ANNO DECIMO SEXTO & DECIMO SEPTIMO

VICTORIÆ REGINÆ.

****

Cap. lxxxii.

An Act to enable the *Scottish Midland Junction* Railway Company to make Branch Railways to *Blairgowrie* and *Kirriemuir*, and to amend the Acts relating to such Company, and for other Purposes. [8th *July* 1853.]

WHEREAS an Act was passed in the Eighth and Ninth Years of the Reign of Her present Majesty, intituled *An Act for making a Railway from the City or Royal Burgh of* Perth *to or near to the Town or Royal Burgh of* Forfar, whereby the *Scottish Midland Junction* Railway Company was incorporated, with Power to make and maintain the Railway in that Act mentioned, and to raise, by the Creation and Issue of Shares, a Capital of Three hundred thousand Pounds, and to borrow on Mortgage or Bond the further Sum of One hundred thousand Pounds: And whereas another Act was passed in the Ninth and Tenth Years of the Reign of Her present Majesty, intituled *An Act to enable the* Scottish Midland Junction *Railway Company to make certain Branch Railways, and to amend the Act relating to such Railway*, whereby the *Scottish Midland Junction* Railway Company was authorized to execute certain Branch Railways, and to raise, by the Creation and Issue of Shares, the further Sum of Three hundred thousand Pounds, and to borrow on

8 & 9 Vict. c. clxx.

9 & 10 Vict. c. lxxv.

on Mortgage or Bond the further Sum of One hundred thousand Pounds: And whereas another Act was passed in the Eleventh and Twelfth Years of the Reign of Her present Majesty, intituled "The *Scottish Midland Junction* Railway Amendment and Branches Act, 1848," whereby the *Scottish Midland Junction* Railway Company was authorized to execute certain additional Works: And whereas the Powers granted to the *Scottish Midland Junction* Railway Company for executing the Branch Railways authorized by the second herein-before recited Act have not been exercised, and have expired by reason of the same not having been exercised within the Period limited by the said Act: And whereas it would be attended with public Advantage and Convenience if the said Company were authorized to form Branch Lines from their Railway to or near to the Towns of *Blairgowrie* and *Kirriemuir* respectively, as herein-after mentioned: And whereas it would also be attended with public Advantage and Convenience if the said Company were authorized to widen the Line and extend the Works of their Railway at or near to its Terminus in the *East Church* Parish of *Perth*: And whereas the said Company have, under the Powers of the Acts herein-before recited, borrowed upon Mortgage or Bond various Sums of Money, not exceeding in the whole the Sums which they were authorized to borrow as aforesaid by the said recited Acts: And whereas it is expedient that the said Company should be enabled to convert their Mortgage and Bond Debt, or any Part thereof, into Funded Debt of the Company, bearing a fixed perpetual Annuity, and that some of the Powers and Provisions of the Acts relating to the said Company should in some respects be amended and repealed: And whereas the several 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:

11 & 12 Vict. c. lxxii.

8 & 9 Vict. cc. 19. and 33. incorporated with this Act.

I. That "The Lands Clauses Consolidation (*Scotland*) Act, 1845," and "The Railways Clauses Consolidation (*Scotland*) Act, 1845," shall, for the Purposes of the new Works authorized by this Act, be incorporated with and form Part of this Act.

Short Title.

II. That in citing this Act for any Purpose whatsoever it shall be sufficient to use the Expression "The *Scottish Midland Junction* Railway Branches and Amendment Act, 1853."

Interpretation of Terms.

III. That the Expression "the Company" in this Act shall denote the *Scottish Midland Junction* Railway Company, and the Expression "the Railway" shall denote the Railway authorized to be made and maintained by the Act first herein-before recited.

IV. And

Power to make Branch Railways,&c. according to deposited Plans.

