



ANNO PRIMO & SECUNDO

GULIELMI IV. REGIS.

Cap. liii.

An Act for granting certain Powers to a Company called “ The General Steam Navigation Company.” [23d August 1831.]

WHEREAS Navigation by the Aid of Steam and other Engines is attended with great Convenience and Advantage to the Public, and is a national Benefit: And whereas a Number of Persons some Time since formed themselves into a Company, by the Name of “ The General Steam Navigation Company,” for the Purpose of providing and employing a Number of Ships and Vessels to be impelled by means of Steam: And whereas by means of the Company so formed the Operations of Steam Navigation have been and continue to be much enlarged: And whereas Difficulties may hereafter arise in recovering Debts due to the said Company called “ The General Steam Navigation Company,” and in maintaining Actions for Damages done to the Property of the said Company, and also in prosecuting Persons who may steal or embezzle the Monies or Effects of the said Company, or who may commit or be guilty of any other Offence against the said Company, since by Law all the Members for the Time being of the said Company must be named in every Action, Suit, or Prosecution carried on for such Purpose: And whereas it would be convenient that Persons having Demands against the said Company or Society should be entitled to sue the Secretary thereof: And whereas it is desirable that the said Company should be regulated in other respects as herein-after con-

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tained;

Company may institute Proceedings in the Name of their Secretary, or of any One Proprietor.

in the Name of any One Proprietor for the Time being of a Share of Shares in the said Company,

as the nominal Plaintiff or Petitioner for and on behalf of the said Company;

and any Offender or Offenders may thereupon be lawfully convicted of any such Offence;

Capital Stock to be 300,000l.

tained; but the same cannot be effected without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King'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 from and after the passing of this Act all Actions and Suits, and also all Petitions to found any Commission of Bankruptcy, against any Person or Persons indebted to the said Company and liable to be made bankrupt by the Laws under or at any Time hereafter in being relative to Bankers and Traders, and all Proceedings at Law or in Equity under any Commission or Commissions of Bankruptcy to be awarded in consequence of any such Petitions to be commenced, instituted, or carried on by or on behalf of the said Company, against any Person or Persons, Body or Bodies Politic or Corporate, shall and lawfully may be commenced, instituted, presented, and prosecuted or carried on in the Name of the Person who shall be the Secretary of the said Company at the Time such Action, Suit, or Proceeding shall be instituted, or in the Name of any One Proprietor for the Time being of a Share of Shares in the said Company, as the nominal Plaintiff or Petitioner for and on behalf of the said Company; and that all Actions and Suits to be commenced or instituted against the said Company shall be commenced, instituted, and prosecuted against the said Secretary, or any One Proprietor of a Share or Shares in the said Company, as the nominal Defendant for and on behalf of the said Company; and that all Prosecutions to be brought, instituted, or carried on by or on behalf of the said Company for Fraud upon or against the said Company, or for Embezzlement, Robbery, or stealing the Property of the said Company, or for any other Offence against the said Company, shall and lawfully may be so brought or instituted and carried on in the Name of such Secretary or Proprietor for the Time being of a Share or Shares in the said Company; and in all Indictments and Informations it shall be lawful to state the Property of the said Company to be the Property of such Secretary or Proprietor for the Time being of a Share or Shares in the said Company; and any Offence committed with Intent to injure or defraud the said Company shall and lawfully may in such Prosecution be laid to have been committed with Intent to injure or defraud such Secretary or Proprietor for the Time being of a Share or Shares in the said Company; and any Offender or Offenders may thereupon be lawfully convicted of any such Offence; and in all other Allegations or Indictments, Informations or other Proceedings, in which, before the passing of this Act, it would have been necessary to state the Names of the Persons composing the said Company, it shall be lawful and sufficient to state the Name of such Secretary or Proprietor, and the Death, Resignation, or Removal of such Secretary or Proprietor shall not abate any such Action, Suit, or Prosecution.

II. And be it further enacted, That the Capital or Joint Stock of the said Company (of which the Vessels and other Property purchased for the Purposes of the said Undertaking form Part) shall be considered as consisting of the Sum of Three hundred thousand Pounds, and divided into Twenty thousand Shares of Fifteen Pounds each, upon

upon each of which Shares the Sum of Thirteen Pounds, Part thereof, has already been paid.

III. And be it further enacted, That the Shares of the said Undertaking, and the Profits and Advantages thereof, shall be deemed Personal Estate, and as such be transmissible accordingly.

Shares to be deemed Personal Estate.

IV. And be it further enacted, That the Lands and Hereditaments, Ships, Vessels, Boats, Barges, Engines, Machinery, Apparatus, Works, Property, and Effects of the said Company shall be liable and answerable for the just Debts, Liabilities, Engagements, and Demands of the Creditors of the said Company; and the several Proprietors of Shares in the said Company shall not be liable to any Debts or Demands of the said Company beyond the Amount remaining unpaid of their several and respective Shares therein.

Effects of the Company liable to Debts, &c.

V. And be it further enacted, That every Proprietor of a Share or Shares in the said Undertaking shall be entitled to and interested in the Capital Stock and Effects of the said Company, and the Profits and Advantages attending the same, according to the Number of Shares he or she shall hold therein.

Subscribers to be entitled in proportion to their Shares.

VI. And be it further enacted, That in case the said Capital of Three hundred thousand Pounds shall be found insufficient for the Purposes of this Act, then it shall be lawful for the said Company to raise and contribute among themselves, in manner aforesaid, in Shares of Fifteen Pounds each, in such Proportions as to them shall seem meet, or by the Admission of new Subscribers in such Shares as aforesaid, any further Sum or Sums of Money not exceeding in the whole the Sum of Thirty thousand Pounds; and all Persons, Bodies Politic, Corporate, or Collegiate, who shall subscribe towards such further Sum or Sums of Money, their respective Successors, Executors, Administrators, and Assigns, shall be admitted Proprietors of the said Undertaking in respect of the Share or Shares therein subscribed by them respectively, and shall be entitled to the like proportionate Part of the Profits and Advantages of the said Undertaking as if such further Sum or Sums of Money hereby authorized to be subscribed as aforesaid had been Part of the original Capital of the said Company.

Company empowered to raise a further Sum, if necessary, not exceeding 30,000*l*.

VII. And be it further enacted, That the Directors of the said Company shall and they are hereby required to cause the Names and Designations of the several Persons, and Bodies Politic, Corporate, or Collegiate, who now are or may at any Time hereafter be entitled to any Share or Shares in the said Undertaking, with the Number of such Share or Shares, and the proper Number by which every Share shall be distinguished, to be fairly and distinctly entered in a Book or Books to be kept for that Purpose; and the said Directors shall cause a Certificate or Certificates to be prepared and delivered to every Proprietor, upon Demand, specifying the Share or Shares to which he, she, or they is or are entitled in the said Undertaking; and every such Certificate or the Register thereof shall be admitted in all Courts whatsoever as Evidence of the Title of such Proprietor, his, her, or their Executors, Administrators, Successors, or Assigns, to the

Names of Proprietors to be entered and Certificate of Shares delivered.

the Share or Shares therein specified; but the Want of such Certificate shall not hinder or prevent the Owner or Owners of any of the said Shares from selling or disposing of the same.

Directors
empowered
to make Calls
on Sub-
scribers.

