



ANNO SEXTO

GEORGIIV. REGIS.

Cap. clxxxi.

An Act to encourage the working of Mines in *Ireland* by means of *English* Capital, and to regulate a Joint Stock Company for that Purpose, to be called "The *Arigna* Iron and Coal " Company." [22d June 1825.]

WHEREAS that Part of the United Kingdom of *Great Britain* and *Ireland* called *Ireland* abounds in Iron and Coal as well as in other Minerals, Matters, and Products: And whereas the Mines, Beds, and Veins of Iron, Coal, and other Minerals, Matters, and Products in *Ireland* have not been sufficiently worked for want of a sufficient Capital for that Purpose, and the same cannot be so worked with Advantage to the Public without a large Capital: And whereas it would be of great public Advantage and Utility, and it would be highly beneficial to *Ireland* generally, and particularly to the labouring Classes thereof, that the Introduction of *English* Capital into *Ireland* should be encouraged: And whereas the several Persons herein-after named have entered into a Subscription towards raising a certain Sum as a Joint Stock or Fund, for the Purpose of working certain Iron and Coal Mines respectively situate in the Counties of *Roscommon* and *Leitrim* in *Ireland*, at or near a Place called *Arigna*, of, to, or in which they have become seised, [Local.] 60 S possessed,

possessed, entitled, or interested, and any other Mines or Works in Ireland, of, to, or in which they may become seised, possessed, entitled, or interested; and for the Purpose of smelting the Ores to be raised from any of the said Mines, and making Pig and Bar or other Iron, and selling the same, or of otherwise preparing for Sale and selling the Ore, Metals, Coals, Minerals, Matters, and Products to be raised from the said Mines, Works, and Premises respectively, and for all the Purposes incident to or connected with the same Mines, Works, and Premises, or the Business aforesaid: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That Sir *William Congreve*, *Joseph Clarke*, *Henry Clarke*, *John Dunston*, *J F Power*, *Roger Flattery*, *A A Surtees*, *M Surtees*, *Thomas Holroyd*, *William Healing*, *John Hinde*, *John Bent*, *Edward Collinson*, *James Taylor*, *J M'Lean*, *Bartholomew Mayhew*, *John Bragg*, *Isaac Nicholson the younger*, *G R Porter*, *Samuel Barker*, *Ebenezer Fernie*, *John Barlow*, *John Scott*, *John Beaumont*, *Charles B Robinson*, *John Burnell*, *Joseph Fry*, *Henry Hebert*, *John Wilks*, *Abraham Easley*, *Patrick Kelly*, *Thomas Brown*, *James Wilkinson*, *Thomas Dighton*, *Benjamin Ephraim Lindo*, *W L Jenkins*, *Thomas Bailey*, *Thomas Powell*; *Matthew Harrison*; *Charles Ford*, *Samuel Wilkinson*; *Philip Frith*, *W H Porter*, *John Solomon*, *John Hans Knibbs*, *John Adams*, *R. Hunter*, *Alfred Rule*, *Joseph Forster*, *Henry Charles Boisragon*, *David Dickson*, *Woolfrey Middleitch*, *Philip Sewell*, *Richard Till*, *James Kettleby*, *John Charles Edwards*, *Joseph H Barnett*, *Arthur Philip Hamilton*, *Joshua King*; *John Twells*, *Thomas Henry Parker*, *William Mitchell*, *Henry Patteson*, *Alexander Illman*, *M Greenaway*, *William Chinner*, *Samuel Ellis Batton*, *Thomas Huntly*, *Abraham Thompson*, *Edward Barlow*; *John Wilson the younger*, *Robert Lowe*, *Richard Russell*, *William Lane*, *Joseph Littell*, *Nicholas Lewis Lutyens*, *Edward B. Harman*, *Emanuel Aguilar*, *S Bosanquet*, *J H Anderdon*, *Thomas Pitt*, *Charles Franks*, *John Nelson*, *Francis Witherby*, *William Corp*, *William Richards*, *Pierce Mahony*, *N Smith*, *Richard Woodhouse*, *J L Hubbersby*, *W P Woodhouse*, *Augustus Hennessy*, *G L Sugden*; *Thomas Lambert*, *George Hubbard*, *Thomas Brown*, *Henry Snelling*, *Alexander Frazer Bane*, *James A Bateman*, *F L Slons*, *North Naylor Savary*, *Robert Hichens*, *Isaac D'Israeli*, *Richard Woodhouse the younger*, *Henry Gooch*, *Henry Hinde*, *Charles Tomkins*, *John Haggitt*, *William Batts*, *John De Lannoy*, *Benjamin Oakley*, *John Bowring*, *Frederick Heath*, *Richard Willson*, *J P Peake*; *Joseph Browne*, *Frederick Dubuisson*; *Edward D Jones*; *Thomas Smith*, *Henry Lloyd*, *Richard Jarvis*, *John Douglas*, *P Norris*; *George Fox*, *George Foulerton*, *William Driscoll*, *George Burnand*, *Charles T Pearce*, *Paul Kneller Smith*, *Robert Allatt*, *Frederick Langley*, *Jacob Hull*, *J Chapman*, *George Farrar*, *G Woolley*, *William Newman*, *John Fryer*, *John Moxon*, *Edward Smith*, *William Ellis Etheridge*, *C Driscoll*, *T J Hussey*, *Thomas Wilson*, *William Clarke*,
John

Subscribers
formed into a
Joint Stock
Company.

John Atkins, Edward Samuel Hardisty, C. O. Newman, John Ellington Hancock, B. C. Cator, John Dodson, James William Ogle, Edward Rulle, Robert Prance, George Lowcock, Thomas Austin, William Johnson, Edward Lodge Ogle, Thomas Bond, Robert Hills, Edward Walker, Anthony Haviside, J. Henry Pitcher, Gideon Colquhoun, J. T. Wells the younger, Thomas Knight, J. W. Taylor, J. Wetherby, A. Calvert, S. Darther the younger, Richard Lacy, John Wilson, B. Cracroft, and their several Executors, Administrators, and Assigns, and all and every other Persons and Person, Bodies and Body Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, who shall, according to the Conditions and Restrictions herein-after set forth, be possessed of any Part of the Joint Stock herein-after mentioned, their several and respective Executors, Administrators, Successors, and Assigns, (so long as they respectively, or their respective Executors, Administrators, Successors, or Assigns, shall hold Shares in the said Joint Stock and no longer), shall have full Power and Authority from Time to Time, and at all Times hereafter, to search for and work all such Mines and Mine Works, Pits, Beds, Veins, and other Bearings of Iron or Coal, and other Minerals, Matters, and Products, in that Part of the United Kingdom of *Great Britain and Ireland* called *Ireland*, as they or any of them have become seised and possessed of, and contract for, take or lease, hold or possess as aforesaid; or which under or by virtue of this Act they may become seised and possessed of, entitled to, or interested in; and to smelt the Ores to be raised from any of the said Mines, Mine Works, and Premises, and to make Pig, Bar, or other Iron, and to sell the same, or otherwise prepare for Sale and sell the Ore, Metals, Coals, Minerals, Matters, and Products to be raised or gotten from the said Mines, Mine Works, and Premises, or any of them, and to transact all other Business incident to or connected with the said Mines, Mine Works, and Premises, and the working of the same; and for the Purposes aforesaid to dig, sink, delve, drive, work, and make such Pits, Shafts, Adits, Levels, Soughs, Tunnels, and other Workings as they shall think necessary and proper, and to make, erect, and use any Steam or other Engines, Windlasses, Whims, Ropes, Ladders, Tools, Tackle, Materials, Machinery, and other Conveniences, and to dig and raise Clay for making and burning of Bricks, Tiles, Gutters, and Ridges, or any other Matters, and to erect and build any Erection or Buildings, and to make Charcoal or Coke, and also to make and use all convenient Roads, Railways, and other Ways, and to do all other necessary, proper, or convenient Acts, Matters, and Things for discovering, getting, raising, working, converting, bringing to Grass, smelting, spalling, dividing, dressing, and making merchantable, and selling, any such Ore, Metals, Coal, Minerals, or other Matters or Products, or otherwise in or about the Premises; and shall, for those Purposes, be a Joint Stock Company, by the Name and Description of "The *Arigna* Iron and Coal Company."

II. Provided always, and be it further enacted, That the said Joint Stock Company, in carrying on the Works necessary in the Execution of the said Act, shall do as little Damage as possible, and

not to enter
on private
Property.

Execution of this Act, shall do or cause to be done as little Damage, Trespass, and Injury as may be, and shall make Satisfaction for all and every Damage, Trespass, and Injury that shall or may arise or happen to the Owners or Occupiers of the surface Soil, not belonging to the said Company, in or over any such Mines, Mine Works, Pits, Beds, Veins, or other Bearings of Iron Ore, Coal, and other Minerals, Matters, or Products as aforesaid: Provided always, that nothing in this Act contained shall extend, or be deemed, taken, or construed to extend, to authorize the said Company to enter into, or to take or use the private Estate or Property of any Person or Persons whomsoever, without the Licence or Authority of the Owners or Occupiers thereof.