IV. And whereas Plans and Sections of the intended Branch Railways and Works, showing the Lines and Levels thereof, together with Books of Reference containing the Names of the Owners or reputed Owners, Lessees or reputed Lessees, and Occupiers of the Lands which may be required to be taken for the Purposes thereof, have been deposited with the Sheriff Clerks of the Counties of *Perth* and *Forfar*: Be it enacted, That, subject to the Provisions of this Act and of the Acts incorporated herewith as aforesaid, and with the Exception herein-after mentioned, it shall be lawful for the Company to make and maintain the Branch Railways and Works herein-after mentioned in the Lines and upon the Lands delineated on the said Plans and described in the said Books of Reference, and according to the Levels described on the said Sections respectively, with all proper Works and Conveniences connected therewith, and to enter upon, take, and use such of the said Lands as shall be necessary for these Purposes.

Lines of Railway.

V. That the Branch Railways and Works to be made and maintained under the Authority of this Act shall be the following; (that is to say,)

A Branch Railway from the Main Line of the Railway from a Point at or near the Town of *Coupar Angus* in the County of *Perth*, to a Point at or near to the Town of *Blairgowrie* in the County of *Perth*;

A Branch Railway from the Main Line of the Railway from a Point at or near to *Drumgley* in the Parish of *Glammiss* and County of *Forfar*, to a Point at or near to the Town of *Kirriemuir* in the County of *Forfar*; and

A widening of the Line and an Extension of the Works of the Railway at or near to its Southern Terminus in the *East Church* Parish and County of *Perth*: Provided always, that nothing herein contained shall authorize the Company to execute any Branch Railway or Works to the South of the Bridge by which the Turnpike Road from *Perth* to *Auchterarder* is carried over the *Scottish Midland Junction* Railway.

Level Crossings.

VI. That it shall be lawful for the Company, in constructing the said Branch Railways, to carry the same or any of them across and on the Level of the following Roads, numbered respectively on the Plans deposited as aforesaid, as follows; (that is to say,)

In the Parish of *Coupar Angus*, the Road numbered 7:
In the Parish of *Blairgowrie*, the Road numbered 10:
In the Parish of *Kirriemuir*, the Road numbered 22.

Stations or Lodges to be erected at the Points of crossing.

VII. That, for the greater Convenience and Security of the Public, the Company shall erect and for ever thereafter maintain either a Station or Lodge at each of the Points where the said Branch Railways cross any of the herein-before mentioned Roads on the Level; and

and the Company shall be subject to and shall abide by all such Rules and Regulations with regard to the crossing of such Roads on the Level, or with regard to the Speed at which Trains shall pass such Roads, as may from Time to Time be made by the Board of Trade; and if the Company shall fail to erect, or at all Times to maintain, any such Lodge or Station, or to appoint a proper Person to watch or superintend the Crossing at any such Point or Station, or to observe or abide by any such Rules or Regulations as aforesaid, they shall for every such Offence be liable to a Penalty of Twenty Pounds, and after Conviction of such Offence to a daily Penalty of Ten Pounds for every Day such Offence shall continue.

Board of Trade may require a Bridge to be erected in lieu of level Crossing.

VIII. That it shall be lawful for the Board of Trade, if it shall appear to them to be necessary for the Public Safety, at any Time, either before or after the Railways by this Act authorized to be made shall have been completed and opened for Public Traffic, to require the Company, within such Time as the said Board of Trade shall direct, and at the Expense of the Company, to carry any of the before-mentioned Roads either under or over the Railway by means of a Bridge or Arch, in lieu of crossing the same on the Level, or to execute such other Works as, under the Circumstances of the Case, shall appear to the Board of Trade the best adapted for removing or diminishing the Danger arising from any such level Crossing.

Land for extraordinary Purposes.

IX. That the Quantity of Land to be taken by the Company for extraordinary Purposes in virtue of this Act shall not exceed in all Twenty Acres.

Period for compulsory Purchase of Lands.

X. That the Powers for the compulsory Purchase of Lands for the Purposes of this Act shall not be exercised after the Expiration of Two Years from the passing of this Act.

Period for Completion of Railways.

XI. That the Branch Railways by this Act authorized to be made shall be completed within Five Years after the passing of this Act; and on the Expiration of the said Period the Powers by this Act for executing the said Branch Railways, or otherwise in relation thereto, shall cease.

Company may fund their Debt, and issue Certificates of Funded Debt.

