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# VICTORIÆ REGINÆ.

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## *Cap. clxxix.*

An Act to extend the Period now limited for the Construction and Completion of the *Dublin and Antrim Junction* Railway, and to enable the *Dublin and Antrim Junction* Railway Company to create Preference Shares, and to enable the said Company to let their Undertaking to the *Belfast and Northern Counties* or the *Ulster* Railway Companies ; and for other Purposes.

[16th July 1866.]

**W**HEREAS by "The *Dublin and Antrim Junction* Railway Act, 1861," the *Dublin and Antrim Junction* Railway Company (in this Act called "the Company") were incorporated with a Capital of One hundred and twenty thousand Pounds, and Power to borrow not exceeding Forty thousand Pounds, and were authorized to make a Railway, in that Act specified, from the *Ulster* Railway to the *Belfast and Northern Counties* Railway, and that Railway is now in course of Construction: And whereas by "The *Dublin and Antrim Junction* Railway Act, 1865," the

24 & 25 Vict.  
c. cxxii.

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Company were authorized to attach Privileges of Priority in Payment of Dividend to unissued, forfeited, and surrendered Shares, to an Extent not exceeding in the aggregate Thirty-five thousand Pounds in nominal Value; And whereas it is expedient that the Period by the Act of 1861 limited for the Construction and Completion of the Railway thereby authorized shall be extended: And whereas it is expedient that the Company should be authorized to let their Undertaking to the *Belfast and Northern Counties* Railway Company or to the *Ulster* Railway Company: And whereas the Objects of this Act cannot be attained 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,)

Short Title. 1. This Act may for all Purposes be cited as "*The Dublin and Antrim Junction Railway Act, 1866.*"

8 & 9 Vict. c. 20. and 26 & 27 Vict. cc. 92. & 118. incorporated. 2. The Clauses and Provisions of "*The Railways Clauses Consolidation Act, 1845,*" with respect to leasing the Railway, and Parts I. and II. of "*The Companies Clauses Act, 1863,*" and Part II. of "*The Railways Clauses Act, 1863,*" shall be incorporated with and form Part of this Act.

Interpreta- Terms. 3. In this Act the several Words and Expressions to which Meanings are assigned, by the Acts wholly or partially incorporated herewith shall have the same respective Meanings, unless there be something in the Subject or Context repugnant to such Construction; the Expression "*the Act of 1861*" shall mean "*The Dublin and Antrim Junction Railway Act, 1861;*" the Expression "*the Act of 1865*" shall mean "*The Dublin and Antrim Junction Railway Act, 1865;*" the Expression "*the Company*" shall mean "*the Dublin and Antrim Junction Railway Company;*" the Expression "*the Belfast Company*" shall mean "*the Belfast and Northern Counties Railway Company;*" the Expression "*the Ulster Company*" shall mean "*the Ulster Railway Company;*" the Expression "*the Railway*" or "*the Undertaking*" shall mean "*the Dublin and Antrim Junction Railway*" authorized by the Act of 1861.

Extension of Time for completing Railway. 4. From and after the passing of this Act, Section Twenty-seven of the Act of 1861 shall be read and construed and shall have the same Effect as if the Words "*Eight Years*" had been originally written or printed therein instead of the Words "*Five Years:*" Provided always, that Section Forty-three of the Act of 1861 shall after

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after the passing of this Act have the same Effect as if this Act had not been passed.

5. Subject to the Provisions of this Act, it shall be lawful for the Company from Time to Time, with the Authority of Three Fifths of the Votes of the Shareholders present personally or by proxy at a Meeting of the Company specially convened for the Purpose, in addition to the aggregate Amount of Shares authorized to be issued as Preference Shares by the Act of 1865, to attach to any new Shares which they may create in lieu of cancelled or surrendered Shares, under the Provisions of "The Companies Clauses Act, 1863," incorporated herewith, such Privileges of Preference or Priority in Payment of Dividend or Interest at any Rate not exceeding Six Pounds *per Centum per Annum*, as the Company from Time to Time thinks fit, and the Shares with such Privileges assigned to them may be issued to such Persons on such Terms and Conditions as the Company may determine.

Power to attach Privileges of Preference in Payment of Dividend to certain Shares.

6. Sections Thirteen, Fourteen, and Fifteen in Part II. of "The Companies Clauses Act, 1863," incorporated herewith, shall apply to any Preference Shares which the Company may issue under the Authority of this Act, as if such Preference Shares had been issued for raising additional Capital.

Sections 13, 14, and 15 of 26 & 27 Vict. c. 118. to apply to Preference Shares issued under the Authority of this Act.

7. All Money raised by the Company under the Authority of this Act shall be applied only to Purposes authorized by the Act of 1861 or this Act.

Application of Money raised.

8. The Undertaking of the Company, with the Consent of Three Fourths of the Votes of the Shareholders of the Company present in person or by proxy at a General Meeting specially convened for the Purpose, may be at any Time hereafter vested in the *Belfast* Company or the *Ulster* Company, or in those Companies jointly, by Lease for any Term not exceeding Twenty-one Years, and the Undertaking may, with the like Consent of the Shareholders of the *Belfast* Company, or (as the Case may be) the *Ulster* Company, be rented on Lease for any Term not exceeding Twenty-one Years by the *Belfast* Company, or (as the Case may be) the *Ulster* Company, or the Undertaking may, with the like Consent of the Shareholders of the *Belfast* Company and of the *Ulster* Company respectively, be rented on Lease by those Companies jointly, for any Term not exceeding Twenty-one Years, and the Terms and Conditions of any such Lease may be such as shall be agreed upon by the Parties thereto, and the Consideration for any such Lease may be such annual or other

Undertaking of Company may be leased.