VIII. And be it further enacted, That the several Proprietors of the said Undertaking, their respective Executors, Administrators, Successors, or Assigns, shall be called upon to pay such Sum or Sums of Money for or towards such Part as shall then remain unpaid of the Amount of their respective Shares, not exceeding in the whole, together with the Sum already paid, the Sum of Fifteen Pounds on each of the Shares of the said Company held by him, her, or them respectively, as the said Directors shall from Time to Time deem requisite or necessary for the Purposes of the said Undertaking, so that no one such Call do exceed the Sum of One Pound for or in respect of any One of the said present Shares, or the Sum of Five Pounds for or in respect of any additional Share or Shares (if any) which may hereafter be created by virtue of the Power herein-before contained, and so that there be an Interval of One Calendar Month at least between each Call; and when a General Meeting of the said Company shall have determined that a Call shall be made according to any such Resolution, the Directors for the Time being shall have full Power to make such Call by an Order in Writing signed by Four at least of the said Directors present at some Meeting of the Directors duly held; and the Sum or several Sums of Money so to be called for shall be paid into the Hands of such Person or Persons and at such Time and Place as shall be appointed by such Directors for that Purpose, of which Time and Place Twenty-one Days previous Notice shall be given in such Way or Manner as the said Directors shall direct or appoint in that Behalf.

To compel
Payment of
Calls.

To compel
to pay
Calls
in such
Manner
as shall
be ordered
and directed
by the
Directors
for the
Time being
of the
said
Company
pursuant
to this
Act.

IX. And be it further enacted, That the several Persons, and Bodies Politic, Corporate, and Collegiate, who now have or hold or shall at any Time hereafter have or hold any Share or Shares in the said Undertaking, shall and they are hereby respectively required to pay the Sum or Sums which shall from Time to Time be called for pursuant to or under or by virtue of the Powers and Directions of this Act, at such Times and Places, to such Person or Persons, and in such Manner as shall be ordered and directed by the Directors for the Time being of the said Company pursuant to this Act; and in case any Person or Persons, Body or Bodies Politic, Corporate, or Collegiate, shall at any Time refuse or neglect to pay any such Monies at such Time or Times and in such Manner as shall be ordered and directed by the said Directors as aforesaid, it shall be lawful for the said Company, in the Name of the Secretary for the Time being of the said Company, to sue for and recover the same by Action of Debt or otherwise in any of His Majesty's Courts of Record at Westminster, together with lawful Interest for the same from such appointed Time of Payment, and all Costs of Suit, from such Person or Persons, or Body or Bodies Politic, Corporate, or Collegiate respectively, and also in like Manner to sue for every or any other Debt or Sum of Money, or Cause of Action, due, owing, or arising to the said Company from any of the Subscribers or Proprietors as aforesaid: Provided always, that in Cases where Two or more Persons shall

shall have jointly subscribed for or be jointly possessed of any One or more Share or Shares in the said Undertaking, then the said Company shall and may, in manner aforesaid, sue for and recover the said Sum or Sums of Money so as aforesaid called for or required to be paid, with Interest and Costs as before mentioned, from all or any or either of such joint Proprietors.

X. And be it further enacted, That in any Action to be brought by the Authority of the said Company, in manner aforesaid, against any Proprietor or Proprietors of any Share or Shares in the said Undertaking, to recover any Sum or Sums of Money due and payable to the said Company for or by reason of any Call or Calls made by virtue of this Act, it shall be sufficient for the said Company to declare and allege that the Defendant or Defendants, being a Proprietor or Proprietors of such or so many Share or Shares in the said Undertaking, is or are indebted to the said Company in such Sum or Sums of Money as the Call or Calls in arrear shall amount to, for such and so many Call or Calls of such and so many Sum or Sums of Money upon such and so many Share or Shares belonging to the said Defendant or Defendants, (as the Case may happen to be,) whereby an Action hath accrued to the said Company by virtue of this Act, without setting forth the special Matter; and on the Trial of such Action it shall only be necessary to prove that the Defendant or Defendants, at the Time of the making such Call or Calls, was or were a Proprietor or Proprietors of some Share or Shares in the said Undertaking, and that such Call or Calls was or were in fact made, and such Notice thereof was given as is directed by this Act, without proving the Appointment of the Directors who made such Call or Calls, or any other Matter whatsoever; and the said Company shall thereupon be entitled to recover what shall appear due, unless it shall appear that Notice was not given as aforesaid.

Proceedings
in Actions
for Calls.

XI. And be it further enacted, That if any Proprietor or Proprietors of any Share or Shares in the said Company, his, her, or their Executors, Administrators, Successors, or Assigns, shall neglect or refuse to pay his, her, or their Part or Proportion of the Money to be called for by the Directors as aforesaid by the Time appointed for Payment thereof, then and in every such Case such Person or Persons so neglecting or refusing shall (whether or not the same shall then have been sued for in any Court of Law or Equity) forfeit all his, her, or their Share or Shares upon which such Neglect or Default shall have been made, and all Profit and Advantage to arise therefrom; and all Shares which shall or may be so forfeited shall or may at any Time or Times thereafter be sold by or by the Order of the said Directors for the Time being of the said Company for the most Money that can be gotten for the same, and the Produce thereof be applied and disposed of in manner by this Act directed; but no Advantage shall be taken of any such Forfeiture as aforesaid until after Thirty Days Notice shall be given by the said Directors, under the Hands of Four of the said Directors or of the Clerk of the said Company, to the Proprietor or Proprietors thereof, by Notice left at his, her, or their usual or last known Place of Abode, as the same is to be found in the Books of the said Company, or by Letter sent by the

In default of
Payment of
Calls, Shares
to be for-
feited, and
may be sold.

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Post,

do hereby agree to take and accept the said Share [or Shares, as the Case may be,] subject to the same Rules, Orders, Restrictions, and Conditions. As witness our Hands and Seals this Day of One thousand eight hundred and

And every such Transfer shall be produced to the Clerk of the said Company, and shall be registered in the Books of the said Company, by an Entry of the Dates and Names of the Parties and the Number of Shares transferred; for which Entry or Register a Sum not exceeding the Sum of Two Shillings and Sixpence shall be paid by the Person so requiring such Transfer to the Clerk making the same; and a Copy of such Register, signed by the Clerk of the said Company, shall be sufficient Evidence of every such Transfer, and shall be received and admitted as such by all Courts, and by all Judges, Justices, and others of the United Kingdom; and until such Transfer shall be entered or registered in the Books of the said Company as aforesaid, no Purchaser or Purchasers of any Share or Shares, his, her, or their Executors, Administrators, Successors, or Assigns, shall be deemed a Proprietor or Proprietors, or have any Part or Share in the said Undertaking or in the Profits or Advantages thereof, or receive any Interest or Dividends for or in respect of such Share or Shares, nor be entitled to any Vote at any Meeting or Meetings as a Proprietor or Proprietors of the said Company, in respect of such Share or Shares, until the Expiration of Six Calendar Months next after such Transfer shall have been registered as aforesaid.

Transfer to be registered.

XIV. Provided always, and be it further enacted, That after any Call for Money shall have been made by virtue of this Act no Person or Persons shall sell or transfer any Share or Shares which he, she, or they shall possess in the said Undertaking, after the Day appointed for the Payment of the said Call, until the Money called for in respect of his, her, or their Share or Shares intended to be sold shall be paid; and until such Money so called for shall be paid every such Sale or Transfer of any Share or Shares shall be void, and such Share or Shares shall be liable to Forfeiture, under the Provisions in this Act contained, in such and the same Manner as if no such Sale or Transfer had been made.