Company to
sue and be
sued in the
Name of the
Chairman or
a Director.

III. And be it further enacted, That all Actions, Suits, and Proceedings, whether at Law or in Equity, or otherwise, to be commenced, instituted, and prosecuted or carried on by or on behalf of the said Company, against any Person or Persons, Body or Bodies Politic or Corporate, whether such Person or Persons, Body or Bodies Politic or Corporate, is or are or shall then be a Member or Members of the said Company or not, shall and lawfully may be commenced, instituted, and prosecuted or carried on in the Name of the Person who shall be for the Time being the Chairman of the Directors of the said Company, or in the Name of any One Director for the Time being of the said Company, as the nominal Plaintiff or Party proceeding for and on behalf of the said Company; and that all Actions, Suits, and Proceedings, whether at Law or in Equity, or otherwise, to be commenced, instituted, and prosecuted or carried on against the said Company by or on behalf of any Person or Persons, Body or Bodies Politic or Corporate, whether such Person or Persons, Body or Bodies Politic or Corporate, is or are or shall then be a Member or Members of the said Company or not, shall and lawfully may be commenced, instituted, and prosecuted or carried on against the Person who shall be for the Time being such Chairman, or against any One Director for the Time being of the said Company, as the nominal Defendant or Party proceeded against for and on behalf of the said Company; and that all Prosecutions to be commenced, instituted, or carried on by or in behalf of the said Company, against any Person or Persons, for Embezzlement, Robbery, or Stealing of the Monies, Goods, Effects, or Property of the said Company, or for Fraud upon or against the said Company, or for any other Crime or Offence committed against or with intent to injure or defraud the said Company, shall and lawfully may be so commenced or instituted and carried on in the Name of such Chairman, or any such Director for the Time being of the said Company; and in all Indictments and Informations to be had or preferred by or on the Part of the said Company, it shall be lawful to state the Monies, Goods, Effects, or Property of the said Company to be the Monies, Goods, Effects, or Property of such Chairman or Director for the Time being of the said Company; and any Crime or Offence committed against or with intent to injure or defraud the said Company shall and lawfully may, in such Indictments or Informations, be laid or stated to have
been

been committed against or with intent to injure or defraud such Chairman or Director for the Time being of the said Company, and any Offender or Offenders may thereupon be lawfully convicted of any such Crime or Offence; and in all other Indictments, Informations, Allegations, or other Proceedings, at Law or in Equity, or otherwise, in which it would otherwise have been necessary to state the Names of the Persons composing the said Company, it shall and may be lawful and sufficient to state the Name of such Chairman or Director; and no Action, Suit, or other Proceeding, to be commenced, instituted, and prosecuted or carried on by or against the said Company, by virtue of this Act, in the Name of such Chairman or Director, shall abate or be discontinued or prejudiced by the Death, Resignation, Removal, or Disqualification of such Chairman or Director, or by any Act of such Chairman or Director; but the Chairman for the Time being of the Directors of the said Company, or any One Director for the Time being as aforesaid, shall always be deemed the Plaintiff or Party proceeding, or (as the Case may be) the Defendant or Party proceeded against, for or on behalf of the said Company, in such Action, Suit, or Proceeding.

IV. And be it further enacted, That it shall and may be lawful to and for the Directors of the said Company, from Time to Time, to treat, contract, and agree for, obtain, take, purchase, and hold for Lives, or Years determinable on Lives, or Years absolute, and either renewable or not, or for any other Estate, for the Benefit of the said Company, for the Purposes aforesaid, any Mines or Mine Works, Pits, Beds, Veins, and other Bearings of Iron Ore, Coal, and other Minerals, Matters, and Products as aforesaid, in that Part of the United Kingdom of *Great Britain* and *Ireland* called *Ireland*, and also so much of the surface Soil of, upon, over, or adjacent to any such Mines or Mine Works, Pits, Beds, Veins, or other Bearings of Iron Ore, Coal, or other Minerals, Matters, or Products aforesaid, as shall be requisite, expedient, or convenient for the Erection of Engines or Machinery, or any Edifice or Building, or otherwise, for more effectually working any such Mines or Mine Works, Pits, Beds, Veins, or other Bearings of Iron Ore and Coal, or other Minerals, Matters, and Products as aforesaid, and for bringing to Gross, smelting, spalling, dividing, dressing, or making merchantable any Ores, Metals, Coals, Minerals, or other Matters or Products to be raised or gotten from any such Mines, Mine Works, Pits, Beds, Veins, or other Bearings; or to treat, contract, and agree for, obtain, take, purchase, and hold the Right, Licence, Liberty, and Authority to work and use any such Mines, Pits, Beds, Veins, and other Bearings, and any such Soil, and to set up, construct, erect, or make any such Engines, Machinery, Erections, and Buildings, or any other Rights, Licences, Liberties, or Authorities, or any other Lands or Hereditaments which may be requisite or convenient in or about the Premises, and to procure such Renewal or Renewals to be made of the Estate or Interest for the Time being subsisting in the Mines, Mine Works, Pits, Beds, Veins, and other Bearings, Rights, Licences, Liberties, Authorities, Hereditaments, and Premises, of, to, or in which the said Company,

Power to the
Directors of
Company to
take Mines.

[*Local.*]

60 T

or

or the said Subscribers or Proprietors, or any of them, now are or hereafter shall or may be seised, possessed, entitled, or interested, as the said Company shall be entitled to or may be able to procure; and as the Directors shall think it expedient to procure; and also to sell and dispose of any such Mines or Mine Works, Pits, Beds, Veins, and other Bearings of Iron Ore, Coal, or other Minerals, Matters, or Products aforesaid, and also of any such surface Soil thereof, as the said Directors, or any Five or more of them, shall think proper.

Bodies Politic, &c. empowered to make Leases for Years of Mines, &c. provided the utmost improved Rent is reserved, and no Fine paid.

V. And be it further enacted, That it shall and may be lawful for all Archbishops and Bishops, Deans and Chapters, Archdeacons, Prebendaries, Dignitaries, and other Ecclesiastical Persons, Rectors or Vicars, and to and for all Bodies Politic and Corporate, Colleges, Cathedrals, or Collegiate Churches, and Hospitals, and to and for all and every Person and Persons whatsoever, who now are or at any Time hereafter shall be Tenant or Tenants for Life, with an immediate Remainder to his or her first and every other Son in Tail Male, and to and for every Husband who now is or at any Time hereafter shall be Tenant for Life, with Remainder to his Wife for her Life, with Remainder to their first and every other Son successively in Tail General or Special, and to and for every married Woman in conjunction with her Husband, where such married Woman shall be seised as Tenant for Life, with Remainder to her Husband for his Life, with Remainder to their first and every other Son in Tail General or Special, and also to and for every Father, Tenant for Life, with Remainder to his Son for Life, with Remainder for every Son of such Son in Tail General or Special, and also to and for every Person or Persons who now are or at any Time hereafter shall be Tenant in Dower or by Courtesy, by and with Consent of such Person and Persons as shall be seised in Reversion and Remainder of an Estate of Inheritance immediately expectant upon the Death of such Tenants in Dower, of her Trustees, or in case of the Nonage, Idiocy, or Lunacy of such Person so seised in Reversion or Remainder, then with and by the Consent of the Guardian or Guardians of such Minor, or the Committee of such Idiot or Lunatic, by and with the Approbation of the Lord Chancellor, Lord Keeper, or Commissioners of the Great Seal of *Ireland* for the Time being, in the said Cases of Nonage, Idiocy or Lunacy, by Indentures under their Hands and Seals, whereof Counterparts thereof are to be duly executed, to make and grant unto the Directors for the Time being of the said Company, or any Three or more of them, and their Successors and Assigns, for the Benefit of the said Company, Leases for a Term not exceeding Twenty-one Years, all or any Mines or Mine Works, Pits, Holes, Beds, Veins, or other Bearings of Mines, Ores, Coal, and all or any Quarries, and all other waste and unprofitable Lands or Grounds whatsoever, of or in any County or Shire in that Part of the United Kingdom called *Ireland*, so as every such Lease be made in Possession, without any Fine, Foregift, or any other Consideration than the yearly Rent or Duties in such Lease reserved or mentioned, and so as that the best and most improved Rent or Royalty shall be reserved and made payable thereby: Provided always, that every such Lease shall be

be made conformable to the Leases which any such Body Politic and Corporate, Person or Persons aforesaid; are by any former Acts of Parliament authorized and empowered to make, excepting only so far as such Leases, and the Term or Interest therein, and the Rent to be reserved thereby, are altered by this Act.