XII. That it shall be lawful for the Company from Time to Time, in lieu of borrowing or of continuing on Mortgage or Bond the Sums which they are authorized to borrow or may have borrowed in virtue of the Powers contained in the said recited Acts, to resolve, with the Consent of a Majority of the Votes, not being less than Three Fifths of the Number of Shareholders present at any Extraordinary Meeting duly convened for the Purpose, to fund the whole or such Part thereof as they think fit, and on any such Resolution being passed, the Amount stated therein shall be called "Funded Debt of the Company;"

Company;" and it shall be lawful for the Directors to issue to any Person or Corporation paying to them on behalf of the Company a Portion of the said Debt or of the Sums which they are authorized to borrow in virtue of the said Acts, a Certificate according to the Form in the Schedule (A.) to this Act annexed, or to the like Effect, of such Person or Corporation being the Holder of Funded Debt of the Company to the Amount so paid; and all Sums which may be received from the Issue of Funded Debt shall be applied by the Directors exclusively in paying off the Mortgage or Bond Debts of the Company, or otherwise for the Purposes of this and the said recited Acts.

Limiting Amount of Funded Debt.

XIII. That the Amount which the Company may raise by the Creation of Funded Debt in lieu of borrowing as aforesaid shall not exceed the Sum of Two hundred thousand Pounds: Provided always, that after the Creation of any such Funded Debt it shall not be lawful for the Company to issue Mortgages or Bonds or any other Securities for, or again to borrow, the Sums so funded, but the Powers of borrowing by the Company shall, to the Extent of the Sums so from Time to Time funded, cease to exist.

Register of Holders of Funded Debt.

XIV. That the Company shall from Time to Time cause the Names of the several Parties who may be interested in such Funded Debt as aforesaid, with the Amount of the Interest therein possessed by them respectively, to be entered in a Book to be kept for the Purpose, and to be called the "Register of Holders of Funded Debt," and such Book shall be accessible at all reasonable Times to the several Holders of such Debt or of Mortgages or Bonds on the Undertaking.

Transfers of Funded Debt.

XV. That the several Holders of such Funded Debt may from Time to Time transfer their respective Interests therein, or any Parts of such Interests, in the same Manner and subject to the same Regulations and Provisions as or according to which any Stock or Shares in the Capital of the Company may be transferred under the Provisions of the said recited Acts or this Act; and every such Transfer may be according to the Form in the Schedule (B.) to this Act annexed, or to the like Effect; and the Company shall cause an Entry to be made in some Book to be kept for that Purpose of every such Transfer, and for every such Entry they may demand any Sum not exceeding Two Shillings and Sixpence; and every Certificate of such Funded Debt or Transfer thereof shall be chargeable with the same Stamp Duty as a Mortgage or Bond, or Transfer of a Mortgage or Bond respectively, and shall be duly stamped for denoting the said Duty accordingly.

Annuity payable in respect of

XVI. That the several Holders of the Funded Debt of the Company shall not be entitled to Repayment of the Capital thereof, but shall receive

Funded Debt.

receive an Annuity in respect thereof at such Rate, not exceeding Four *per Centum per Annum*, as shall be agreed on, payable half-yearly, in equal Portions, on the Fifteenth Day of *May* and the Eleventh Day of *November* in every Year.

Holders of Funded Debt to be Creditors and Mortgagees.

XVII. That the several Holders of such Funded Debt shall be Creditors of the Company for the Payment of the said Annuity, and shall be deemed to hold, by virtue of this Act, a Mortgage over the whole Undertaking of the Company for Payment of the said Annuity, which Mortgage shall have the same Order of Priority as other Mortgages or Bonds issued in pursuance of the said recited Acts.

Holders of Funded Debt not Shareholders.

XVIII. That the Holders of such Funded Debt shall not, in respect thereof, be entitled to vote at any Meeting of the Company, or to be elected Directors of the Company, or have or be subject to any of the Rights or Liabilities of Shareholders of the Company.

Holders of Funded Debt may enforce Payment by Appointment of a Judicial Factor.

