

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

20 Victoria – Chapter 141

An Act to increase the Capital Stock of the Port Dalhousie and Thorold Railway Company, and to change the name of the Company. Assented to 27th May, 1857.

Whereas the Port Dalhousie and Thorold Railway Company have petitioned for an amendment of their Act of Incorporation, to enable them to increase the Capital Stock of the Company, to change its name, and for certain other purposes to facilitate the objects of the Company, and it is expedient and necessary that the same should be granted: Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:

I. The Capital Stock of the said Company may be increased by an amount not exceeding seventy-five thousand pounds currency, to be divided into shares as provided for by the fifth section of the Act incorporating the Company, in which said increase of capital may be included all shares previously taken with the view of forming a part of the Capital Stock for the extension of the said Railway, which may exceed the amount authorized to be taken under the provisions of the Act passed in the nineteenth year of Her Majesty's Reign, intituled, *An Act to extend the line of the Port Dalhousie and Thorold Railway Company*, and the remainder of such increase in the Capital Stock of the said Company may be taken and subscribed for in such manner as the Board of Directors shall by resolution determine, subject to the provisions of the Railway Clauses Consolidation Act.

II. The said Company is hereby authorized and empowered to acquire by agreement, from any person or persons, or body corporate, any quantity of land at each terminus of their Railway at Port Colbourne and Port Dalhousie, not exceeding twenty-five acres at each place, which may be necessary for the business of the Company, and to hold and use the same for the purposes of the Company.

III. The thirteenth section of the original Act incorporating the Company, is hereby repealed; and the said Company shall have the same rights with respect to crossings and intersections with other railways, as are conferred by the General Railway Clauses Consolidation Act upon all Railway Companies.

IV. The said Company shall have power to construct, own or employ, at the cost and charges of the said Company, or jointly with any other persons or Companies, one or more steamers or sailing vessels, to ply for the transportation of passengers or freight between the termini of their Railway, and any other ports to which the navigable waters of Lakes Erie, St. Clair, Huron, Michigan, Superior and Ontario extend, and to fix and collect tolls and charges for the transportation of such passengers and freight, in such vessels: Provided always, that the said Company shall at all times be bound to carry over the said Road passengers and freight coming in other, vessels than those of the Company, on the same terms and conditions as those coming by the vessels of the said Company.

V. The style, title and name of the Port Dalhousie and Thorold Extension Railway Company, shall from and after the passing of this Act be *The Welland Railway Company*; Provided always, and it is hereby declared and enacted, That neither the change made by this Act in the name of the said Company, nor any thing else herein contained, shall be construed to make the said Company a new Company, so as to cause any action, suit, contract or proceeding to which the said Company may be a party to abate or cease, but the same may be continued by or against the said Company by the name hereby assigned to it.

VI. The Board of Directors of the said Company may appoint an agent or agents in the City of London, in England, with power to pay dividends, to open and keep Books of transfer for the shares of the said Company, and for the issue of scrip and stock certificates; and upon the establishment of such agency, shares may be transferred from the Canada office to the London office in the names of the transferees, in the same manner as shares may be transferred in the former office, and vice versa; and shares originally taken and subscribed for in Great Britain may be entered upon the Books of the London office, and scrip certificates be issued for them, and the same shall be as binding on the Company as to all the rights of shareholders, as though the scrip certificates had been issued by the Secretary of the Company in Canada.

VII. This Act shall be deemed a Public Act.