VI. Provided always, and be it further enacted, That in Cases of Tenants for Life, that when and so often as an Estate or Estates to support contingent Remainders; or a Term or Terms for Years, shall be or is interposed between their Estates for Life and the next Estate Tail; such Tenants for Life nevertheless are hereby empowered to make a Lease or Leases of Mines, Mine Works, Quarries, or other waste Grounds, Pits, Holes, Beds, Veins, and other Bearings of Mines, Metals, Minerals, and other Matters and Products as aforesaid, to the Directors of the said Company, or any Three or more of them, their Successors and Assigns, in like Manner as if no Estate to support contingent Remainders or Term for Years were interposed between their said Estates for Life and their said Estates Tail.

In Cases of
contingent
Remainders.

VII. And whereas it may happen that Persons seised as is hereinbefore mentioned may be Infants, Idiots, or Lunatics; be it therefore enacted, That in all and every such Case and Cases it shall and may be lawful for all Guardians, Trustees, and Committees of and for such Infants, Idiots, and Lunatics, by and with the Consent of the Lord Chancellor, Lord Keeper, or Commissioners of the Great Seal of *Ireland* for the Time being, to grant and make Leases for or for any Term or Number of Years not exceeding Twenty-one, of all or any such Mines, Minerals, Quarries, and Beds as hereinbefore mentioned, as are or shall be found in Manors, Lands, and Tenements of such Infants, Idiots, or Lunatics, and so as such Consent be had, and all other Directions and Restrictions hereinbefore mentioned in the making of all such Leases.

In Cases of
Infants,
Idiots, or
Lunatics.

VIII. And be it further enacted, That all Leases made to the Directors of the said Company for the Time being, or to any Three or more of them, and their Successors, by virtue of and pursuant to the said recited Act and this Act, shall be and remain good and valid, not only against the Person or Persons who shall make such Leases, but also against all and every his, her, and their respective Heirs and Assigns, and all and every Person or Persons having or claiming any Estate, Right, Title, or Interest in Reversion or Remainder expectant on the Determination of the Estate of the Person or Persons making the same, to or out of any such Mines, Mine Works, Quarries, or unprofitable Grounds, Pits, Holes, Beds, Veins, Minerals, or other Matters and Products as aforesaid, which shall be demised by such Lease or Leases; any Law, Statute, or Usage to the contrary notwithstanding.

Leases made
to Directors
by Tenant
for Life, to be
good against
Reversioner;
the utmost
Rent being
reserved.

IX. And be it further enacted, That in every Lease, Contract, or Agreement which shall be made by any Three or more of the Directors

Leases and
Contracts
entered into

by the Directors to express that they are not for their individual Benefit.

tors of the said Company, pursuant to the Provisions of this Act, there shall be expressed that such Lease, Contract, or Agreement is made and entered into by such Directors as Directors of the said Company, and not for their individual Benefit or Advantage; and in case it shall be necessary to put any such Lease, Contract, or Agreement in Suit, either at Law or in Equity, then and in every such Case it shall and may be lawful for the Party so putting such Lease, Contract, or Agreement in Suit, to make the Chairman, or any Three of the Directors of the said Company, for the Time being, the sole Plaintiff or Defendant, as the Case may be, in the said Suit, although such Chairman or such Director may not be a Party to such Lease, Contract, or Agreement: Provided always nevertheless, that no Suit shall abate by reason of the Death, Resignation, or Disqualification of such Chairman, or any such Director or Directors; and provided always, that such Chairman and the said Directors who shall so as aforesaid make or execute any Lease, Contract, or Agreement, shall in no Case be personally responsible to any Party for the Damage sustained by such Party by reason of a Breach on the Part of the said Company of any Covenant, Proviso, Undertaking, Matter, or Thing, in any such Lease, Contract, or Agreement; but it shall and may be lawful for the Party entitled to take out Execution for and in respect of any Judgment obtained against such Chairman or any such Director as aforesaid, to take out Execution, and levy the Amount of his, her, or their Damages and Costs upon the reserved Fund herein-after provided, and all other Property whatsoever belonging to the said Company.

Joint Stock of the Company.

X. And be it further enacted, That the Sum subscribed for, or such Part or Parts of such Sum as shall be necessary and required, not exceeding the Sum of Three hundred thousand Pounds, shall, when paid in, be considered as a Capital or Joint Stock, and the same is hereby vested in the aforesaid Subscribers to the said Company, their Executors, Administrators, and Assigns, holding for the Time being Shares in the said Stock, in proportion to the Sum he, she, they, and each of them shall have so severally subscribed and contributed thereunto; and that such Sum of Three hundred thousand Pounds shall be divided into Shares of Fifty Pounds.

Power to increase the Capital.

XI. Provided always, and be it further enacted, That in case the said Sum of Three hundred thousand Pounds, hereby authorized to be raised, shall be found insufficient for the Purposes of the said Company, then and in such Case it shall be lawful for the Directors, at any extraordinary Meeting or Meetings of the Directors, specially called for the Purpose, at One or more Time or Times, to come to a Resolution to increase the Capital or Joint Stock of the said Company to any Extent, not exceeding in the whole (exclusive of the said Sum of Three hundred thousand Pounds) the Sum of Seventy-five thousand Pounds; such increased Capital or Joint Stock to be raised by Subscription in Shares of Fifty Pounds each, in the like Manner as the said original Capital or Joint Stock; and such Shares, to be offered in the first Instance to the Members for the Time being of the

the said Company, in proportion to their then Shares in the original Capital or Joint Stock, and under such Regulations in other respects as the Directors shall think expedient; and in the Event of the whole of the said new Shares not being taken by such Members, then the Shares not so taken to be offered to the Public at large, under such Regulations as the Directors shall think expedient.

XII. And be it further enacted, That the Shares in the said Undertaking, and in the Profits and Advantages thereof, shall be and be deemed Personal Estate, and as such Personal Estate shall be transmissible accordingly; and that the several Subscribers to the said Undertaking respectively, or their respective Executors, Administrators, Successors, or Assigns, or the Estates or Effects of them respectively, shall not be liable for any Debts or Demands of or upon the said Company beyond the Amount of their several and respective Subscriptions: Provided always, that the said Company shall not be authorized to exercise any of the Powers granted under this Act, until such Time as Four Fifth Parts of the said Capital shall have been subscribed for.

Shares to be Personal Estate, and Subscribers not to be liable beyond their Subscriptions.

XIII. Provided always, and be it further enacted, That the said Company shall not borrow or take up, by way of Loan, any Sum or Sums of Money whatsoever, other than by a Subscription of Shares in Manner and to the Extent herein-before directed.

Company not to borrow Money.

XIV. And be it further enacted, That within One Calendar Month after the passing of this Act, the Directors of the said Company shall invest, in some or One of the public Parliamentary Funds of *Great Britain* or *Ireland*, the full Sum of Ten thousand Pounds, Part of the said Capital or Joint Stock, in the Names of Two or more Directors of the Company; and that the said Sum of Ten thousand Pounds shall not be sold out or transferred until the Fund to answer Contingencies herein-after directed to be created shall amount to the full Sum of Twenty thousand Pounds: Provided always, that the Directors of the said Company may, from Time to Time, vary the Funds in which the said Sum of Ten thousand Pounds, or any Part thereof, may for the Time being be invested, for any other Fund or Funds of the Nature aforesaid: Provided also, that the said Directors shall be empowered to apply the said Sum of Ten thousand Pounds, or any Part thereof, in or towards Payment of any Debt or Debts which may be due and owing from and by the said Company: Provided also, that the said Directors shall and they are hereby required, so often as the same Sum of Ten thousand Pounds shall be diminished for or on account of any such Debt or Debts, forthwith to invest as aforesaid, and to be held, applied, and disposed of as aforesaid, a Sum equal to the Amount which shall or may be taken therefrom, so as to keep a clear Fund of Ten thousand Pounds at the least, to answer any such Debt or Debts as aforesaid, until the said Fund to answer Contingencies shall amount to the said Sum of Twenty thousand Pounds, and that the Dividends of the said Funds during the

Directors to invest 10,000*l.* in Parliamentary Funds.

Continuance of such Investment shall be applied as the General Income of the said Company shall be applicable.

Persons neglecting to comply with Calls, liable to be sued.

XV. And be it further enacted, That the several Persons and Bodies Corporate and Politic, who have subscribed and who may subscribe for or towards the said Undertaking, or who shall at any Time hereafter have or hold any Share or Shares in the same, or their respective Executors, Administrators, or Successors, shall and they are hereby respectively required to pay the Sum or Sums of Money by them respectively subscribed for, and to be subscribed for, or payable in respect of their Shares, or such Parts or Proportions thereof as have not already been paid, and as shall from Time to Time be called for pursuant to or by virtue of the Powers and Directions of this Act, at such Times and Places as shall be ordered and directed by the Directors of the said Company; and in Cases of Default of or in any such Payment, it shall be lawful for the said Company, or the Directors of the said Company, in the Name of their Chairman or any One of the Directors for the Time being, to sue for and recover the same, by Action of Debt or on the Case, or otherwise, in any of His Majesty's Courts of Record, together with lawful Interest for the same from such appointed Time of Payment, and full Costs of Suit, from such Person or Persons, or Bodies Corporate or Politic respectively, or their respective Executors, Administrators, or Successors, or in case where Two or more Persons or Bodies Corporate and Politic shall have jointly subscribed for or be jointly possessed of any One or more Share or Shares in the said Undertaking, then from all, any, or either of such Joint Subscribers or Possessors, or their Executors, Administrators, or Successors.