XIX. That the Holders of the said Funded Debt may enforce Payment of the respective Sums which may from Time to Time become due to them in respect thereof by the Appointment of a Judicial Factor, without Prejudice to their Right to sue for the same in any competent Court; but, in order to authorize the Appointment of such Judicial Factor, the Application shall be made by Holders of such Funded Debt to the Amount of not less than Twenty thousand Pounds of Principal, the Annuities due in respect of which have for more than One Month been in arrear; and the Provisions of the Companies Clauses Consolidation (*Scotland*) Act, 1845, in relation to the Appointment of Judicial Factors for enforcing Payment of Sums due on Mortgages, and the Powers and Duties of such Judicial Factors, shall apply, as nearly as the Circumstances of the Case admit, to the Appointment, Powers, and Duties of any Judicial Factor to be appointed under the Authority of this Act.

Tolls.

XX. And with respect to the Tolls to be exacted by the Company for the Branch Railways by this Act authorized, be it enacted as follows:

That the Company may demand any Tolls for the Use of the said Branch Railways not exceeding the following; (that is to say,)

Tonnage on Goods, &c.

In respect of the Tonnage of all Articles conveyed upon the said Branch Railways, or any Part thereof, as follows:

For all Dung, Compost, and all Sorts of Manure, Lime and Limestone, and all undressed Materials for the Repair of public Roads or Highways, *per* Ton *per* Mile Twopence; and if conveyed by Carriages belonging to the Company, an additional Sum *per* Ton *per* Mile of One Penny:

For all Coals, Coke, Culm, Charcoal, and Cinders, all Stones for building, pitching, and paving, all Bricks, Tiles, Slates, Clay, Sand,

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, *per* Ton *per* Mile Twopence Halfpenny; and if conveyed in Carriages belonging to the Company, an additional Sum *per* Ton *per* Mile of One Penny:

For all Sugar, Grain, Corn, Flour, Hides, Dye-woods, Earthenware, Timber, Staves, and Deals, Metals (except Iron), Nails, Anvils, Vices, and Chains, *per* Ton *per* Mile Threepence; and if conveyed in Carriages belonging to the Company, an additional Sum *per* Ton *per* Mile of One Penny Halfpenny:

For all Cotton and other Wools, Drugs, manufactured Goods, and all other Wares, Merchandise, Fish, Articles, Matters, or Things, *per* Ton *per* Mile Fourpence; and if conveyed in Carriages belonging to the Company, an additional Sum *per* Ton *per* Mile of Twopence:

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 Sixpence; and a Sum of Sixpence *per* Mile for every additional Quarter of a Ton or fractional Part of a Quarter of a Ton which any such Carriage may weigh; and if conveyed on a Truck or Platform belonging to the Company, an additional Sum *per* Mile of Sixpence.

Tolls for Passengers.

In respect of Passengers and Animals conveyed in Carriages upon the said Branch Railways, or any Part thereof, as follows:

For any Person conveyed in or upon any such Carriage, *per* Mile Twopence; and if conveyed in or upon any Carriage belonging to the Company, an additional Sum of Twopence:

For every Horse, Mule, Ass, or other Beast of Draught or Burden conveyed in or upon any such Carriage, *per* Mile Fourpence; and if conveyed in or upon any Carriage belonging to the Company, an additional Sum of Twopence:

For every Ox, Cow, Bull, or Neat Cattle conveyed in or upon any such Carriage, *per* Mile Twopence; and if conveyed in or upon any Carriage belonging to the Company, an additional Sum *per* Mile of One Penny:

For every Calf or Pig, Sheep, Lamb, or other small Animal conveyed in or upon any such Carriage, *per* Mile One Penny; and if conveyed in or upon any Carriage belonging to the Company, an additional Sum of One Halfpenny.

Charge for propelling Power.

XXI. That the Toll which the Company may demand for the Use of Engines for propelling Waggons and other Carriages shall not exceed One Penny *per* Mile for each Passenger or Animal, or for each Ton of Goods or other Articles, in addition to the several other Tolls or Sums by this Act authorized to be taken.

XXII. That

Limiting Charges for Conveyance of Passengers.