Rents,

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Rents, or such Share of the gross or net Earnings of the demised Property, or both, or such other Payments as may be agreed upon between the Parties to such Lease.

Lease to be approved by the Board of Trade.

9. No such Lease shall have any Effect unless and until it has been approved by the Board of Trade.

Lease not to alter Tolls or present Use of Railways.

10. No Lease granted under the Authority of this Act shall in any Manner alter, affect, increase, or diminish any of the Tolls which the Parties to such Lease, or any of them, shall for the Time being be respectively authorized and entitled to demand and receive from any Person or Company, but all Persons and Companies shall, notwithstanding such Lease, be entitled to the Use and Benefit of the Railway and Works vested by such Lease, upon the same Terms and Conditions, and upon Payment of the same Tolls, as they would have been if such Lease had not been granted.

Lease to be by Deed, and Copies to be deposited with Clerk of the Peace.

11. Any such Lease shall be by Deed duly stamped for denoting the Payment of the proper Stamp Duty payable in respect thereof, and shall fully set forth the Rent and other Terms of Covenants and Conditions agreed to by or settled between the Companies Parties thereto, and such Deed or One Part thereof shall be deposited at the head Office of the Lessee Company, and a written or printed Copy thereof, certified under the Hand of the Secretary of the Lessee Company to be a true Copy, shall be deposited with the Clerk of the Peace of every County in which the Undertaking leased is situate, and every such Clerk of the Peace shall receive and retain the Copy deposited with him, and shall permit all Persons interested to inspect the same and make Extracts or Copies therefrom, in like Manner, and upon the like Terms, and under the like Penalty for Default as is provided in the Case of certain Plans and Sections by an Act passed in the First Year of the Reign of Her present Majesty, intituled *An Act to compel Clerks of the Peace for Counties and other Persons to take the Custody of such Documents as shall be directed to be deposited with them under the Standing Orders of either House of Parliament.*

7 W. 4. & 1 Vict. c. 83.

Lease not to take place until after Publication of certain Notices.

12. No such Lease shall have any Effect until the Company have published in the *Dublin Gazette*, and for Three successive Weeks in a Newspaper published in each of the Counties in which the head Offices of the Companies Parties to such Lease are situate, a Notice stating that the Lease has been agreed upon and settled between the Companies Parties thereto, and has been approved of by the Board of Trade, and will take effect on and from a Day to be specified in such Notice; and the Provisions herein-before contained with respect to such

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such Lease having been complied with, the Lease shall take effect on and from the Day so specified, and such Day shall in each Case be the Period herein-after referred to as the Commencement of the Lease.

13. During the Continuance of any Lease to be entered into under the Provisions of this Act the Railways of the Company and of the Leasing Company or Companies shall, for the Purposes of Tolls and Charges, be considered as One Railway; and in estimating the Amount of Tolls and Charges in respect of Traffic conveyed partly on the Railway of the Company and partly on the Railways of the Leasing Company or Companies, for a less Distance than Four Miles, Tolls and Charges may only be charged as for Four Miles; and in respect of Passengers, for every Mile or Fraction of a Mile beyond Four Miles, Tolls and Charges as for One Mile only; and in respect of Animals and Goods, for every Quarter of a Mile or Fraction of a Quarter of a Mile beyond Four Miles, Tolls and Charges as for a Quarter of a Mile only; and during the Continuance of any such Lease no other Short-distance Charge shall be made for the Conveyance of Passengers, Animals, or Goods partly on the Railway of the Company and partly on the Railways of the Leasing Companies or Company.

Tolls on Traffic conveyed partly on the Railway of the Company and partly on the Railways of the Leasing Company or Companies.

14. The Company shall not, out of any Money by this Act authorized to be raised by Calls or by borrowing, pay Interest or Dividend to any Shareholder on the Amount of the Calls made in respect of the Shares held by him: Provided always, that this Act shall not prevent the Company from paying to any Shareholder such Interest on Money advanced by him beyond the Amount of the Calls actually made as is in conformity with "The Companies Clauses Consolidation Act, 1845."

Interest not to be paid on Calls paid up.

15. The Company shall not, out of any Money by this Act authorized to be raised, pay or deposit any Sum which, by any Standing Order of either House of Parliament now or hereafter 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 construct any other Railway, or to execute any other Work or Undertaking.

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

16. Nothing herein contained shall be deemed or construed to exempt the Railway of the Company from the Provisions of any General Act relating to Railways, or 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 or Alteration, under the Authority of

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

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Parliament, of the maximum Rates of Fares and Charges or of the Rates for small Parcels authorized by the Act of 1861.

Expenses of Act.

**17.** All Costs, Charges, and Expenses of and incident to the preparing for, obtaining, and passing of this Act, or otherwise in relation thereto, shall be paid by the Company.

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