No Share to be sold after a Call till the Money is paid.

XV. And whereas Cases may happen where Proprietors of One or more Share or Shares in the said Undertaking shall die, become insolvent or bankrupt, or go out of the Kingdom, or shall transfer his, her, or their Share, Right, and Interest to some other Person or Persons, and no Register shall have been made of the Transfer thereof in the Books of the said Company, and it may not be in the Power of the said Company, or any Officer acting for the said Company, to ascertain who is or are the Proprietor or Proprietors of such Share or Shares; be it therefore further enacted, That in all Cases where the Right and Property in One or more Share or Shares in the said Undertaking shall pass from any Proprietor or Proprietors thereof to any other Person or Persons by any other legal Means than by a Transfer or Conveyance thereof in the Form or to the Effect and in manner herein specified, an Affidavit shall be made and sworn to by a credible Person before a Master or Master Extraordinary of His Majesty's High Court of Chancery, or One of His Majesty's

For ascertaining the Proprietorship of Shares in certain Cases.

Majesty's Justices of the Peace, stating the Manner in which such Share or Shares hath or have passed to such Person or Persons, his, her, or their Executors, Administrators, or Assigns; and such Affidavit shall be transmitted to the Clerk of the said Company, to the Intent that the Name or Names of every such Proprietor or Proprietors claiming to be entitled thereto may be entered and registered in the Register Book or List of Subscribers or Proprietors of the said Company; and in all or any of the Cases aforesaid, after Two Days Notice in Writing under the Hand of One of the Directors or of the Clerk of the said Company shall have been given to the Proprietor or Proprietors or Person or Persons appearing in such Affidavit to be Proprietor or Proprietors of such Share or Shares, or left at his, her, or their usual or last reputed Place of Abode, to pay his, her, or their Proportion of Money payable by virtue of any Call or Calls on any such Share or Shares, and such Person or Persons, his, her, or their Executors, Administrators, Successors, or Assigns, shall not have paid such his, her, or their Proportions as aforesaid, it shall be lawful for the Subscribers or Proprietors in the said Undertaking, at any General Meeting or Special General Meeting to be held after the Expiration of such Notice, to declare such Share or Shares to be forfeited; and in such Case the same shall become and be forfeited, and shall and may be sold and disposed of in manner by this Act directed as to any Share or Shares that may become forfeited to the said Company.

The Person whose Name stands first, where Two or more Persons are interested in any Shares, to be deemed the Owner, and entitled to vote.

XVI. And be it further enacted, That whenever Two or more Persons shall be jointly possessed of or entitled to any Share or Shares in the said Undertaking, the Person whose Name shall stand first in order in the Books of the said Company as Proprietor of such Share or Shares shall for all the Purposes of this Act be deemed and taken to be the Proprietor of such Share or Shares; and all Notices required to be given to the Proprietor of any Share or Shares in the said Company shall and may be given to or served upon such Person whose Name shall so stand first in order in the Books of the said Company; and such Notice to such Person shall be deemed and taken to be a Notice to all the Proprietors of any such Share or Shares for all the Purposes for which such Notice is intended to be given to any Proprietor of such Share or Shares; and such Person whose Name shall stand first in order in the Books of the said Company shall be entitled to give any Vote or Votes to be given in respect of such Share or Shares, and his Vote shall on all Occasions be deemed and allowed to be the Vote for or in respect of the whole Property in such Share or Shares.

Directors of the Company.

XVII. And be it further enacted, That Sir Edward Banks, Hylton Jolliffe, Thomas Brockbank, Thomas Hanley, John Peter Robinson, Matthias Attwood, Thomas Stanning Benson, James Henry Deacon, Charles Pearson the younger, James Goddard Jordan, Michael Shepley, George Landmann, and John Wilkin shall be the present Directors of the said Company; and Thomas Donald, Joseph Jackson, Henry Cowd Teed, and John Hoys shall be the present Auditors and Examiners of the Accounts of the said Company.

XVIII. And

XVIII. And be it further enacted, That within Thirty Days after the passing of this Act, or so soon after as conveniently may be, a General Meeting of the Proprietors of Shares in the said Company shall be held at some House or Place in the City of *London*, of which General Meeting Seven Days Notice shall be given once or oftener in Three *London* Daily Newspapers, and such General Meeting shall then and there proceed in the Execution of this Act, and shall and may adjourn to and shall assemble at such other Times, and at the same or such other Places, as shall be appointed in manner after mentioned; and if on the Day on which such First General Meeting shall be held any One or more of the Directors appointed by this Act shall not possess the Qualification for Directors required by this Act, then and in such Case every Director not possessing such Qualification shall from that Time cease to be a Director of the said Company; and if on the Day on which such General Meeting shall be held there shall not be Ten of the said Directors possessing the Qualification required by this Act, then and in such Case such other Person or Persons duly qualified shall be elected at such Meeting, or some Adjournment thereof, a Director or Directors of the said Company, as shall make up the Number of Directors duly qualified to Ten.

First General Meeting of the Company.

XIX. And be it further enacted, That the said Company shall, in the Months of *February* and *August* in the Year One thousand eight hundred and thirty-two, and in the Months of *February* and *August* in every Year afterwards, hold a General Meeting of the Proprietors, of which General Meeting Twenty-one Days Notice shall be given in Three or more of the Daily *London* Newspapers.

Two General Meetings to be holden half-yearly.

XX. And be it further enacted, That no Vacancy or Vacancies which shall hereafter occur in the Office of Director of the said Company by Death, Resignation, Disqualification, or otherwise, except by going out of Office by Rotation, shall be filled up unless the Number of Directors shall in consequence of such Vacancy or Vacancies be reduced below the Number of Ten, and then only so many of such Vacancies shall be filled up as shall make up the Number of Directors to Ten.

For reducing the Number of Directors.

XXI. And be it further enacted, That on the Day on which such General Meeting shall be holden in the Month of *February* One thousand eight hundred and thirty-two, and on the Day on which every such General Meeting shall be holden in every Month of *February* in every Year afterwards, Three of the Directors of the said Company shall go out of Office, and the Three Directors who are to go out of Office shall be those, or Three of those, who shall then for the Time being have been longest in Office; and when the Directors who shall have been longest in Office shall be more than Three, it shall be determined among them by Lot which Three of them shall go out of Office; and when the Directors who shall have been longest in Office shall be less than Three, another Director or Directors to make up the Number of Three shall be taken out of the other Directors who may have been next longest in Office, and it shall be determined among them by Lot which of them shall be taken to make up such Number of Three Directors who shall go out of

Directors and Auditors to go out of Office by Rotation.

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Office;

Office; and at such General Meeting to be holden in the Month of February One thousand eight hundred and thirty-two, or some Adjournment thereof, and at every such General Meeting to be holden in every Month of February in every Year afterwards, or some Adjournment thereof, Three Proprietors of the said Company, duly qualified under this Act, shall be elected Directors of the said Company; and on the Day on which such General Meeting shall be holden in the Month of February One thousand eight hundred and thirty-two, and on the Day on which every such General Meeting shall be holden in every Month of February in every Year, One of the Persons then being Auditor and Examiner of the Accounts of the said Company shall go out of Office, and the Auditor who has go out of Office shall be the one who shall then for the Time being have been longest in Office; and when, in consequence of Two or more Auditors having been appointed at the same Time, more than One Auditor shall have been longest in Office, it shall be determined among them by Lot which of them shall go out of Office; and at such General Meeting of the said Company to be holden in the Month of February One thousand eight hundred and thirty-two, or some Adjournment thereof, and at every such General Meeting to be holden in every Month of February in every Year afterwards, or some Adjournment thereof, One Proprietor of the said Company, qualified under this Act, shall be elected an Auditor and Examiner of the Accounts of the said Company: Provided also, that no Person shall be qualified to be elected or to serve or act as a Director or Auditor and Examiner of the Accounts of the said Company, who shall hold any Office or Place under the said Company, or derive any Profit, by being concerned or interested in any Contract or Contracts for supplying any Article, Matter, or Thing to the said Company.