XXII. That it shall not be lawful for the Company to demand or receive any greater Sum in respect of the Carriage of Passengers conveyed on the said Railways by this Act authorized than Threepence *per* Passenger *per* Mile in respect of any Passenger travelling in a First-class Carriage, Twopence *per* Passenger *per* Mile in respect of any Passenger travelling in a Second-class Carriage, and One Penny Halfpenny *per* Passenger *per* Mile in respect of any Passenger travelling in a Third-class Carriage, including the Charges for the Use of Carriages and locomotive Power, and all other Charges incidental to such Conveyance, unless in the Case of Passengers travelling by Special Trains.

Limiting Charges for Conveyance of Goods and Minerals.

XXIII. That it shall not be lawful for the Company to charge, in respect of the several Articles, Matters, and Things, and of the several Descriptions of Animals herein-after mentioned, conveyed on the Branch Railways by this Act authorized, any greater Sum, including the Charges for the Use of Carriages, Waggons, or Trucks, and for locomotive Power, and all other Charges incidental to such Conveyance, than the several Sums herein-after mentioned; (that is to say,)

For Dung, and all other Articles, Matters, and Things herein-before classed therewith, *per* Ton *per* Mile Twopence Halfpenny:

For Coals, and all other Articles, Matters, and Things herein-before classed therewith, *per* Ton *per* Mile Threepence:

For Sugar, and all other Articles, Matters, and Things herein-before classed therewith, *per* Ton *per* Mile Threepence Halfpenny:

For Cotton, and all other Articles, Matters, and Things herein-before classed therewith, *per* Ton *per* Mile Fourpence:

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 Sevenpence:

For every Horse, Mule, Ass, or other Beast of Draught or Burden, *per* Mile Fivepence:

For every Ox, Cow, Bull, or Neat Cattle, *per* Mile Threepence:

For every Calf or Pig, Sheep, Lamb, or other small Animal, *per* Mile One Penny Halfpenny.

Charge for loading and unloading.

XXIV. That, in addition to the said Tolls and maximum Charges, the Company may charge a reasonable Sum for the Trouble occasioned by the loading and unloading, when performed by the Company.

Regulation as to Tolls.

XXV. That the following Provisions and Regulations shall be applicable to the fixing of the Tolls and maximum Charges herein-before specified; (that is to say,)

For

For Articles, Animals, or Persons conveyed on the Railway for a less Distance than Four Miles, the Company may demand as for Four entire Miles:

For a Fraction of a Mile beyond Four Miles, or beyond any greater Number of Miles, the Company may demand Tolls on all Articles, Matters, and Things for such Fraction in proportion to the Numbers 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 in respect of Passengers or Animals, every Fraction of a Mile beyond an integral 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, 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 on in proportion for any smaller Quantity.

Tolls for small Parcels and Articles of great Weight.

XXVI. That with respect to small Packages, and single Articles of great Weight, the Company may lawfully demand Tolls for the Branch Railways by this Act authorized, not exceeding the following; (that is to say,)

For the Carriage of small Parcels not exceeding Fourteen Pounds in Weight, Sixpence:

For any Parcel exceeding Fourteen Pounds, but not exceeding Twenty-eight Pounds in Weight, One Shilling:

For any Parcel exceeding Twenty-eight Pounds, but not exceeding Fifty-six Pounds in Weight, Two Shillings:

For Parcels exceeding Fifty-six Pounds and 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, 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, and for the Carriage of rough or hewn Timber or other Articles which, from Length or otherwise, require Two or more Trucks or Waggons in

the Stowage, the Company may demand such Sum as they think fit, not exceeding One Shilling *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.

Restrictions not to apply to Charges by Special Trains, &c.

XXVII. That the Restrictions herein-before contained as to the Charges to be made for Passengers, Animals, Goods, Minerals, or other Articles, shall extend only to Express and Ordinary Trains, and not to any Special Train, nor prevent the Company from taking increased Charges for the Conveyance of such Animals, Goods, Minerals, or Articles by Agreement with the Owners or Persons in charge thereof, 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 Animals, Goods, Minerals, and Articles.

Passengers Luggage.