Calls to be made on Subscribers.

XVI. And be it further enacted, That the Directors of the said Company for the Time being shall have Power to make such Call or Calls of Money from the said Subscribers, their Executors, Administrators, Successors, or Assigns, to the Extent of their several and respective Subscriptions, as the said Directors shall from Time to Time find necessary or expedient for the Purpose of carrying on the Works authorized by this Act, so as no such Call do exceed the Sum of Five Pounds for or in respect of any One Share, and so that no Call or Calls be made but at a Distance of Two Calendar Months at least from each other, and that the Sum or Sums of Money so to be called for shall be paid to such Banker or Bankers, Person or Persons, and at such Time or Times as the Directors of the said Company shall appoint or direct to receive the same, to be placed at the Disposal of the said Directors; and that all Notice or Notices of any such Call or Calls shall be given by Advertisement in the *London Gazette* and *Dublin Gazette*, and One or more of the Newspapers published in the City of *London* or County of *Middlesex*, at least Thirty Days before the Time to be fixed for the Payment of the Call or Calls; and if any Person or Persons, Body or Bodies Corporate or Politic, or their Executors, Administrators, or Successors, shall neglect or refuse to pay all or any Part of his, her, or their Proportion

In Default of Payment of Call, Shares forfeited.

of the Money to be called for at the Time and Place appointed for the Payment thereof, (due Notice of any and every such Call having been given as herein mentioned), then and in every such Case it shall be lawful for the Directors of the said Company, at any extraordinary Committee of Directors, specially called for the Purpose of considering as to the Forfeiture of Shares, to declare that such Person or Persons, Body or Bodies Corporate or Politic, Executors, Administrators, or Successors, so neglecting or refusing to pay such Call or Calls, shall absolutely forfeit all or any of his, her, and their Shares in the said Undertaking and Capital Stock, and the Profits and Advantage thereof, to and for the Benefit of all the rest of the Proprietors, in proportion to their respective Interests in the said Undertaking, and the same shall thereupon be forfeited accordingly; provided nevertheless, that no such Forfeiture, except in the Cases herein-after mentioned, shall be declared or take place until a Notice in Writing shall have been given by or on the Part of the Directors of the said Company, to the Person or Persons, Body or Bodies Corporate or Politic, Executors, Administrators, or Successors, so neglecting or refusing, that the said Call or Calls shall have been made, and that on further Default on Payment thereof and the Interest thereon, or any Part thereof respectively, for the Space of One Calendar Month, their respective Shares will be subject to be forfeited (such Notice to be delivered to such Person or Persons, Executors, or Administrators, or to the Clerk or Agent of such Body or Bodies Corporate or Politic, or addressed to them respectively by the Post, or left for them at the Places which shall have been notified to the said Company as the Places of Residence or Business of such Person or Persons, Executors, or Administrators, in any Transfer or Transfers of Shares, or in any Notice or Notices to be given in that Behalf, or in any other Document or Documents, or in respect to any Body or Bodies Corporate or Politic, at the Office of such Body or Bodies Corporate or Politic; nor unless a further Default shall be made in Payment of the said Call or Calls, and the Interest thereon, or some Part thereof respectively, for the Space of One Calendar Month after the giving of such Notice): Provided always, that the said Directors shall not be bound to give any such Notice as aforesaid, of or in relation to such Call or Calls, to any Person or Persons, Executors or Administrators, whose Places of Residence or Business shall not be notified to the Company as aforesaid; but nevertheless, in Cases where the Places of Residence or Business of any Assignees of bankrupt or insolvent Proprietors, or of the Executors or Administrators of deceased Proprietors, shall not have been so notified, and the Places of Residence or Business of such bankrupt or insolvent or deceased Proprietors shall have been so notified, the Notice for such Assignees, Executors or Administrators, shall be addressed by the Post to or left for them at the Places of Residence or Business so notified of such bankrupt, insolvent, or deceased Proprietor; and all and every such Share or Shares so forfeited as aforesaid shall be held as herein-after mentioned: Provided always, that any such Forfeiture, when the same shall be so declared, shall, in respect to the Share or Shares so forfeited, be an absolute Indemnification and
Discharge

Discharge to and for the Proprietor or Proprietors so forfeiting, his, her, or their Executors, Administrators, Successors, and Assigns, against all Actions, Suits, and Prosecutions, for any Breach of Contract or Agreement between such Proprietor or Proprietors, his, her, or their Executors, Administrators, Successors, and Assigns, and the said Company, or the other Proprietors, with regard to the carrying on and Management of the said Undertaking.

Proceedings
in Actions
for Calls.

XVII. And be it further enacted, That in any Action to be brought by or on behalf of the said Company against the Owner or Owners of any Share or Shares in the said Undertaking, to recover any Sum or Sums of Money due and payable for or in respect of any Call or Calls to be made by virtue of this Act, it shall be sufficient for the said Company, or the Chairman or Director who shall be the Plaintiff for and on behalf of the Company, to declare and alledge that the Defendant or Defendants, being a Proprietor or Proprietors of such or so many Share or Shares in the said Undertaking, is or are indebted to the said Company, or to the Plaintiff, in such Sum or Sums of Money as the Call or Calls in arrear, including Interest as aforesaid, shall amount unto, for such or so many Call or Calls of such or so many Sum or Sums of Money upon such or so many Share or Shares belonging to the said Defendant or Defendants (as the Case may be), duly made upon such Defendant or Defendants according to the Authority of this Act, whereby an Action accrued to the said Company or to the said Plaintiff by virtue of this Act, without setting forth the special Matter, any thing contained in this Act to the contrary thereof notwithstanding; and on the Trial of any such Action it shall only be necessary to prove that the Defendant or Defendants, at the Time of making such Call or Calls, was or were a Proprietor or Proprietors of such Share or Shares in the said Undertaking, and that such Call or Calls was or were in fact made, and that such Notice thereof was given as herein-before directed; and that the Production by the Secretary, Clerk, or other Officer of the said Company, of the Register Book and of the Minutes of the Proceedings of the Committee, and of the Newspapers in which Notice of the said Calls shall have been advertised, shall be sufficient Evidence in support of such Action or Actions, without proving the Appointment of the Committee who made such Call or Calls, or any other Matter whatsoever; and the said Company or the said Plaintiff shall thereupon be entitled to recover what shall appear due, including Interest as aforesaid, unless it shall appear that any such Call was made contrary to the Directions and Restrictions, in point of Time or Amount, contained in this Act, or was not duly advertised.

Shares to be
numbered,
and Names
of Proprietors
to be entered.

XVIII. And be it further enacted, That the Shares for the Time being in the Capital Stock of the said Undertaking shall be and remain numbered in regular numerical Progression, beginning with the Number One; and the Directors of the said Company shall and they are hereby required to cause the Names and Designations of the several Proprietors who have subscribed for or may at any Time and from Time to Time hereafter be entitled to a Share or Shares in the said

said Company, with the Number of such Shares, and also the proper Number by which every Share shall be distinguished, to be clearly and distinctly entered in a Book to be kept by their Secretary or Clerk for that Purpose.

XIX. And be it further enacted, That it shall be lawful for the several Members of the said Company, their Executors, Administrators, Successors, and Assigns, to sell and transfer any Share or Shares of which they shall respectively be possessed; and every such Transfer shall be in the Form or to the Effect following; (that is to say),

Shares may be transferred.

I of in consideration of
 I paid to me by of do hereby
 bargain, sell, assign, and transfer to the said the Sum
 of Capital Stock of and in the Undertaking called
 "The Arigna Iron and Coal Company," being
 Shares in the said Undertaking, to hold to the said
 Executors, Administrators, and Assigns, subject to the same Rules,
 Orders, and Restrictions, and on the same Conditions that I held
 the same immediately before the Execution hereof; and I the said
 do hereby agree to accept and take the said
 Shares, subject to the same Rules, Orders, Restrictions, and
 Conditions. As witness our Hands and Seals, this Day
 of in the Year of our Lord .

XX. And be it further enacted, That every such Transfer shall be deposited at the Office, and registered in the Books of the said Company in London, and a Memorial of such Register, signed by the Chief Clerk or other Officer of the said Company, duly authorized thereto, shall be sufficient Evidence of every such Sale, and received as such in all Trials before any Court in the United Kingdom; and that until such Transfer shall be registered in the Books of the said Company in London as aforesaid, no Purchaser or Purchasers of any Share or Shares, their Executors, Administrators, Successors, or Assigns, shall have any Part or Share in the said Undertaking, or in the Profits or Advantages thereof, nor shall receive any Interest or Dividends for or in respect of such Share or Shares so purchased, nor be entitled to vote at any Meetings as Proprietor or Proprietors of the said Company, in respect of such Share or Shares, until the Expiration of One Calendar Month after such Transfer shall have been so registered.