Directors and Auditors may be re-elected.
 Power for Proprietors to call Special Meetings in certain Cases.

XXII. Provided always, and be it further enacted, That all the Persons being Directors of the said Company, and all the Persons being Auditors and Examiners of Accounts of the said Company, who shall go out of Office, shall be eligible immediately or at any Time afterwards to be re-elected into such their respective Offices.

XXIII. And be it further enacted, That if at any Time Twelve or more of the Proprietors of the said Company, who shall together be Holders of Three hundred Shares at the least in the said Undertaking, shall deem it necessary or expedient to call a Special General Meeting of the Proprietors for the Purpose of taking their Opinion and Determination upon any Matter or Thing relating to the said Undertaking, and shall sign a Requisition in Writing to the said Directors for that Purpose, which Requisition shall distinctly specify the Object of such Meeting, and shall deliver or cause such Requisition to be delivered to One of the Directors of the said Company, it shall be lawful for the said Directors, and they are hereby required to call a Special General Meeting of the said Proprietors, and in case the said Directors shall refuse or neglect, for the Space of Fourteen Days after the Receipt thereof, to comply with such Requisition, then and in such Case it shall be lawful for the Proprietors who shall have signed the same to call a Special General Meeting of the said Proprietors of the said Company by Advertisement in Three or more of the London Daily Newspapers,

Newspapers, specifying the Place within the Cities of *London* or *Westminster* where, and the Times when, such Meeting is to be held, (not being less than Twenty-one Days after such Notice,) and the Purposes for which such Special General Meeting is called; and the said Proprietors are hereby authorized to meet pursuant to such Notice, and take into consideration the Matter or Matters to be submitted to them by the Persons calling such Special General Meeting, and specified in such Notice; and the Decision, Determination, and Order of the Proprietors present at such Meeting, or the Majority of them, according to the Number of Votes they shall have a Right to give respecting such Matter or Matters, shall be as valid and effectual, to all Intents and Purposes, as if the same had been made at any General Meeting of the said Company under this Act.

XXIV. And be it further enacted, That no Business shall be transacted at any Special General Meeting of the said Company besides the Business for which it shall have been called; and no other Business shall be transacted at any adjourned General or Special General Meeting than the Business left unfinished at the Meeting for which such Adjournment took place.

Business at Special General Meetings.

XXV. And be it further enacted, That if at any General Meeting or Special General Meeting Ten Proprietors entitled to vote shall not assemble and proceed to Business in Two Hours from the Time appointed for such Meeting, or if that Number be not present when the Whole or any Part of the Business to be transacted shall be decided upon, the Meeting shall adjourn to the same Day in the following Week, or to some other subsequent Day, to be appointed by the said Directors: Provided always, that Notice shall be given of any Adjournment or Adjournments of a General Meeting or Special General Meeting respectively in the Manner directed by this Act for Notices of any Meeting of the said Company.

If Ten Proprietors be not present, Meeting to be adjourned.

XXVI. And be it further enacted, That all Questions at such General Meetings or Special General Meetings shall be decided by a Majority of Votes of the said Proprietors present, either in Person or by Proxy, according to their respective Shares in the said Undertaking, in manner following; (that is to say,) every Proprietor holding Five Shares and less than Ten Shares in the Joint Stock of the said Company shall have One Vote, and holding Ten Shares and less than Twenty Shares in such Joint Stock shall have Two Votes, and holding Twenty Shares and less than Thirty Shares in the said Joint Stock shall have Three Votes, and holding Thirty Shares and less than Fifty Shares in the said Joint Stock shall have Four Votes, and holding Fifty Shares or more in the said Joint Stock shall have Five Votes; but no Person shall vote in respect of any less Number of Shares than Five, nor any Person be entitled to vote at any General Meeting or Special General Meeting of the said Company which shall happen at any Time or Times after the Expiration of Six Calendar Months next after the First General Meeting after the passing of this Act, or at any Adjournment thereof, in respect of any Shares which he or she may possess in the said Undertaking, unless such Person or Persons respectively shall have actually and *bona fide* held and possessed such Shares for the full Space of Six Calendar Months next before

Questions to be decided by the Majority of Votes.

before such General Meeting or Special General Meeting as aforesaid, nor unless such Person shall have fully paid and satisfied all Arrears of Money which shall or may have become due and payable in pursuance of any Call or Calls made or to be made by the said Directors for and in respect of any such Shares; nor shall any Person vote at any of the Meetings of the said Company upon any Question or Questions in which such Person, or Persons shall be individually interested, other than as a Proprietor or Proprietors of Shares in the Joint Stock of the said Company; and upon a Difference of Opinion, the Proprietors present, or any Six of them, may require the Votes at any General Meeting or Special General Meeting of the said Company to be taken by Ballot, but no Ballot shall be kept open longer than Four Hours; and the Chairman of every such Meeting shall be entitled to vote, and also to have a second or casting Vote in case the Number of Votes, including the Chairman's Vote, shall be equal.

Notice of Meetings, &c. to be given.

XXVII. And be it further enacted, That all Notices herein directed to be given of any General Meeting or Special General Meeting or Adjournment respectively, and all Notices to be given to any of the said Proprietors upon any particular Occasion, and not herein otherwise provided for, shall be given to the said several Proprietors or to such individual Proprietor respectively by Advertisement to be inserted in some Three London Daily Newspapers; and such Notices when so published shall be deemed and considered the same as if personally served on the said Proprietors.

Empowering Proprietors of Shares to vote by Proxy.

XXVIII. And be it further enacted, That every Proprietor of Shares in the Capital Stock of the said Company, entitled to vote in respect of such Shares at any General Meeting or Special General Meeting of the said Company, shall have full Power and Authority to give his or her Vote or Votes at such General Meeting or Special General Meeting as aforesaid, either in Person or by Proxy, every such Proxy being a Proprietor in the said Undertaking, and the Appointment of such Proxies may be made in the Form or to the Effect following; (that is to say,)

Form of Proxy.

I, _____ of _____ Proprietors of and in "The General Steam Navigation Company," do hereby nominate, constitute, and appoint _____ of _____ to be my Proxy, in my Name and in my Stead to vote or give my Assent to or Dissent from any Business, Matter, or Thing relating to the said Undertaking that shall be mentioned or proposed at the General Meeting or Special General Meeting of the said Company to be holden on the _____ Day of _____ or any Adjournment thereof, if I shall not be present, in such Manner as he the said _____ shall think proper, according to his Opinion and Judgment, for the Benefit of the said Undertaking or any thing relating thereto. In witness whereof I have hereunto set my Hand and Seal this _____ Day of _____ of our Lord One thousand eight hundred and _____

Lunatics and Minors how to vote.