XXVIII. That every Passenger travelling upon the Branch Railways by this Act authorized may take with him his ordinary Luggage, not exceeding One hundred Pounds in Weight for First-class Passengers, Sixty Pounds in Weight for Second-class Passengers, and Forty Pounds in Weight for Third-class Passengers, without any Charge being made for the Carriage thereof.

Dividend suspended if Railways are not opened within Five Years.

XXIX. That if the Railways by this Act authorized to be constructed shall not be completed and opened for Public Traffic within Five Years from the passing of this Act, then and from thenceforth it shall not be lawful for the Company to declare any Dividend on the ordinary or unguaranteed Capital of the Company until the said Railways shall have been completed and opened for Public Traffic.

Interest not to be paid on Calls paid up.

XXX. That it shall not be lawful for the Company, out of any Money by any 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 any Interest or Dividend to any Shareholder on the Amount of the Calls made in respect of the Shares held by him in the Capital by any Act relating to the Company authorized to be raised: Provided always, that nothing herein 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 (*Scotland*) Act, 1845," in that Behalf contained.

Deposits for future Bills

XXXI. That it shall not be lawful for the Company, out of any Money by this Act or any other Acts relating to the Company authorized

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 in force for the Time being, may be required 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. not to be paid out of Capital.

XXXII. That nothing in this Act contained shall be held to exempt the said Branch Railways, or the Company, from the Provisions of the several Acts herein-after mentioned respectively; (that is to say,) an Act passed in the First and Second Years of the Reign of Her present Majesty, intituled *An Act to provide for the Conveyance of the Mails by Railways;* another Act passed in the Third and Fourth Years of the Reign of Her said Majesty, intituled *An Act for regulating Railways;* another Act passed in the Fifth and Sixth Years of the Reign of Her said Majesty, intituled *An Act for the better Regulation of Railways and for the Conveyance of Troops;* another Act passed in the Seventh and Eighth Years 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;* another Act passed in the Ninth and Tenth Years of the Reign of Her said Majesty, intituled *An Act for regulating the Gauge of Railways;* and another Act passed in the Fourteenth and Fifteenth Years of the Reign of Her said Majesty, intituled *An Act to repeal the Act for constituting Commissioners of Railways;* but such Provisions shall be in force in respect to the said Branch Railways and the Company so far as the same shall be applicable thereto and not otherwise specially provided for by this Act. Railways, &c. 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.

XXXIII. That nothing in this Act contained shall be deemed or construed to exempt the Railways by this or the said recited Acts authorized to be made from the Provisions of any General Act relating to such Acts, 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 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, and of the Rates for small Parcels, authorized by this Act or by the said recited Acts. Railways not exempt from Provisions of future General Acts.

XXXIV. That all the Costs, Charges, and Expenses of and attending the passing of this Act, or incidental thereto, shall be paid by the Company. Expenses of Act.

SCHE-

SCHEDULES referred to in the foregoing Act.

SCHEDULE (A.)

Form of Certificate of Funded Debt.

"The Scottish Midland Junction Railway Company."

Number

This is to certify, that *A.B.* of is the Holder of Funded Debt of the Scottish Midland Junction Railway Company, created under the Powers of "The Scottish Midland Junction Railway Branches and Amendment Act, 1853," to the Amount of £ , entitling him, and his Executors, Administrators, or Assigns, to receive an Annuity of £ , payable at the Office of the Company, agreeably to the Provisions of the said Act, in all Time coming.

Given under the Common Seal of the said Company the Day of in the Year of our Lord .

SCHEDULE (B.)

Form of Transfer of Funded Debt.

I *A.B.* of in consideration of the Sum of paid to me by *C.D.* of do hereby transfer to the said *C.D.*, his Executors, Administrators, and Assigns, the Sum of (being the Amount, *or* Part of the Amount, *as the Case may be*,) of the Funded Debt of "The Scottish Midland Junction Railway Company," standing in my Name, pursuant to Certificate Number issued by the said Company, and dated the Day of , and all my Right, Interest, and Estate in and to the Annuity [*or* the Proportion of the Annuity] receivable in respect of the Debt [*or* Portion of Debt] hereby transferred. [*Here insert a Testing Clause in the Scotch Form, if executed in Scotland, and a Clause of Attestation in the English Form, if executed in England.*]

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