaking, the same shall be settled by Arbitration in manner provided by the Railways Clauses Consolidation (*Scotland*) Act, 1845.

Actions, &c. not to abate.

VI. And be it enacted, That no Debt due to or from the Company shall be discharged, and no Action, Suit, or Proceeding whatsoever commenced either by or against the said Company shall abate or be discontinued or be prejudicially affected by virtue or in consequence of the Provisions of this Act, but the same shall continue and take effect as well in favour of as against the said Company in the same Manner in all respects as if this Act had not been passed.

As to Distribution of the Funds of the Company.

VII. And be it enacted, That the Funds and Property of the said Company shall be from Time to Time applied, under the Control and Superintendence of the Directors of the said Company, in the first place, in the Payment of the Costs and Expenses of applying for and obtaining and passing this Act, or which shall be incurred by such Company or the Directors thereof in carrying into effect the Provisions of this Act, and then according to the due Order of Administration of the Assets and Funds of the Company in or towards Payment of the Debts and Liabilities of the Company, or any Composition thereupon, and any Compensation as aforesaid; and subject to such Payments the Monies and Funds of the Company shall be paid and distributed, under the like Control and Superintendence, amongst the Persons for the Time being entitled to Shares in the said Company.

Reserving Rights of Scrip-holders.

VIII. And be it enacted, That nothing herein contained, or which may be done in pursuance hereof, shall prejudice or affect the Rights of any Persons or Corporations holding Scrip Certificates of Shares in the said Company to such Number of Shares in the Company as may be expressed in such Scrip Certificates, notwithstanding such Scrip Certificates may not have been heretofore presented for Registration, or shall prejudice or affect the Rights of such Persons or Corporations to a Proportion of the Funds of the Company corresponding to the Number of Shares specified in such Scrip Certificates respectively; nor, on the other hand, shall anything herein contained prejudice or affect the Rights of any Persons or Corporations whose Names may have been entered as Shareholders in the Book kept as the Register of Shareholders in the Company, or their Transferees, to the Shares entered in their Names in the said Book, or to a Proportion of the Funds of the Company corresponding to such Shares; but all such

Rights

Rights shall be judged of and determined as if this Act had not been passed.

In case of disputed Claims Money to be paid into the Bank.

IX. And be it enacted, That if in the course of winding up the Affairs of the said Company Two or more Persons shall claim to be entitled to the same Share or Shares, or to the Money which may be payable in respect thereof, or to any Part of such Money, then and in such Case it shall be lawful for the said Directors and they are hereby authorized and required to pay the Money which shall be payable in respect of the Share or Shares, the Title to which shall be so in dispute, into any of the chartered Banks in *Scotland* in the joint Names of One of their Number and of the Persons claiming such Share or Shares, and which Money shall be applied and paid to the Person or Persons who shall establish a legal Right thereto, subject to the necessary Costs and Charges incurred by the Directors in relation to the Monies so deposited as aforesaid.

As to Shares and Debts belonging to unknown or incapacitated Persons.

X. And be it enacted, That as concerning any Shares in the Capital of the said Company, the Owner or Owners or the Person or Persons entitled to which shall not be known or cannot be found, or in respect of which there shall be no Person competent to receive and give an effectual Discharge for the Monies payable in respect thereof on the Distribution of the Funds of the said Company, it shall be lawful for the Directors of the said Company to deposit, invest, and pay into any of the chartered Banks in *Scotland* in the joint Names of any Two or more of their Number and of such Owner or Owners, Person or Persons entitled to such Shares as aforesaid, such Proportion or distinct Proportions of the Monies to arise from the Property of the said Company as shall correspond with or represent or be payable in respect of the said Shares respectively; and the Monies so to be deposited, invested, and paid shall be applied and paid to the Person or Persons who shall establish a legal Right thereto, subject to the necessary Costs and Charges incurred by the Directors in relation to the Monies so deposited as aforesaid.

Money, until wanted for Distribution, may be deposited in Bank, &c.

XI. And be it enacted, That in the meantime, and until the Funds of the Company shall be applied or distributed in pursuance of the Provisions of this Act, the same, or so much thereof as the said Directors in their Discretion may think expedient, may be deposited by them in any of the chartered Banks of *Scotland* at such Rates of Interest as can be procured therefor, or invested in the Name of any Three or more of them in the Purchase of Exchequer Bills, or of any of the Stocks, Funds, or Government Securities of *Great Britain*, with Power to vary such Deposits and Investments from Time to Time, and to convert the same into Money, in their Discretion.

XII. And

Directors appointed.

XII. And be it enacted, That *Henry Marshall Davidson*, *James Aitchison*, *Thomas Todrick*, *William Dods*, *John Ferme*, and *George More* shall be the Directors of the Company.

Power of Company to continue until the Debts due to and by them are received and paid.

XIII. And be it enacted, That after the Abandonment of the said Undertaking, and until all the Debts and Monies due or thereafter to become due to the said Company shall have been received and recovered by the Directors for the Time being thereof, or shall have been released, extinguished, or finally abandoned by the said Directors (as they are hereby empowered in their Discretion to do), and until all Debts, Monies, and Compensation claimed, or which may become due or be claimed, as herein-before provided, shall have been fully paid, settled, and discharged by the said Directors (as they in their Discretion shall have full Power to do), the said Company shall continue, with the like Powers, to use a Common Seal, and to sue and be sued, as they now have; and the said Directors for the Time being shall, after the said Abandonment, have full Power to use such Common Seal, and to do and perform all other Acts and Things necessary or expedient to be done and performed for recovering and compelling Payment of the said several Monies respectively, and for otherwise winding up the Affairs of the Company: Provided always, that it shall not be lawful for the Directors of the Company to enter into any new Contract, or incur any fresh Liability, excepting in so far as the same may facilitate the winding up of the Affairs of the Company.

Interpretation of Terms.

XIV. And be it enacted, That in this Act the following Words and Expressions shall have the several Meanings hereby assigned to them, unless there be something in the Subject or Context repugnant to such Construction; (that is to say,)

Words importing the Singular Number shall include the Plural Number, and Words importing the Plural Number shall include the Singular Number:

Words importing the Masculine Gender shall include Females:

The Word "Person" shall include Corporation:

The Word "Lands" shall extend to Houses, Lands, Tenements, and Heritages of any Description or Tenure:

The Expression "the Undertaking" shall mean "The *East Lothian Central* Railway," and the Works connected therewith:

The Expression "the Company" shall mean "The *East Lothian Central* Railway Company," their Successors and Assigns.

Expenses of Act.

XV. And be it enacted, That all the Costs, Charges, and Expenses connected with the passing of this Act, or of carrying the same into effect, shall be paid by the said Company or the Directors thereof out of the Funds of the Company in preference to all other Payments whatsoever.

Public Act.

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

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