XXIX. And be it further enacted, That in case any Proprietor or Proprietors entitled to vote at any such Meetings as aforesaid shall be

be a Lunatic or Lunatics or a Minor or Minors, such Lunatic or Lunatics shall or may vote at any such Meeting or Meetings by his, her, or their Committees, and such Minor or Minors shall or may vote by his, her, or their Guardians, or any One of such Guardians: Provided always, that no Person shall hold and vote as a Proxy for more than Five Proprietors upon any One Occasion, but such Person may also vote in right of his own Shares, and also as Committee of any Lunatic or Lunatics, or as Guardian of any Minor or Minors, on the same Occasion.

XXX. And be it further enacted, That at any such General Meetings, or at any Special General Meeting called for that Purpose, the said Company shall and they are hereby authorized and empowered from Time to Time to make such Rules, Orders, Bye Laws, and Regulations as to them shall seem meet and proper for the good Government of the said Company, and for regulating the Proceedings of the said Directors, and the Duties and Conduct of all Officers, Workmen, and Servants to be employed in and about the Affairs and Business of the said Company, and for the Superintendence and Management of the said Company in all respects whatsoever, and from Time to Time to alter or repeal such Rules, Orders, and Bye Laws, or any of them, and to make other Rules and Orders, and to impose and inflict such reasonable Fines and Forfeitures upon all Officers, Workmen, and Servants of the said Company, and other Persons to be employed in and about the Affairs or Business of the said Company, or in the Superintendence and Management of the said Undertaking, not exceeding the Sum of Ten Pounds for any One Offence, as to the said Company at a General Meeting or Special General Meeting shall seem meet and expedient; and all Rules, Orders, and Bye Laws so made as aforesaid, being reduced into Writing, signed by the Director or Proprietor who shall be in the Chair at each respective Meeting, shall be binding upon all such Persons, and shall be sufficient in any Court of Law or Equity to justify all Persons who shall act under the same: Provided always, that such Rules, Orders, and Bye Laws be not repugnant to the Laws or Statutes of the United Kingdom of *Great Britain* and *Ireland*, or to any of the express Directions or Provisions of this Act: Provided also, that Copies of all such Rules, Orders, and Bye Laws shall be affixed and continued in the Office of the said Company.

General Meetings to make Bye Laws.

XXXI. And be it further enacted, That at every Half-yearly General Meeting which shall take place after the passing of this Act, or some Adjournment thereof, a Dividend or Dividends shall be made out of the Gains, Profits, or Advantages of the said Undertaking, unless such General Meeting shall declare otherwise; and such Dividend or Dividends shall be at and after the Rate of so much *per Centum* for every Share upon all and every the Sum or Sums of Money paid to the said Company by the Members thereof, their Executors, Administrators, Successors, or Assigns, as such Meeting or Meetings shall think fit to appoint and determine: Provided always, that no Dividend shall be paid in respect of any Share or Shares, after any Call for Money in respect of such Share or Shares shall have become due and payable, until such Call and all Arrears shall have been paid,

Dividends.

[Local.]

10 L

with

with Interest: Provided also, that no Dividend shall be made whereby the Capital of the said Company shall in any Degree be reduced or impaired.

Directing how Money is to be issued.

XXXII. And be it further enacted, That no Money shall be issued or paid on account of the said Company without an Order or Orders in Writing, signed by Three or more of the Directors of the said Company, or an Order or Orders made at a General Meeting of the said Company; and the Receipt or Receipts of any Three of the Directors for the Time being of the said Company, for all Monies payable to the said Company, shall be effectual Discharges for the same.

Qualifications of Directors and Auditors.

XXXIII. And be it further enacted, That after the Day on which the First General Meeting of the said Company shall be held after the passing of this Act, no Person shall be qualified to be elected or to sit or act as Director of the said Company who shall not, at the respective Times of his Election, sitting, and acting as such, *bonâ fide* hold and possess in his own Right Twenty Shares at the least of and in the Capital or Joint Stock of the said Company; and no Person after the passing of this Act shall be qualified to be elected or to sit or act as Auditor and Examiner of the Accounts of the said Company who shall not, at the respective Times of his Election, sitting, and acting as such Auditor and Examiner, *bonâ fide* hold and be possessed of Twenty Shares at least in his own Right of and in the Capital or Joint Stock of the said Company; and after the passing of this Act no Person shall be qualified to be a Director or Auditor and Examiner of Accounts of the said Company who shall not respectively have *bonâ fide* held and possessed the Number of Shares requisite to qualify him to be elected or act as aforesaid for the full Space of Six Calendar Months next before the Day or Days of his Election.

Power to raise the Qualification of Directors and Auditors.

XXXIV. Provided always, and be it further enacted, That it shall be lawful for such First General Meeting of the said Company to fix and determine that any higher or greater Number of Shares than are herein before mentioned shall be the Qualification to be held by Directors or Auditors and Examiners of the Accounts of the said Company respectively; and in case such General Meeting shall come to any such Resolution, then and from thenceforth no Person shall be qualified to sit or act as Director or Auditor and Examiner of the Accounts of the said Company who shall not, within Three Calendar Months after such General Meeting, *bonâ fide* hold and possess in his own Right the Number of Shares which at such General Meeting shall be fixed and determined upon as such Qualification as aforesaid.

In case of the Death, Resignation, or Want of Qualification of a Director or an Auditor a Special Meeting to be convened.

XXXV. Provided always, and be it further enacted, That so often as it shall happen that any Director or Auditor and Examiner of Accounts of the said Company shall die, resign, or become disqualified to continue in or hold the said Offices or any of them, a Special General Meeting of the said Proprietors shall be convened by the Directors of the said Company for the Time being for the Purpose of electing some One or more Proprietors or Proprietors, qualified as aforesaid, to fill such Vacancy or Vacancies, and exercise the said Office

Office or Offices, or either of them respectively, for and during such Time and Times as the Person or Persons so dying, having resigned, or become disqualified would have done respectively if no such Vacancy had occurred.

XXXVI. And be it further enacted, That the said Directors for the Time being shall have full Power and Authority to meet and adjourn from Time to Time and from Place to Place, and to appoint the Time and Place for holding General Meetings, and also to direct, manage, and transact the Affairs and Business of the said Company, as well in issuing, laying out, and disposing of all Sums of Money to be issued or received, laid out or disposed of, for the Purposes of the same, as in contracting for, building, purchasing, or hiring any Messuages, Lands, Tenements, Wharfs, Docks, Warehouses, Storehouses, Hereditaments, Ships, Vessels, Boats, Barges, Works, Machinery, Apparatus, Engines, Coals, and other Materials, Goods, or Chattels for the Use of the said Company, and of completing, furnishing, provisioning, and fitting out Ships and Vessels, and despatching the same to such Ports or Places beyond the Limits of the Port of *London* as they shall think fit or expedient, and entering into Contracts for the Conveyance or Transport of Passengers, Goods, Merchandize, or other Things, and in building, repairing, altering, making, and managing any Messuages, Lands, Tenements, Wharfs, Docks, Warehouses, Storehouses, and Hereditaments, and directing, employing the Workmen of the said Company, and in selling and disposing of the Ships, Vessels, Boats, Barges, and all or any Messuages, Lands, Tenements, Wharfs, Docks, Warehouses, Storehouses, Hereditaments, Ships, Vessels, Boats, Barges, Machinery, Apparatus, Engines, Materials, Goods, and Chattels of the Company, in such Way or Manner as they shall think fit and expedient, and in making, enforcing, and carrying into effect, and rescinding, compounding, and compromising, all Contracts and Bargains touching or in anywise concerning the same, and either prosecuting, carrying on, or defending all or any Actions or Suits and other Proceedings touching the same, or compounding or settling the same, and in doing any other Matter or Thing on account of the said Company, subject to such Orders, Bye Laws, Rules, and Regulations as shall at any Time be duly made by the said Company in Restraint, Controul, or Regulation of the Powers and Authorities by this Act granted; and the said Directors shall and may appoint any One or more of themselves to superintend or manage any of the Business of or relating to the said Company, and also shall and may appoint a Secretary, Clerk, Solicitor, Engineers, Officers, Servants, Workmen, and Tradesmen of the said Company, and from Time to Time dismiss, remove, discharge, or suspend them, any or either of them, as they shall think fit, and shall and may at any Time call any Special General Meeting of the said Company for any Purpose they may think necessary or proper, and shall and they are hereby required to take such Security to the said Company of Proprietors from all or any of the Officers, Servants, or other Person or Persons employed or engaged for or on behalf of the Company, or in any Place or Situation of Trust or Confidence under the Company, for the due and faithful Execution of their respective Duties or Trusts, as they shall think necessary, proper, or expedient.

