

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

8 Victoria – Chapter 86

An Act to revive certain provisions of the Act incorporating “The Great Western Rail-Road Company” and to enable them to carry on that work. (29th March, 1845.)

Whereas it is expedient to revive, with certain exceptions and amendments, the Act of the Legislature of Upper Canada, passed in the fourth year of the Reign of His late Majesty King William the Fourth, and intituled, “An Act to incorporate certain persons under the style and title of ‘The London and Gore Rail-Road Company.’” 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, and 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 the said Act passed in the fourth year of the Reign of His late Majesty King William the Fourth, and intituled, “An Act to incorporate certain persons under the style and title of ‘The London and Gore Rail-Road Company,’” shall be and is hereby revived, and shall be in full force and effect as if the several provisions thereof were herein repeated and re-enacted, subject to the provisions hereinafter made: Provided always, that the sixteenth, seventeenth and twenty-sixth sections of the said Act, and so much of the twenty-third section or of any other part thereof, as limits the duration of the said Act, or as assigns the corporate name of the Company thereby established, or is in any way inconsistent with or repugnant to the provisions of this Act, shall not be so revived, but shall be and remain repealed.

II. And be it enacted, That notwithstanding any tiling in the said Act, the corporate name of the Company to be constituted under the authority thereof shall be “The Great Western Rail-Road Company” by which name, instead of “The London and Gore Rail-Road Company,” the said Company shall have and exercise the privileges granted by the said Act or by this Act.

III. And be it enacted, That, notwithstanding as aforesaid, the said Company shall have full power to make or continue their Rail-Road, from the Town of London to Point Edward, at the foot of Lake Huron, and to the Detroit River, and to any point on the Niagara River, and that they may contract, compound, compromise and agree with the owners or occupiers of any lands upon which they may determine to construct such Rail-Road, either for the purchase of so much of the said lands and privileges as they shall require, or for any damage done either to or by the said Company, in the same manner as is provided by the Act hereby revived in cases of the same kind.

IV. And be it enacted, That notwithstanding as aforesaid, the whole capital stock of the said Company, inclusive of any real estate which the said Company may have or hold by virtue of the Act hereby revived, or of this Act, may be equal to. but shall not exceed one million five hundred thousand pounds, currency, to be held in sixty thousand shares of twenty-five pounds each; and

that the shares of the Capital Stock may, after the first instalment thereon shall have been paid, be transferred by the respective persons subscribing and holding the same to any other person or persons, and such transfer shall be entered and registered in a book or books to be kept for that purpose by the said Company: Provided always, that nothing herein contained shall authorize the said Company to act as Bankers, or in any way to carry on or use the business of Banking.

V. And be it enacted, That on the first Monday in February next, a meeting of the Stockholders in the said Company shall be held at London, at which meeting such Stockholders shall proceed in the manner provided by the Act hereby revived, to elect seven persons to be Directors, who shall elect by ballot one of their number to be their President, and shall continue in office until the first Monday in June after their election, and who, during such continuance, shall discharge the duties of Directors in the same manner as if they had been elected at the annual election: Provided always, that if, on the said first Monday in February next, shares to the amount of twenty-five thousand pounds in the Stock of the said Company be not taken up, or if for any other cause the said meeting be not then held, then the said first meeting shall not be held until the said amount be taken up, and at least thirty days notice thereof given in any newspaper or newspapers published in the Districts of London and Gore; but at whatever time such first meeting shall be held, the Directors elected thereat shall remain in office until the first Monday in June next thereafter.

VI. And be it enacted, That the Rail-Road which the said Company are authorized to make by this Act and by the Act hereby revived, shall be commenced within four years from the passing of this Act, otherwise this Act and every matter and thing therein contained shall cease and be utterly null and void; and the several lines of Rail-Road which the said Company are authorized to make as aforesaid shall be respectively completed and fit for public use within twenty years from the passing of this Act, otherwise this Act shall cease to have force and effect with regard to all such lines or parts of lines as shall not then be completed as aforesaid, but shall remain in force with regard to such lines or parts of lines as shall be then so completed and in use.

VII. And be it enacted, That the provisions of the twenty-fifth section of the Act hereby revived, shall apply to this Act and to the privileges hereby granted, as well as to the said Act and to the privileges granted by the same.

VIII. And be it declared and enacted, That except this Act and so much of the Act herein first above cited as is hereby revived, all other Acts and parts of Acts relative to The London and Gore Rail-Road Company, or to The Great Western Rail Road Company, and more especially the Act of the Legislature of Upper Canada, passed in the seventh year of the Reign of His late Majesty King William the Fourth, intituled, "An Act to alter and amend the Act incorporating sundry persons under the name of the London and Gore Rail-Road Company, and to grant them a sum of money by way of loan;" and the Act of the said Legislature passed in the same year of the same Reign, and intituled, "An Act to provide for the payment in certain cases of the Interest on the Loan for the construction of the Great Western Rail-Road;" and so much of the Act of the said Legislature, passed in the same year of the same Reign, and intituled, "An Act to make further provision respecting the affording public aid to the Great Western Rail-Road, and the Toronto and Lake

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Huron Rail-Road, and for other purposes therein mentioned," as relates to the said Great Western Rail-Road, are and shall be null and void, and of no force or effect whatsoever.