

Laws of His Majesty's Province of Upper Canada, passed in the year 1857. Toronto: Stewart Derbyshire & George Desbarats, 1857.

20 Victoria – Chapter 11

An Act to dispense with Government Directors in the Grand Trunk Railway Company of Canada, and to facilitate the completion of the Company's works from Rivière du Loup to Sarnia. Assented to 27th May, 1857.

Whereas it is expedient to dispense with Government Directors in the Grand Trunk Railway Company of Canada, and to grant further facilities to the Company in order to enable them to complete their Railways and works in the manner and to the extent contemplated by the Legislature as necessary to ensure to the Province the full benefit to be expected from the undertaking: Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:

- I. So much of the Act of 1852, chapter 37, relating to the said Company, or of the Act of 1854 amending it, or of any other Act, as authorizes the appointment of any Directors thereof by the Governor of this Province, is hereby repealed; and the present Directors of the Company appointed by the Governor shall go out of office at the first General Meeting of the Shareholders for the election of Directors; and all the powers vested in the Directors, shall thereafter be vested in the elected Directors.
- II. The Company shall render half yearly (and oftener if required by the Governor) to the Inspector-General, a full statement of their affairs with a balance-sheet, the correctness of which statement and balance-sheet shall be attested under oath by the Book-keeper, Accountant or other Officer of the Company having a knowledge of their accounts.
- III. It shall be lawful for the Governor from time to time to empower "The Board of Audit," or any member or members thereof, to ask for the production of and to inspect the Books, Accounts and Vouchers of the Company, at the office or offices of the said Company during business hours, and to report to the Governor on the same: and the said Board of Audit shall have the same powers in relation to the said Company and their accounts as are now vested in them with respect to Institutions supported by Public Funds under and by virtue of the Act eighteenth Victoria, chapter seventy-eight, intituled: *An Act to secure the more efficient auditing of Public Accounts*.
- IV. On condition and provided that the said Company by means of the Preferential Bonds mentioned in the Act of 1856, chapter one hundred and eleven (for granting additional aid to the said Company,) or by means of any other loans effected or to be effected for such purposes, complete their Railway from Rivière du Loup to Stratford, and thence by St. Mary's direct to Sarnia, including the Victoria Bridge and the other works, undertakings and engagements mentioned in the said Act of 1856, and supply the said Railway with sufficient plant, rolling stock and appliances to work the same efficiently, within the limits of time named in the said Act of 1856, or within such extension thereof as is hereinafter stated, and so long as they maintain and work the same regularly, the Province foregoes all interest on its claim against the Company, until the earnings and profits of the Company, including

those of the Atlantic and St. Lawrence Railroad Company, shall be sufficient to defray the following charges: — 1. All expenses of managing, working and maintaining the works and plant of the Company; — 2. The rent of the Atlantic and St. Lawrence Railway, and all interest on the Bonds of the Company exclusive of those held by the Province; — 3. A dividend of six per cent on the paid up share capital of the Company, in each year in which the surplus earnings shall admit of the same; — And then in each year in which there shall be a surplus over the above named charges, such surplus shall be applied to the payment of the interest on the Province Loan accruing in such year: The bonds and share capital herein mentioned shall be held to include and consist of all loans and paid up capital which the Company have raised or may hereafter raise *bonâ fide* under the authority of any Act of the Provincial Legislature passed or to be passed, for any purpose authorized by any such Act.

V. The said Company are hereby authorized to receive from the Receiver General of the Province, and expend upon and for the several works and purposes mentioned in the Act last cited, the proceeds of the Preferential Bonds therein mentioned, as such proceeds are paid in, provided the sum so expended upon each work bears the same proportion to the total sum allotted to it, as the sums paid in bear to the whole amount authorized to be raised by the said Act, and that each of the several works mentioned in the said last cited Act, shall be proceeded with simultaneously and in the same proportion.

VI. The time allowed by the Act last cited for the completion of the said several works is hereby extended for one year from the periods fixed by the said Act for the completion of the same respectively.

VII. This Act shall be deemed a Public Act, and the Act last above cited and this Act shall be construed with reference to each other, and the third section of the said Act shall apply as if re-enacted herein.