Powers of
Directors.

XXXVII. And

Directors to be Trustees of Ships.

XXXVII. And be it further enacted, That the Directors of the said Company for the Time being shall be Trustees of the Property in all Ships and Vessels belonging to the said Company; and when it shall become necessary to register any such Ship or Vessel, then the following Oath, in lieu of any other Oath heretofore required by Law to be made, shall be taken and subscribed by any five or more of the Directors of the said Company, and a Register granted thereon:

Oath of Directors.

WE *being Five of the Directors of the General Steam Navigation Company, do severally make Oath, That the Ship or Vessel of the Port of [] whereof [] is at present Master, being [] Built, Burthen, et cetera, as described in the Certificate of the surveying Officer, was [when and where built, or if Prize or forfeited, Capture and Condemnation, as such], and that the same doth wholly and truly belong to the General Steam Navigation Company, and that the Directors of the said Company are and each of them is a natural-born Subject of the United Kingdom of Great Britain and Ireland.* So help me GOD!

Meetings of Directors and Regulations of their Proceedings.

XXXVIII. And be it further enacted, That the said Directors shall hold their Meetings at the Office of the said Company once in every Week at the least, and at such other Times and Places as they shall from Time to Time think proper; and all Questions, Matters, and Things which shall be proposed, discussed, or considered by the said Directors at any of their Meetings shall be decided and determined by the Majority in Number then present, and in case of an equal Number of Votes, including the Vote of the Chairman for the Time being, such Chairman shall have the decisive or casting Vote; and if on the Day appointed for any Meeting of the said Directors Three Directors shall not attend then and in such Case the Meeting shall be adjourned till the next Day, if not a Sunday, and if the next Day shall be a Sunday, then on the Monday following, by the Director or Directors then present; or if none be present then by the Clerk of the said Company, or such Person as shall attend in his Place; and any Three or more of the Directors of the said Company, or the Clerk of the said Company, by the Direction of any Three or more of the said Directors, may at any Time when they shall think fit, call a Meeting of the Directors by causing a Notice in Writing, signed by such Directors or the Clerk of the Company, to be sent by the Post, or otherwise, to the Residence or Address of every other Director, and also revive the Meetings of the Directors, although they may have been discontinued for Want of Adjournment, or to institute a new Meeting independent of any Meeting appointed by Adjournment; but no Business shall be transacted at any such Meeting unless Three of the said Directors at the least shall be present, and such Business shall be decided upon; and the Chair shall be taken at every Meeting by one of the said Directors to be chosen out of the Directors present.

Disqualification of Directors for Nonattendance.

XXXIX. And be it further enacted, That in case any Director of the said Company shall for three successive Calendar Months, unless prevented by Illness, neglect to attend the Weekly or other Meetings of the said Directors at the Office of the said Company, (without the

the Consent of the other Directors of the said Company at one of their Weekly or other Meetings by him obtained,) then every such Person, from and after the Expiration of such Three Calendar Months from the Time of his last Attendance at the Weekly or other Meetings of the said Directors at their Office as aforesaid, shall cease to be a Director of the said Company, and be totally disqualified from acting as and being a Director of the said Company, although the Term for which such Person shall have been appointed to be a Director of the said Company shall not then have elapsed; any Provision, Matter, or Thing in this Act contained to the contrary thereof notwithstanding.

XL. And be it further enacted, That it shall be lawful for the said Directors for the Time being, and they are hereby empowered and required, at or previous to each and every General Meeting to be held pursuant to this Act for the Purpose of considering of or for making or declaring a Dividend or Dividends out of the clear Profits of the said Undertaking, to deduct and set apart any Part, not exceeding One Tenth Part, of the said clear Profits and Produce; and the said Directors shall forthwith lay out and invest in the Names of Three Trustees, for and on behalf of the said Company, such Part of the said clear Profits and Produce from Time to Time as and when the same shall be deducted and set apart as aforesaid, in such One or more of the Public Funds or Stocks of *Great Britain* as the said Directors shall in their Discretion deem expedient, until the Monies so set apart and funded as aforesaid shall amount to the Sum of Forty thousand Pounds, and also from Time to Time and at all Times thereafter, so often as the same Fund or Sum of Forty thousand Pounds shall be reduced by the Payment of or for any extraordinary Contingencies, to deduct and set apart, at any future or subsequent General Meeting or Meetings, the like or any other Part of the said clear Profits and Produce, not exceeding One Tenth thereof, until the same Fund shall be restored and again amount to the Sum of Forty thousand Pounds, and so on from Time to Time and at all Times thereafter and so often as the same shall be reduced in manner aforesaid; and the Dividends and Interest to become and be due and payable in respect of the said Funds or Stocks so set apart and funded as aforesaid, and each and every of them respectively, shall fall into and become a Part of the said Profits and Produce of the said Undertaking, periodically to become and be divisible as herein mentioned: Provided always, that the said Directors for the Time being of the said Company shall have full Power and Authority from Time to Time, when and so often as they shall deem it expedient, to vary or transpose the Funds, Stocks, or Securities, or any of them, or any Part thereof, in which the said Monies or Funds shall from Time to Time be invested, and also shall and may sell or dispose of all or any Part or Parts of the said Funds or Stocks, and convert the same into Money, for the Purpose of answering every or any extraordinary Contingency or Contingencies, as and when the same or any Part thereof shall by the said Directors be deemed necessary; any thing herein contained to the contrary thereof in anywise notwithstanding.

Contingent
Fund.

Proceedings to be entered in a Book.

XLII. And be it further enacted, That all Orders and Proceedings of all and every General Meeting and Special General Meeting of the Proprietors, and also all Orders and Proceedings of the Directors of the said Company, shall be entered in a Book or Books to be kept for that Purpose; and such Orders and Proceedings shall be signed by such one of the Directors or Proprietors of the said Company who shall be in the Chair at each respective Meeting, and shall be deemed and taken to be original Orders and Proceedings, and shall be allowed to be read in Evidence in all Courts and Places whatsoever, and by and before all Judges, Justices, and others.

For compelling the Attendance of Witnesses.

