ANNO VICESIMO TERTIO & VICESIMO QUARTO

VICTORIÆ REGINÆ.

****

Cap. clii.

An Act to enable the *Wimbledon and Dorking* Railway Company to raise further Capital; and for other Purposes. [23d *July* 1860.]

WHEREAS by "The *Wimbledon and Dorking* Railway Act, 1857," the *Wimbledon and Dorking* Railway Company (in this Act called "the Company") were incorporated, with Powers to construct the Railway and Works in that Act mentioned, and with Power to raise by Shares the Sum of Seventy thousand Pounds, and by borrowing the Sum of Twenty-three thousand Pounds: And whereas by "The *Wimbledon and Dorking* and *Epsom and Leatherhead* Railways (*Epsom* Joint Station) Act, 1859," the Company and the *Epsom and Leatherhead* Railway Company were empowered to construct a Joint Station at *Epsom:* And whereas the Company have raised by the Creation of Shares, and expended, the whole of the said Sum of Seventy thousand Pounds, and have borrowed and expended the whole of the said Sum of Twenty-three thousand Pounds, and they require a further Sum of Money for the Purposes of the recited Acts: And whereas it is expedient that some of the Powers and Provisions of the recited Acts or some of them should be amended: 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;

20 & 21 Vict. c. lxxii.

22 Vict. c. iii.

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,

Short Title.

I. This Act may be cited for any Purpose as "The *Wimbledon and Dorking* Railway Act, 1860."

Power for Company to raise new Capital.

II. The Company from Time to Time may raise, by the Creation and Issue of new Shares, any Sums not exceeding Twenty-four thousand five hundred Pounds, in addition to their existing Capital, in Shares of Seventy thousand Pounds; and the Money so raised shall be applied exclusively to the Purposes of the recited Acts relating to the Company.

Power to create new Shares of different Classes.

III. The new Shares which the Company may issue under this Act may be issued by the Company with the Sanction of Three Fifths at least of the Votes of the Shareholders present, in Person or by Proxy, at a General Meeting of the Company specially convened for the Purpose, as the Company from Time to Time think fit, either of one Class and with like Privileges or of several Classes and with different Privileges, and of the same or different Amounts, and respectively with any fixed, fluctuating, contingent, preferential, perpetual, or terminable Dividend, and the Company may, as they from Time to Time think fit, fix the Amounts and Times of Payment of Calls on the new Shares.

As to preferential Dividends on new Shares.

IV. The new Shares issued under this Act shall be entitled to the preferential Dividend, if any, which may have been attached to them by the Company, in priority to the ordinary Shares or Stock in the Company: Provided always, that no new Share issued under this Act shall have any preferential Dividend beyond the Rate of Five Pounds *per Centum per Annum* on the Amount from Time to Time paid up thereon; provided also, that all Shares of the same Class shall be of the same Amount, and all the Shares of the same Class shall bear like Dividend and confer like Privileges.

Disposal of new Shares.

V. Subject to the Provisions of this Act, the Company may dispose of the new Shares at such Times and to such Persons as the Company think fit.

Power to borrow on Mortgage.

VI. When and so soon as the whole of the Sum by this Act authorized to be raised by Shares shall have been subscribed for, and One Half thereof shall have been paid up, the Company may borrow on Mortgage such Sum or Sums of Money as, including the Monies which they have Power to borrow under the first-recited Act, shall not at any One Time exceed One Third of their authorized Capital in Shares; provided that all Monies so borrowed shall be applied exclusively to the Purposes of the recited Acts relating to the Company.

VII. All

Existing Mortgages to have Priority.

VII. All Mortgages or Bonds granted by the Company, and in force at the passing of this Act, shall during the Continuance thereof have Priority over all Mortgages granted by the Company under this Act.

Interest not to be paid on Calls paid up.

VIII. The Company shall not, out of any Money by this Act or any other Act relating to them authorized to be raised by Calls in respect of Shares, pay to any Shareholder Interest or Dividend on the Amount of the Calls made in respect of the Shares held by him: Provided always, that the Company may pay 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 of "The Companies Clauses Consolidation Act, 1845," in that Behalf contained.

Deposits for future Bills not to be paid out of Capital.

IX. The Company shall not, out of any Money by this Act or any other Act authorized to be raised by them, pay or deposit any Sum of Money which by any Standing Order of either House of Parliament from Time to Time in force may be required to be deposited in respect of any Application to Parliament for the Purpose of obtaining an Act authorizing the Company to make any other Railway or execute any other Work or Undertaking.

Railway not exempt from Provisions of present and future General Acts.

X. Nothing in this Act contained shall exempt the Railway of the Company, or the Company, from the Provisions 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, or of the Rates for small Parcels, authorized by any Act relating to the Company.

Expenses of Act.

XI. All the Costs, Charges, and Expenses of and incident to the obtaining and passing of this Act shall be paid by the Company.

LONDON:
Printed by George Edward Eyre and William Spottiswoode,
Printers to the Queen's most Excellent Majesty. 1860.