Transfer to be registered.

XXI. And be it further enacted, That whenever Two or more Persons shall be jointly possessed of or entitled to any Share or Shares in the said Undertaking, the Person whose Name shall stand first in the Books of the said Company as Proprietor of such Share or Shares shall for the Purposes of this Act be deemed and taken to be the Owner or Proprietor of such Share or Shares; and all Notices hereby required to be given to the Owner or Proprietor of any Share or Shares in the said Company shall and may be given to such Person whose Name shall so stand first in the Books of the said

The Person whose Name stands first for divided Shares to be deemed the Owner, and entitled to vote.

[Local.]

60 X

Company

Company, and such Notice to such Person shall be deemed and taken to be a Notice to all the Owners or Proprietors of any such Share or Shares, for all the Purposes for which such Notice is intended to be given to any Owner or Proprietor of such Share or Shares; and that all such Owners or Proprietors shall be entitled to give their Vote or Votes in respect thereof by the Person whose Name shall stand first in the Books of the said Company, as Proprietor of such Share or Shares, and his Vote shall on all Occasions be deemed and allowed to be the Vote for or in respect of the whole Property in such Share or Shares, without Proof of the Concurrence of the other Proprietor or Proprietors of such Share or Shares.

For ascer-
taining the
Proprietor-
ship of
Shares in
certain Cases.

XXII. And whereas in Cases where the original Holder or Proprietor of One or more Share or Shares of the said Company shall die, become insolvent or bankrupt, or go out of the Kingdom, or shall transfer his or her Right and Interest to some other Person, and no Register shall have been made of the Transfer thereof with the Clerk to the said Company, it may not be in the Power of the said Company to know who is the Owner or Proprietor of such Share or Shares, in order to give him, her, or them, their Executors, Administrators, Successors, and Assigns, Notice or Notices of Calls to be made on such Share or Shares, and to maintain any Action or Actions against him, her, or them, their Executors, Administrators, Successors, and Assigns, for the Recovery of the same, or for the Purpose of safely paying to him, her, or them, their Executors, Administrators, Successors, and Assigns, the Interest or Dividends to which he, she, or they may be entitled by virtue thereof; be it therefore enacted, That in all the Cases aforesaid, when the Right and Property in One or more Share or Shares in the said Company shall pass from the original Subscriber or Subscribers, or any Proprietor or Proprietors thereof, to any other Person or Persons, by any other legal Means than by a Transfer or Conveyance thereof in the Form and Manner herein specified, an Affidavit shall be made and sworn to by Two credible Persons before One of His Majesty's Justices of the Peace, stating the Manner in which such Share or Shares hath or have passed to such other Person or Persons, their Executors, Administrators, Successors, and Assigns; and such Affidavit shall be transmitted to the Clerk of the said Company, to the Intent that he may enter and register the Name or Names of every such other Proprietor or Proprietors in the Register Book or List of Subscribers and Proprietors of the said Company to be kept in the Office of the said Company; and that in all or any of the said Cases it shall be lawful for the Subscribers and Proprietors at any General Meeting, after Thirty Days Notice shall have been given by the said Directors under the Hand of the Clerk, to the Owners or Persons claiming by such Affidavit to be Owner or Owners thereof, and that such Person or Persons, their Executors, Administrators, Successors, and Assigns, shall not have paid his, her, or their Portion of the Money becoming payable by virtue of any Call or Calls, and after Notice thereof shall have been given in the Manner herein directed, to declare at any General Meeting the same Share or Shares to be forfeited, and that

in such Case the same shall be and become forfeited, and be sold and disposed of in such Manner as the said Members at any Meeting or Meetings shall direct, or otherwise become consolidated in the General Fund of the said Company.

XXIII. Provided always, and be it further enacted, That after any Call for Money shall have been made and become due and payable by virtue of this Act, no Person or Persons, Body or Bodies Corporate or Politic, shall sell or transfer any Share or Shares of the Stock of the said Company, which he, she, or they shall possess in the said Company, unless the Money so due and payable in respect of his, her, or their Share or Shares intended to be sold or transferred shall have been previously paid, or shall be paid at the Time of making such Sale or Transfer; and all and every Persons and Person, Bodies and Body Corporate and Politic, making Default therein, shall be subject and liable to forfeit such his, her, or their Share or Shares in the said Company, to and for the Benefit of the rest of the Proprietors, in proportion to their respective Interests in the said Undertaking, such Forfeiture nevertheless to be first declared in manner herein-before directed with respect to the Forfeiture of Shares for not answering the Calls to be made thereon as aforesaid; but such Declaration of Forfeiture shall not be made (except in Cases where the Notice next herein-after mentioned is not herein-before required to be given) until a Notice shall have been given similar to that herein-before directed to be given for not answering Calls as aforesaid, nor until a like Default shall have taken place; and the said Forfeiture under this present Provision to be a like Indemnification and Discharge in respect of such Shares as is herein-before mentioned in respect of the Shares forfeited for not answering Calls as aforesaid; and the Shares to become forfeited under this present Provision shall be held as herein-after is mentioned.

Shares not to be sold after a Call is made till the Money is paid, and Forfeiture thereupon.

XXIV. And be it further enacted, That One Person, to be nominated and appointed as herein is mentioned, shall be the Patron of the said Company; and there shall be Eleven of the said Proprietors, qualified and to be nominated and appointed as herein is mentioned, who shall be and shall be called the Directors of the said Company, and One of whom (to be nominated and appointed as herein is mentioned) shall be the Chairman of such Directors; and there shall be Two other Persons, to be nominated and appointed as herein is mentioned, who shall be the Auditors and Examiners of the Accounts of the said Company; and there shall be Three other Persons, to be nominated and appointed as herein is mentioned, who shall be the Trustees of the said Company; and there shall be One other Person, to be nominated and appointed as herein is mentioned, who shall be the Agent of the said Company in *England*; and there shall be One Person, to be nominated and appointed, as herein is mentioned, who shall be the Agent of the said Company in *Ireland*.

Patron, Directors, Chairman, Auditors, Trustees, and Agents of the Company.

XXV. And be it further enacted, That any Owner or Proprietor of Shares in the said Company shall be qualified to be elected and

Qualification of Directors.

to

to act as Director of the said Company, if he shall at the Day of Election *bond fide* hold and possess in his own Right, and shall continue so to hold and possess, Ten Shares at least of the Joint Stock of the said Company: Provided always, that after the Expiration of Six Calendar Months next after the passing of this Act, no such Owner or Proprietor of Shares shall be qualified to act as Director of the said Company, unless he shall *bond fide* have held and possessed the said Number of Shares for the full Space of Six Calendar Months next before such Day of Election; and in case and so often as any present or future Director shall, while in Office, cease to hold in his own Right at least Ten Shares in the Capital of the Company, his Office shall thereupon become vacant.

First and present Patron, Directors, Chairman, Auditors, Trustees, and Agents of Company.

XXVI. And be it further enacted, That the Right Honourable *Henry Marquis of Conyngham* shall be the First and present Patron of the said Company; and the said *Sir William Congreve, John Bent, James Brogden, Joseph Clarke, Henry Clarke, John Dunstan, J Maclean, William Morgan, Timothy Francis Power, Aubone Altham Surtees*, and *John Schneider* the younger, shall be the First and present Directors for managing the Affairs of the said Company; and the said *Sir William Congreve* shall be the First and present Chairman of such Directors; and that *M Surtees* and *John Wilks* shall be the First and present Auditors of the said Company; and that they the said Chairman, Directors, and Auditors respectively, shall continue and hold their said several Offices until the respective Times herein mentioned, unless they respectively shall die, resign, cease to be qualified, or be removed respectively, as herein is mentioned; and that *Peter Moore, Samuel Barrett, Moulton Barrett*, and *Thomas Dunstan* shall be the First and present Trustees of the said Company; and that *Henry Des Rivieres Beabien* shall be the First and present Agent in *England* of the Company, and *John Vivian* the First and present Agent in *Ireland* of the said Company.

First Chairman, Directors, and Auditors, how long to continue in Office respectively.