XLIII. And be it further enacted, That if any Person or Persons shall be summoned as a Witness or Witnesses to give Evidence before any Justice or Justices of the Peace, Sheriff Depute or Sheriff Substitute, touching any Matter contained in any Information or Complaint for any Offence against this Act, either on behalf of the Prosecutor or on behalf of the Person or Persons accused, and shall refuse or neglect to appear from Time to Time at the Time and Place to be for that Purpose appointed, after having been paid or tendered a reasonable Sum for his, her, or their Costs and Expences, without a reasonable Excuse for his, her, or their Refusal or Neglect of appearing, or appearing shall refuse to be examined upon Oath, or in case of a Quaker or Quakers, on solemn Affirmation, which Oath or Affirmation such Justice or Justices, Sheriff Depute or Sheriff Substitute acting for the District or Place where such Information shall be exhibited, is and are hereby authorized and required to administer, and to give in Evidence before such Justice or Justices of the Peace, Sheriff Depute or Sheriff Substitute, then and in every such Case such Person shall forfeit and pay for every such Offence the Sum of Ten Pounds.

Persons giving false Evidence to be punished as for Perjury.

XLIV. And be it further enacted, That if any Witness or Witnesses who shall be examined by or before any Justice of the Peace or otherwise under this Act, upon Oath, or, in case of a Quaker or Quakers, on solemn Affirmation, shall wilfully and corruptly give false Evidence, and shall be thereof convicted, he, she, or they so giving such false Evidence shall be subject to the same Punishment as Persons convicted of Perjury are by Law subject and liable to.

Form of Conviction.

XLV. And for the more easy Conviction of Offenders against this Act, be it further enacted, That every Conviction under this Act shall be in the Form or to the Effect following; (that is to say,)

BE it remembered, That on the _____ Day of _____ in the Year of our Lord One thousand eight hundred and _____ is [or are] convicted before me [or us, as the Case shall be,] of His Majesty's Justices of the Peace for _____ of an Act passed in the Second Year of the Reign of King William the Fourth, intituled *There insert the Title of this Act*, of having *specifying the Offence, and the Time and Place when and where the same was committed, as the Case may be*; and I [or we, as the Case may require,] do adjudge the said _____ to have forfeited the Sum of _____ Given under my _____ Hand

Hand and Seal [or, as the Case may be, our Hands and Seals,] the Day and Year first above written.

XLV. And be it further enacted, That it shall be lawful for any of the said Directors, or for any of their Officers, and such Person or Persons as they or any of them shall call to their Assistance, without any Warrant or other Authority than this Act, to seize and detain any Person or Persons (being unknown to such Directors and Officers) who shall commit any Offence or Offences against this Act, and deliver him, her, or them into the Custody of any Peace Officer, in order to be secured and conveyed before any Justice or Justices of the Peace for the County, Riding, Division, District, or Place where the Offence shall have been committed; and such Justice or Justices is and are hereby required to proceed and act with respect to such Offender or Offenders according to Law and to the Provisions of this Act.

For securing transient Offenders.

XLVI. And be it further enacted, That all Penalties and Forfeitures for all and every the Offences in this Act mentioned, or against any Rule, Order, or Bye Law to be made in pursuance thereof, in relation to which the Manner of convicting the Offenders is not particularly mentioned or directed, shall be adjudged by and recovered before any Justice of the Peace in *England* or *Ireland*, or Sheriff Depute, Sheriff Substitute, or Justice of the Peace in *Scotland*, for the County, District, or Place wherein the Offence or Offences shall arise, in a summary Way, and who is hereby authorized and empowered to convict the Offender or Offenders on the Oath of any credible Witness or Witnesses, which Oath such Justice, Sheriff Depute, or Sheriff Substitute is hereby authorized to administer, or on the Confession of the Party offending; and in default of Payment of such Penalties and Forfeitures, the same shall be levied by Distress and Sale of the Offender's Goods and Chattels, by Warrant under the Hand and Seal of such Justice, Sheriff Depute, or Sheriff Substitute; and all Penalties and Forfeitures recovered under this Act by the said Company shall be applied, (the reasonable Charges for such Distress and Sale being first deducted,) one Moiety thereof to the Informer, and the other Moiety thereof to the Poor of the Parish wherein the Offence shall be committed; and in case such sufficient Distress cannot be found, and such Penalties and Forfeitures shall not be forthwith paid upon Conviction, then it shall be lawful for such Justice, Sheriff Depute, or Sheriff Substitute to order the Offender or Offenders so convicted to be detained in safe Custody until Return can be conveniently made to such Warrant or Warrants of Distress, unless the said Offender or Offenders shall give sufficient Security, to the Satisfaction of such Justice, Sheriff Depute, or Sheriff Substitute, for his, her, or their Appearance before them on such Day or Days as shall be appointed for the Return of such Warrant or Warrants of Distress) such Day or Days not being more than Fourteen Days from the Time of taking any such Security, and which Security the said Justice, Sheriff Depute, or Sheriff Substitute is hereby empowered to take by way of Recognizance or otherwise); but if upon the Return of such Warrant or Warrants it shall appear that no such sufficient Distress can be had thereupon, or in case it shall

Recovery and Application of Penalties.

For securing transient Offenders.

Recovery and Application of Penalties.

shall appear to the Satisfaction of such Justice, Sheriff Depute, or Sheriff Substitute, either by the Confession of the Offender or Offenders, or otherwise, that he, she, or they hath or have not sufficient Goods and Chattels wherewith such Penalties, Forfeitures, Fines, and Charges can be levied if a Warrant of Distress were issued, such Justice shall not be required to issue such Warrant of Distress; and thereupon it shall be lawful for any Justice of the Peace, Sheriff Depute, or Sheriff Substitute, and he is hereby authorized and required, by Warrant under his Hand and Seal, to commit such Offender or Offenders to the Common Gaol or House of Correction for the County, District, or Place wherein such Offence shall arise, there to remain for any Time not exceeding Six Calendar Months.

Justices may proceed by Summons in the Recovery of Penalties.

XLVII. And be it further enacted, That in all Cases in which, by this Act any Penalty or Forfeiture is made recoverable by Information before a Justice of the Peace, it shall be lawful for any Justice of the Peace to whom Complaint shall be made of any Offence against this Act, to summon the Party complained against before him, and on such Summons to hear and determine the Matter of such Complaint in a summary Way, and on Proof of the Offence to convict the Offender, and to adjudge him to pay the Penalty or Forfeiture incurred, and to proceed to recover the same, although no Information in Writing shall have been exhibited or taken by or before such Justice, and all such Proceedings by Summons without Information shall have the same good, valid, and effectual to all Intents and Purposes as if an Information in Writing had been exhibited.

Informations for Penalties to be made within Six Months.

XLVIII. And be it further enacted, That no Person or Persons, Body or Bodies Politic or Corporate, shall be subject or liable to the Payment of any of the Penalties or Forfeitures inflicted by this Act for any Grievance or Injury under or Offence or Offences against this Act, unless Information respecting such Grievance or Injury or Offence or Offences shall be duly exhibited within Six Calendar Months next after such Grievance or Injury or Offence or Offences shall have been committed.

Appeal when Parties reside in England or Ireland.

