

*Laws of Her Majesty's Province of Upper Canada*, passed in the year 1849. Montreal: Stewart Derbshire & George Desbarats, 1849.

12 Victoria – Chapter 28

**An Act to make certain General Provisions with regard to the Services which the Government may require of Rail-road Companies, whose Acts of Incorporation make them subject to such general provisions. 30th May, 1849.**

Whereas in divers Acts authorizing the construction of Rail-roads in this Province, a provision has been inserted, that such Rail-roads should be subject to the provisions of any general Act relating to Rail-roads which might be passed by the Provincial Parliament, and it is expedient to make certain general provisions with regard to such Rail-roads: 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 for and notwithstanding any thing in any Act authorizing the construction of any Rail-road or Rail-way in this Province, or in any Act amending any such Act, each and every Company incorporated for the purpose of constructing any Rail-road or Rail-way, and in whose Act of Incorporation, or in any Act amending the same, a provision to the effect of that mentioned in the preamble to this Act is inserted, shall at all times, when thereunto required by Her Majesty's Deputy Post-Master General, the Commander of the Forces, or any person having the Command or Superintendence of any Police Force, and with the whole resources of the Company if necessary, carry Her Majesty's Mail, Her Majesty's Naval or Military Forces or Militia, and all Artillery, Ammunition or other Stores for their use, and all Policemen, Constables, and others travelling on Her Majesty's Service, on their Rail-road or Rail-way; and shall, on being thereunto required as aforesaid, place any Electric Telegraph erected by them or belonging to them at the disposal of Her Majesty's Government, or of any such Officer as aforesaid; and all such services shall be performed on such terms and conditions, and under such regulations as the Company and the Deputy Post-Master General, the Commander of the Forces, or the person in Command of any Police Force, respectively shall agree upon, or if they cannot agree, then upon such terms and conditions and under such regulations as the Governor, or person Administering the Government, shall in Council make; and so much of any such Act as aforesaid as provides that such Company shall not, in performing any of the services aforesaid, be required to start any Train or Steamboat at any other time than their ordinary time of starting the same, shall be and is hereby repealed.

II. And be it enacted, That for and notwithstanding any thing to the contrary in the Act incorporating any such Company as aforesaid, or in any Act amending such Act, no By-law of such Company, by which any Tolls shall be imposed or altered, or by which any party other than the Members, Servants and Officers of the Company are intended to be bound, shall have any force or effect until the same shall have been approved and sanctioned by the Governor in Council.