XXVII. And be it further enacted, That the said First Chairman of the Directors shall continue in and hold the said Office until the First Committee Meeting after the General Meeting of the Proprietors to be holden on the First *Wednesday* in the Month of *February* which will be in the Year One thousand eight hundred and twenty-nine, or within Thirty Days thereafter, and from thence until some other Person shall be elected, and take on him to execute the Duties of such Office; and the said Directors of the said Company shall continue in and hold the Office and Offices of Directors respectively, until the several Days and in the Manner herein-after mentioned; that is to say, at the said General Meeting to be holden on the First *Wednesday* in the Month of *February* which will be in the Year One thousand eight hundred and twenty-nine, or within Thirty Days thereafter, the said Chairman and Three of the said other Directors shall go out of the said Office of Director, such Three Directors to be determined by Lot or otherwise amongst the said other Directors respectively; and at the General Meeting to be holden on the First *Wednesday* in the Month of *February* which will be in the Year

One

One thousand eight hundred and thirty, or within Thirty Days thereafter, Four of the remaining other Directors, to be determined by Lot amongst the said first-named other Directors then remaining in Office respectively; shall go out of the said Office of Director; and at the General Meeting which will be held on the First *Wednesday* in the Month of *February* which will be in the Year One thousand eight hundred and thirty-one, or within Thirty Days thereafter, the remaining Three of the said first-named Directors shall go out of the Office of Director; and that at the General Meeting to be holden on the First *Wednesday* in the Month of *February* which will be in the Year One thousand eight hundred and twenty-nine, or within Thirty Days thereafter, One of the said Auditors and Examiners of the Accounts of the said Company (so named as aforesaid), to be determined by Lot or otherwise between them, shall go out of the said Office of Auditor and Examiner of Accounts, and that the other of them the said Auditors and Examiners of Accounts shall continue in and hold his said Office until the like General Meeting which will be in the Year One thousand eight hundred and thirty, when the said last-mentioned Auditor and Examiner of Accounts shall go out of the said Office.

XXVIII. And be it further enacted, That at the First Committee of Directors to be held after the General Meeting of the Proprietors of the said Company to be held on the First *Wednesday* in the Month of *February* which will be in the Year One thousand eight hundred and twenty-nine, or within Thirty Days thereafter, and at the First Committee to be held after the like General Meeting in every Third Year thereafter, there shall be an Election of One of the Directors who shall thenceforth be the Chairman of the Directors of the said Company for Three Years next ensuing such his Election, and from thence until some other Person shall be elected and take on him the Duties of such Office, unless he shall die, resign, be removed, or cease to be a Director.

Electing
future
Chairman.

XXIX. And be it further enacted, That at the General Meeting which shall be holden on the First *Wednesday* in the Month of *February* which will be in the Year One thousand eight hundred and twenty-nine, or within Thirty Days thereafter, and at the like General Meeting in every succeeding Third Year, there shall be an Election of Four Proprietors, qualified respectively in the Manner herein mentioned, who shall thenceforth be Four of the Directors of the Affairs of the said Company for Three Years next ensuing such their Election, unless they respectively shall die, resign, or be removed, or cease to be qualified as herein is mentioned; and at the General Meeting which shall be holden on the First *Wednesday* in the Month of *February* which will be in the Year One thousand eight hundred and thirty, or within Thirty Days afterwards, and at the like General Meeting in every succeeding Third Year, there shall be an Election of Four Proprietors, qualified respectively in the Manner herein mentioned, who shall thenceforth be Four of the Directors of the Affairs of the said Company for Three Years next

Election of
Directors.

[Local.]

60 Y

ensuing

ensuing such their Election, unless they respectively shall die, resign, or be removed, or cease to be qualified as herein is mentioned; and at the General Meeting which shall be holden on the First *Wednesday* in the Month of *February* which will be in the Year One thousand eight hundred and thirty-one, or within Thirty Days afterwards, and at the like General Meeting in every succeeding Third Year, there shall be an Election of Three Proprietors, qualified respectively in the Manner herein mentioned, who shall thenceforth be Three of the Directors of the Affairs of the said Company for Three Years next ensuing such their Election, unless they respectively shall die, resign, or be removed, or cease to be qualified as herein is mentioned.

Election of
Auditors.

XXX. And be it further enacted, That at the General Meeting of the said Company to be holden on the First *Wednesday* in the Month of *February* which will be in the Year One thousand eight hundred and twenty-nine, or within Thirty Days thereafter, and at the like General Meeting in every succeeding Year, there shall be an Election of a Person to be one of the Auditors of the said Company for Two Years next ensuing such his Election, unless he shall die, resign, or be removed, as herein is mentioned.

Officers may
be re-elected.

XXXI. Provided always, and be it further enacted, That nothing in this Act contained shall be taken or be construed to prevent any Chairman of the Directors, Director, or Auditor, who shall go out of Office on the Days aforesaid, or on any annual Day of Election thereafter, from being eligible to be immediately re-elected to the said Offices, or any of them.

Removal of
Chairman,
Directors, or
Auditors.

XXXII. Provided always, and be it further enacted, That it shall and may be lawful for any General Meeting of the Proprietors of the said Company, specially called for the Purpose, to remove from his Office any Director, including the Chairman of the Directors, or Auditor, for Negligence or Misconduct in Office, or other reasonable Cause.

Nomination
of future
Patron.

XXXIII. Provided always, and be it further enacted, That any Vacancy in the Office or Situation of Patron shall from Time to Time be filled up by the Committee of Directors.

Vacancies in
the Office of
Chairman
how to be
filled up.

XXXIV. And be it further enacted, That any Vacancy in the Office or Situation of Chairman of the Directors shall from Time to Time be filled up by the Election to that Office of one of the Directors for the Time being, at the First Meeting of the Committee of Directors after such Vacancy shall have come to the Knowledge of the Committee, and the Party so to be elected shall not remain in Office longer than the Chairman whose Place he shall supply would have done, in case such Vacancy had not occurred: Provided always, that if on any such Election, or on the Election of a Person to fill the Chair at any particular Meeting, the Votes shall happen to be equal, the Election shall be determined by Lot.

XXXV. And

XXXV. And be it further enacted, That so often as it shall happen that any Director or Auditor shall respectively die, resign, be removed, or become disqualified to continue in or hold the said Offices, or any of them, the Vacancy shall from Time to Time be supplied at a General Meeting of the Proprietors; and if the Directors shall think the same expedient, a Special General Meeting of the Proprietors may be convened by the Directors, according to the Provisions of this Act, for the Purpose of electing some One or more Person or Persons to fill such Vacancy or Vacancies: Provided nevertheless, that until any such Vacancy shall be supplied, it shall be lawful for the Committee of Directors, if they shall think fit so to do, at any Time, and from Time to Time, to appoint a Person to act as a temporary Director or Auditor, in the Place of the Person occasioning the Vacancy: Provided also, that any Person or Persons to be appointed to fill any Vacancy or Vacancies in the Office of Director or Auditor shall exercise the said Office or Offices, or either of them respectively, for such Time and Times, and with the like Powers and Authorities, as the Person or Persons so dying, having resigned, being removed, or become disqualified, would have done respectively if no such Vacancy as aforesaid had occurred: Provided also, that if on any of the Days on which any Director or Auditor is to go out of Office by Rotation, any Director or Auditor who, had he continued in Office, would or might have gone out on that Day, shall have gone out of Office, and his Vacancy shall not have been supplied as aforesaid, such Person shall be considered a Director or Auditor to go out of Office on that Day.

In case of Death or Resignation, or Removal, or Want of Qualification of Directors or Auditors, Vacancy to be supplied.

XXXVI. And be it further enacted, That in the Advertisements convening any General Meeting of the Company, at which a Director or Directors, Auditor or Auditors is or are to be elected, Notice shall be given that every Proprietor intending to become a Candidate to fill any such vacant Office must, within Fourteen Days from the Time of the Insertion of such Advertisement, signify, by some Writing under his Hand, stating the Place of his Residence and Addition, such Writing to be left within the same Fourteen Days at the Office of the Company, his Intention so to become a Candidate; and every Proprietor intending so to become a Candidate as aforesaid must signify such his Intention within the Time and in the Manner aforesaid.

As to Notice by Candidates for the Office of Director.

XXXVII. And be it further enacted, That all future Elections of Directors of the Company at a General Meeting shall be by Ballot, and each Candidate for that Office shall have the Liberty of nominating One Scrutineer, such Scrutineer being a Proprietor qualified to vote, and the Ballot of every particular Candidate shall be under the Direction of the Scrutineer nominated by that Candidate: Provided nevertheless, that no Balloting Paper tendered by any Proprietor shall be deemed good, or admitted as a Vote or Votes, whereon any greater or less Number of Names of Persons shall be inserted than the Number of Officers to be filled up or ballotted for at the Time being, nor in case of a greater Number of Votes being

Directors to be chosen by Ballot.

being tendered than the Proprietor shall be entitled to give in such Ballot.

Notice of
Resignation
by Chairman,
&c.

XXXVIII. And be it further enacted, That any Chairman or other Director, or any Auditor, desirous of resigning his Office or Situation, shall give to the Committee of Directors One Calendar Month's previous Notice in Writing of his Intention so to do.

The Direc-
tors may vary
the Agents.

XXXIX. And be it further enacted, That the Agents in *England* and *Ireland* respectively to the said Company may be varied and changed by the Committee of Directors, at their Discretion.

General
Powers of the
Directors.