XLIX. Provided always, and be it further enacted, That any Body or Bodies Politic, Corporate, or Collegiate, or any Person or Persons whomsoever, thinking himself, herself, or themselves aggrieved by any Rule, Order, or Bye Law to be made by virtue of this Act, or any Alteration thereof, or by the Order or Determination of any Justice or Justices of the Peace in England or Ireland in pursuance of this Act, may appeal to the Justices of the Peace at their General or Quarter Sessions of the Peace to be holden for the County, District, or Place wherein the Offence shall arise, the Person or Persons appealing having first given at least Fourteen Days Notice of such Appeal, and the Nature and Matter thereof, to the Respondent or Respondents, or to the Person or Persons appealed against, and forthwith after such Notice entering into a Recognizance before some Justice of the Peace for such County, District, or Place, with Two sufficient Sureties, conditioned to try such Appeal, and to abide the Order and Award of the said Court therein; and the said Justices, upon due Proof of such Notice and Recognizance having been given

and

and entered into, shall in a summary Way hear and determine such Complaint at such General or Quarter Sessions of the Peace, or if they think proper may adjourn the Hearing thereof to the next General or Quarter Sessions of the Peace to be held for the said County, District, or Place, and if they see Cause may mitigate any Forfeiture or Fine, and may order any Money to be returned which shall have been levied in pursuance of such Order, Rule, Bye Law, or Determination, and shall also award such further Satisfaction to be made to the Party injured, or such Costs to either of the Parties, as they shall judge reasonable and proper; and all such Determinations of the said Justices at the said General or Quarter Sessions shall be binding, final, and conclusive upon all Parties to all Intents and Purposes whatsoever.

L. And be it further enacted, That if any Person or Persons shall think himself, herself, or themselves aggrieved by any thing done in Scotland in pursuance of this Act, or by any Regulations, Rules, Orders, or Bye Laws made in pursuance thereof, it shall be lawful for such Person or Persons to complain either to the Sheriff Depute of the County wherein such Cause of Complaint shall arise, or his Substitutes, or to any Two or more of His Majesty's Justices of the Peace of the said County, who are hereby authorized and required to call the Parties before them, and hear and determine such Complaints; and their Judgment or Judgments thereon shall be final and conclusive, without being subject to Advocation, Suspension, or Reduction, or to any Stay or Challenge by any other Process of Law whatsoever, any Law or Practice to the contrary notwithstanding.

Appeal when Parties reside in Scotland.

LI. And be it further enacted, That in all Cases wherein it may be requisite or necessary for any Person or Persons, Party or Parties, to serve any Notice or Notices upon the said Company, or any Writ or Writs or other legal Proceeding or Proceedings in Equity, the Service thereof respectively upon any One of the said Directors, or left at his last or usual Place of Abode, or upon the Clerk of the said Company, or left at his last or usual Place of Abode, or leaving the same or a Copy or Copies thereof at the Office of the said Company, or in case the same respectively shall not be found or known, then Service thereof upon any Agent or Officer of the said Company, or left at his last or usual Place of Abode, shall be deemed good and sufficient Service of the same respectively on the said Company.

Directing what shall be deemed Service of Notices, &c. on the Company.

LII. And be it further enacted, That the Provisions contained in this Act shall extend and be construed to extend to the said Company or Partnership called "The General Steam Navigation Company," at all Times during the Continuance of the same, whether the same from Time to Time hath been or be now or shall be hereafter composed of all or some of the Persons who were the original Proprietors or Partners thereof, or of all or some of those Persons together with some other Persons, or shall be composed altogether of Persons who were not original Proprietors or Partners of the same.

Act to be at all Times valid.

[Local.]

10 N.

LIII. Pro-

Company not
incorporated
by this Act.

LIII. Provided always, and be it further enacted, That nothing herein contained shall extend, or be deemed, construed, or taken to extend, to incorporate the said Company.

Expences of
the Act how
to be paid.

LIV. And be it further enacted, That all the Costs, Charges, and Expences attending the applying for, obtaining, and passing of this Act shall, in the first place, be paid and discharged out of the Funds of the said Company.

Rights of the
Corporation
of London
not to be
prejudiced.

LV. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to prejudice or derogate from the Estates, Rights, Interests, Privileges, Franchises, or Authority of the Mayor and Commonalty and Citizens of the City of *London*, or their Successors, or the Lord Mayor of the said City for the Time being, or to prohibit, defeat, alter, or diminish any Power, Authority, or Jurisdiction which, at the Time of making this Act, the Mayor and Commonalty and Citizens of the City of *London*, or the Lord Mayor of the said City for the Time being, as Conservator of the River *Thames* and Waters of *Medway*, did or might lawfully claim, use, or exercise; and further, that it shall and may be lawful to and for the Lord Mayor of the said City for the Time being, in like Manner as he hath used to do in other Cases, to inquire of, hear, and determine, by Presentment or Indictment taken before him as Conservator of the said River and Waters, any Offences contrary to this Act, and upon the Conviction of the Offender or Offenders to impose a Penalty on him, her, or them not exceeding the Penalty or Penalties hereby inflicted.

Saving the
Rights of the
Watermen's
Company.

LVI. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to take away, prejudice, or in any Manner affect any Right, Privilege, or Franchise which the Company of "The Master, Wardens, and Commonalty of Watermen and Lightermen of the River *Thames*" have or claim to have, or to abridge, alter, or diminish or take away any of the Jurisdictions, Powers, or Authorities which the said Company of Master, Wardens, and Commonalty of Watermen and Lightermen of the River *Thames* have or claim to have; but all the Rights, Privileges, Franchises, Jurisdictions, Powers, and Authorities vested in them shall be as good, valid, and effectual as if this Act had not been made.

Saving the
Duke of
Richmond's,
Right to hold
a Court at
Gravesend.
called Curia
Cursus Aquæ.

LVII. Provided always, and be it further enacted, That nothing in this Act contained shall extend to the lessening, taking away, abridging, hindering, prejudicing, or otherwise howsoever impeaching of any Right belonging to or lawfully claimed by the late *Charles* Duke of *Richmond* and *Lennox*, Lord of the Manor of *Gravesend*, his Heirs, Executors, Administrators, or Assigns, for the holding of a certain Court within the said Manor, called *Curia Cursus Aquæ*, or the Court of the Watercourse, for the better Government of Barges, Boats, and Vessels using the Ferry or Passage from the Town of *Gravesend* to *London*, and of the Persons owning or working the same, or of any other Rights, Liberties, Powers, and Privileges whatsoever

soever belonging to the said late Duke, his Heirs, Executors, Administrators, and Assigns, relating to the said Ferry or Passage, or to the Barges, Tilt Boats, or other Boats and Vessels using the said Ferry or Passage, or plying at the Bridge of the said Town of *Gravesend*, or the Persons owning or working the same, or otherwise howsoever.

LVIII. Provided also and be it further enacted, That nothing in this Act contained shall extend to the lessening, taking away, abridging, hindering, prejudicing, or impeaching of any Grants, Liberties, Franchises, Customs, Privileges, or Usages now or heretofore lawfully used, held, or enjoyed by the Mayor, Jurats, and Capital Inhabitants of the Villages and Parishes of *Gravesend* and *Milton* in the County of *Kent*, touching, concerning, or relating to the Passage and Ferry upon the said River *Thames* from the said Villages and Parishes to the said City of *London*, or touching or concerning the Government of the said Passage or Ferry; but that the said Mayor, Jurats, and Inhabitants, and their Successors, shall and may do and execute all and every such lawful Act and Acts, Powers, and Authorities touching the said Passage and Ferry, and the Government thereof, as they might or could have done if this Act had not been made, any thing herein contained to the contrary thereof in anywise notwithstanding.

Saving the Liberties of the Inhabitants of *Gravesend*.

LIX. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken notice of as such by all Judges, Justices, and others, without being specially pleaded.

Public Act.

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