

Provincial Statutes of Canada, passed in the year 1845. Montreal: Stewart Derbishire & George Desbarats, 1845.

8 Victoria – Chapter 83

An Act to amend an Act passed in the sixth year of the Reign of His late Majesty King William the Fourth, intituled “An Act to incorporate the City of Toronto and Lake Huron Rail-Road Company.” (29th March 1845.)

Whereas the City of Toronto and Lake Huron Rail-Road Company have by their Petition prayed, that the Act of the Parliament of Upper Canada, passed in the sixth year of the Reign of His late Majesty King William the Fourth, incorporating the said Company, may be so amended as to empower the said Company, in their discretion, to construct in lieu of, or in addition to, any Rail-Road they are now authorized to construct, a planked, macadamized or blocked Road, and so as to render it unnecessary that the said Road so to be constructed shall be confined within the limits of the Home District, and so as to extend to them further time for the completion of the same; and whereas it is desirable that the prayer of their said Petition should be granted: Be it therefore enacted by the Queen’s Most Excellent Majesty, by and with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of the United Kingdom of Great Britain and Ireland, intituled, “An Act to Re-unite the Provinces of Upper and Lower Canada, and for the Government of Canada,” and it is hereby enacted by the authority of the same, That for and notwithstanding anything in the said Act, or in any other Act of the Province of Upper Canada contained, it shall and may be lawful for the said Toronto and Lake Huron Rail-Road Company to construct, in their discretion, in lieu of or in addition to any Rail-Road they are now authorized by law to construct, a planked, macadamized or blocked Road, upon the same terms and under the same conditions and restrictions as they are authorized to construct a Rail-Road, anti to fix the terminus of any such rail, plank, macadamized or blocked Road at any point on Lake Huron they may deem most advisable, and that the time for the completion of any such Road shall be extended to the period of four years from and after the passing of this Act.

II. And be it enacted, That all the provisions of the said hereinbefore recited Act, shall apply to and be in full force as regards any planked, macadamized or blocked Road hereby authorized to be constructed, or to any Rail-Road which the said Company may in their discretion construct.

III. And be it enacted, That, notwithstanding any thing in the said Act contained, the capital stock in the said Company shall not exceed in value five hundred thousand pounds, divided into shares of five pounds each, and it shall and may be lawful for the said Company to sue for and recover the amount of any share or shares subscribed, by any person or persons in the capital stock thereof in any Court having competent jurisdiction.

IV. And be it enacted, That nothing in this Act contained shall extend or be construed to extend to prevent the Legislature of this Province, from incorporating any other Joint Stock Company or

Companies at any time hereafter, from any point on Lake Ontario, to any point on Lake Huron, any thing herein contained to the contrary notwithstanding.

V. And be it enacted, That this Act shall be deemed and taken to be a public Act, and as such shall be judicially noticed by all Judges, Justices of the Peace and other persons, without being specially pleaded.