XL. And be it further enacted, That the Directors for the Time being shall have full Power and Authority to meet and adjourn from Time to Time, and from Place to Place, and also to direct, manage, and transact the Affairs and Business of the said Company, as well as in issuing, laying out, and disposing of all Sum and Sums of Money to be issued or laid out or disposed of for the Purpose of the same, as in contracting for and taking Mines, Mine Works, Pits, Beds, Veins, and other Bearing of Iron Ore, Coal, and other Minerals, Matters, and Products as aforesaid, or such Rights, Licences, Liberties, Authorities, Hereditaments, and Premises as aforesaid, and in erecting, building, and making Erections and Buildings, and also in contracting for and purchasing Machinery, Goods, and Chattels for the Use of the said Company, and in ordering and directing the making of Rail or Tram Roads, or other Roads or Ways, for the Purpose of conveying any Ore, Coals, Goods, or other Materials, Matters or Things, and in managing, ordering, directing, and employing the Works and Workmen, and also in selling and disposing of any Iron, Coals, Materials, Matters, or Things, to be obtained from the said Mines and Premises, and in making, enforcing, and carrying into Effect all Contracts and Bargains touching or anywise concerning the same, and generally in all other respects touching and concerning the Premises; subject to such Orders, Bye Laws, Rules, and Regulations as shall at any Time be duly made by the said Company, in Restraint, Controul, or Regulation of the Powers and Authorities by this Act granted.

Power to the
Directors to
appoint
Officers,
Servants, &c.

XLI. And be it further enacted, That it shall and may be lawful to and for the said Directors from Time to Time to nominate and appoint One or more Receiver or Receivers, Collector or Collectors, of all and singular or any of the Sum or Sums of Money payable or to become due and payable to the said Company, and also such Banker or Bankers, Treasurer or Treasurers, Counsel, Solicitor or Solicitors, Secretary or Secretaries, Engineer or Engineers, Manager or Managers of the Works, Surveyor or Surveyors, Captains, Clerks, Workmen, and other Officers and Servants, as the said Directors shall think proper and expedient for the Purposes of this Act; and also from Time to Time to revoke every or any such Appointment, and make any new or other Appointment to the same or the like Offices or Situations, as to the Directors may seem expedient: Pro-
vided

vided nevertheless, that no such Secretary, Manager of the Works, Surveyor, Captain, Clerk, Workman, or Servant, or either of the aforesaid Agents for the Time being in *England* and *Ireland* respectively, shall be directly or indirectly a Holder of any Share or Shares of or in the said Company; and that it shall be lawful for the Committee of Directors, if they shall deem it expedient so to do, to require or cause to be required that any of the Parties so to be appointed and employed as aforesaid shall give to the Directors of the Company such Security for the good Conduct of the Party or Parties while in the Service of the Company as may be thought sufficient or proper by or on behalf of the Committee: Provided nevertheless, that it shall be lawful for the Committee of Directors, if they shall deem it expedient so to do, at any Time, or from Time to Time, or at all Times, to appoint or employ any One or more of the Directors to attend either at the Works or at the Office of the Company in *London*, as and when the Committee shall think fit, for the Purpose of superintending, conducting, and transacting, under the Controul of the Committee of Directors, the Business and Concerns of the Company in *Ireland*, or the ordinary Business of the Company in *London*, and to remove such Director or Directors at Pleasure, and to allow such Director or Directors such Salary or Salaries, Compensation or Compensations, as the Committee shall think proper.

XLII. And be it further enacted, That the said Directors shall cause the Books of the said Company to be balanced up to the Thirty-first Day of *December* One thousand eight hundred and twenty-five, and up to the Thirtieth Day of *June* and Thirty-first Day of *December* in each succeeding Year, or to such other Periods or Period of each Year as any General Meeting shall from Time to Time appoint; and the said Books, being so balanced, shall from Time to Time be examined and signed by the Auditors, and approved by the said Directors; and an Abstract of the said Balance, shewing the State of the Receipts and Disbursements, and the Debts and Credits, Funds and Property of the said Company, shall from Time to Time be signed by the Auditors, and shall be respectively produced at the General Meeting of the said Company to be held upon the First *Wednesday* in the Months of *February* and *July* in every Year, or within Thirty Days thereafter, so that any of the Proprietors attending the Meetings may have an Opportunity of inspecting the same, and shall be forthwith afterwards printed and circulated amongst the Proprietors; and every such Abstract, after the same, with any Alterations and Corrections which may have been made at any Meeting of the Company, shall have been approved of, either at the General Meeting of the Company at which it is to be produced, or any subsequent General Meeting, shall be signed by the Chairman of such Meeting in Testimony of such Approval, and thereupon and thenceforth the same shall be binding and conclusive on all the Proprietors of the Company, and their respective Executors, Administrators, Successors, and Assigns, unless some manifest Error or Errors, to the Amount in the whole of Fifty Pounds or upwards,

To balance
and settle
Accounts
every Half
Year.

[Local.]

60 Z

be

be discovered therein by any One or more of the Proprietors of the Company within Eight Calendar Months after such Approval, in which Case such Error or Errors, and only such Error or Errors, shall be rectified by the Committee of Directors without Delay; and the Abstract so corrected shall be produced at the First Half-yearly General Meeting which shall be thereafter held; and thereupon the said Abstract shall be in all respects binding and conclusive on all the Proprietors, and their respective Executors, Administrators, Successors, and Assigns.

Office to be provided in London.

XLIII. And be it further enacted, That the Company shall always be provided with a House or Office in *London*, convenient as to Situation and Size for transacting the Business of the Company, and the Committee of Directors shall provide the same; and for that Purpose it shall be lawful for the Committee of Directors at any Time, or from Time to Time, at the Expence of the Company, to take, rent, or purchase, in the Names of the Trustees of the Company, any such House or Office, and that either in Fee Simple or for Years, or any other Estate, and to sell, exchange, or otherwise dispose of the same.

For regulating the Proceedings of Directors.

XLIV. And be it further enacted, That the Directors of the said Company shall meet together at the Office of the said Company in *London* or elsewhere, at such Times as they the said Directors shall think proper, or to which any Adjournment of their Meetings may be made; and any One or more of the said Directors may at any Time call a Meeting of the Directors by Notice in Writing, to be sent One Day at least previously to each of them the said Chairman and Directors respectively, when they shall think fit; but no Business shall be transacted at any ordinary Meeting of the said Directors, unless Three at least of the said Directors shall be present, or at an extraordinary Meeting of Directors, unless Five Directors at least shall be present; and that the Chair shall be taken at every Meeting of the said Directors by the Chairman, or in his Absence by One of the said Directors, to be chosen out of the said Directors present; and that all Questions, Matters, and Things which shall be proposed, discussed, or considered by the Committee of Directors, shall be decided and determined by the Majority in Number then present; and in case of an equal Division the said Chairman, or in his Absence the Director for the Time being in the Chair, shall have the casting Vote besides his own personal Vote: Provided nevertheless, that if any Question should be discussed, in which any Director shall be interested in any other Manner than as a Director in common with the other Directors, such Director shall not be entitled to vote upon that Question; and if the Person for the Time being in the Chair shall be so interested, then during the Discussion of that Question, but not longer, the Person so for the Time being in the Chair shall leave the Chair, and thereupon and during such Discussion the Chair shall be taken by such other Person as would or might have been entitled to take the Chair in case such Person had been absent; and if, on the Day appointed for any such Meeting, a sufficient

Number of Directors shall not attend, then and in every such Case the said Meeting shall be adjourned to the next Day by the Director or Directors then present, or if none be present, by the Secretary or Clerk to the said Company, or such other Person as shall attend in his Place; and the Proceedings of every Meeting of the said Directors shall be entered in a Book to be kept for that Purpose, and signed by the Chairman or Director who shall be in the Chair; and at every such Committee the Minutes of the Proceedings of the then last Committee shall be read.

XLV. And be it further enacted, That the said Directors shall and may, at any Time or Times, and for such Purpose or Purposes as they may think proper, have Power to call a Special General Meeting or Meetings of the said Company, of which Notice shall be given by Advertisement in the *London Gazette* and *Dublin Gazette*, and in One or more daily Newspapers published in the City of *London* or the County of *Middlesex*; such Advertisement to be inserted in each Gazette and Paper Twice at least, and on each Occasion at least Fourteen Days and not more than Forty Days before the Time fixed for holding the Meeting; and such Advertisement to specify the Day, Hour, and Place for holding the Meeting, and also the Object of the Meeting.

Power of the Directors as to calling Special General Meetings.

Notices of Meetings to be given.

XLVI. And be it further enacted, That there shall be held in each Year, after the Year One thousand eight hundred and twenty-five, Two General Meetings of the said Company, in the City of *London* or the City of *Westminster*; that is to say, on the First *Wednesday* in the Month of *February* and the First *Wednesday* in the Month of *July*, or within Thirty Days after such Days respectively, of which several Meetings the Directors shall cause Notice to be given by Advertisements to be inserted in the *London Gazette* and *Dublin Gazette*, and in One or more daily Newspapers published in the City of *London* or the County of *Middlesex*; such Advertisements to be inserted in each Gazette and Paper Twice at least, and on each Occasion at least Fourteen Days and not more than Forty Days before the Time fixed for holding the Meeting; and such Advertisement to specify the Day, Hour, and Place for holding the Meeting; and the First Meeting to be held by virtue of this Act shall be holden in the City of *London* or City of *Westminster* on the First *Wednesday* in the Month of *February*, or within Thirty Days afterwards: And at every General and Special General Meeting held in pursuance of this Act, the Chairman of the Directors for the Time being, or in his Absence some Director of the said Company to be chosen at such Meeting or Meetings respectively, or in the Absence of all the said Directors, or in the Event of such of them as shall be present declining to take the Chair, such Proprietor as shall be chosen at such Meeting or Meetings respectively, shall be the Chairman of such Meeting or Meetings respectively; and that all such Meetings may be adjourned from Time to Time and from Place to Place, as shall be found expedient; and that the Proprietors, qualified to vote as herein mentioned, or any Fifteen or more such qualified Proprietors, holding in their own Right in the Aggregate not less than Two hundred Shares in

General Meeting to be held every Half Year.

Proceedings at General Meetings.

in the Capital, or any Twenty or more such qualified Proprietors, whatever Number of Shares they may hold, present at any General or Special General Meeting, or at any Adjournment thereof, shall have Power as herein is mentioned to elect Persons to be Directors and Auditors of the said Company, and to regulate, controul, and make Provisions for the Management and carrying on of the Concerns of the Company, and to transact any Business relative thereto; and all Questions, except in the Cases herein particularly mentioned, shall be decided by a Majority of Votes of the Proprietors present, and Proxies, according to the respective Shares held by them in their own Rights, in manner following; that is to say, One Vote for Five Shares, Two Votes for Ten Shares, Three Votes for Fifteen Shares, and Four Votes for Twenty Shares, but no Proprietor shall vote in respect of more than Twenty Shares; nor shall any Proprietor be entitled to vote at any General or Special General Meeting of the said Company, which shall happen at any Time or Times after the Expiration of Six Calendar Months next after the passing of this Act, or any Adjournment thereof, in respect of any Share or Shares which such Proprietor may possess in the said Company, unless such Proprietor shall have actually and *bond fide* held and possessed such Share or Shares for the full Space of Six Calendar Months next before such General Meeting or Special General Meetings as aforesaid; nor shall a Proprietor be entitled to vote at any Meeting, unless such Proprietor shall have fully paid and satisfied all Arrears of Money which shall or may become due and payable, in pursuance of any Call or Calls made by the said Directors for and in respect of the Share and Shares of such Proprietor; nor shall any Proprietor vote at any Meeting of the said Company, upon any Question or Questions relating to the Concerns of the said Undertaking in which such Proprietor shall be interested other than as any other Subscriber or Subscribers, Proprietor or Proprietors to or of the said Company; and that upon any Difference of Opinion, any Fifteen Proprietors or more who shall be present, either personally or by Proxy, at any General or Special Meeting of the Company, and who shall be qualified to vote as herein mentioned, and who shall hold in their own Right in the Aggregate not less than Two hundred Shares in the Capital of the Company, or any Number of Twenty or more such present qualified Proprietors, whatever Shares they may hold, may, by Writing to be delivered to the Chairman of the Meeting, demand a Ballot, if they think proper, and the same shall be granted, and the Day for taking the same shall be then fixed by the Chairman of the Meeting; and the Committee of Directors shall give Notice of such Ballot in the Manner directed by this Act for Notices of any General Meeting of the Company, (the Question upon which such Ballot is to be taken being mentioned in the Advertisements giving Notice of the same); and every such Ballot shall commence at Twelve o'Clock at Noon on the Day so to be fixed, and shall be kept open for Six Hours and not longer; and that the Chairman of every General and Special General Meeting shall be entitled to vote, and in case the Number of the Votes, including the Chairman's Vote, shall be equal, he shall have a casting Vote.

XLVII. And

XLVII. And be it further enacted, That no Business shall be transacted at any Special General Meeting besides the Business for which it shall have been called, and no other Business shall be transacted at any Adjourned Special or General Meeting than the Business left unfinished at the Meeting from which such Adjournment took place; and if at any Special or General Meeting a sufficient Number of Proprietors to act shall not assemble and proceed to Business in One Hour from the Time appointed for such Meeting, or if that Number be not present when the Whole or any Part of the Business to be transacted shall be decided upon, the Meeting shall adjourn till some future Day to be appointed by the Directors, of which Adjournment Notice shall be given to the several Proprietors of the said Company, in the Manner directed by this Act for Notices of any General Meeting of the said Company.

Business of Special and Adjourned General Meetings.

Adjournment from Deficiency of Proprietors present.

XLVIII. And be it further enacted, That the Orders and Proceedings of all and every such General or Special General Meetings shall be entered by the Secretary or Clerk of the said Company, or such other Person as shall attend in his Place, in a Book or Books to be kept for that Purpose, and such Orders and Proceedings so entered and signed by the Chairman of each respective Meeting shall be deemed and taken to be original Orders and Proceedings, and shall be allowed to be read in all Courts and Places whatsoever, and by and before all Judges, Justices, and others; and that at every Half-yearly General Meeting of the Company, the Minutes of the Proceedings of the then last Half-yearly General Meeting of the Company, and of any General Meeting or Meetings of the Company which may have been held between such Half-yearly General Meetings, shall be read, and at every Adjourned General Meeting the Minutes of the Proceedings of the Meeting from which the Adjournment took place shall be read.

Proceedings to be entered.

XLIX. And be it further enacted, That all and every Contract or Contracts made or entered into by or on behalf of any Chairman of the Directors, Director, or Auditor of the said Company, or in which any such Chairman, Director, or Auditor shall be either directly or indirectly interested or concerned, for doing or causing to be done any Works for or on behalf of the said Company, or for supplying any of the Articles or Materials or Things to or for the Use of the said Company, shall be absolutely null and void to all Intents and Purposes whatsoever; and every Chairman, Director, and Auditor, who shall enter into or be knowingly concerned in any such Contract or Contracts as aforesaid, shall *ipso facto* cease to be such Chairman, Director, Auditor, and Examiner, as the Case may be, and a new Election of some other Person shall take place in the Manner herein mentioned; and every such Person shall also for every such Offence forfeit and pay the Sum of One hundred Pounds, to any Person or Persons who shall sue for the same, to be sued for and recovered with full Costs of Suit in any of His Majesty's Courts of Record, by Action of Debt or on the Case, Bill, Plaint, or Information, wherein no Protection, Essoign, or Wager at Law, or more than One Imparlance, shall be allowed.

Contracts made by or on behalf of Chairman or Directors, or Auditors, to be void.

Power for
certain Pro-
prietors to
call Special
General
Meetings.

L. And be it further enacted, That if at any Time any Twenty or more of the Subscribers or Proprietors of the said Company, who shall together be Holders in their own Right of Three hundred Shares at least, and individually not less than Ten such Shares, and each of whom (save and except for the first Six Calendar Months after the passing of this Act) shall have been a Proprietor for at least Six Calendar Months then next preceding, shall deem it necessary or expedient to call a Special General Meeting of the Proprietors at large, for the Purpose of taking their Opinion and Determination upon any Matter or Thing relating to the said Company, and shall sign a Requisition in Writing to the said Directors for that Purpose, which shall specify the Object of such Meeting, and the Day, Hour, and Place for holding the same, and shall deliver or cause the same to be delivered at the Office of the said Company Twenty-one Days at least before the Day fixed for holding such Meeting, it shall be lawful for the said Directors, and they are hereby required, to call a Special Meeting of the said Proprietors; and in case the said Directors shall refuse or neglect for the Space of Ten Days to comply with such Requisition, then and in such Case it shall be lawful for the Proprietors who shall have signed the same, or any Twenty Proprietors qualified to sign the same, to call a Special General Meeting of the Proprietors by Advertisement, to be inserted Twice at least in the *London Gazette* and *Dublin Gazette*, and in One or more of the daily Newspapers published in the City of *London* or County of *Middlesex*, specifying the Place within the Cities of *London* or *Westminster* where and the Time when such Meeting is to be held, the Time not being less than Fourteen Days and not more than Forty Days after every such Notice, and the Reason for and Intention of calling such Special Meeting; and the Proprietors are hereby authorized to meet pursuant to such Notice, and take into Consideration the Matter or Matters to be submitted to them by the Proprietors calling such Special Meeting, and specified in such Notice; and the Decision and Determination and Order of the Proprietors present at such Meeting, or the Majority of them, according to the Number of Votes they shall have a Right to give, respecting such Matter or Matters, shall be as valid to all Intents and Purposes as if the same had been made at any General Meeting of the said Company.

Empowering
Proprietors
of Shares to
vote by
Proxy.

LI. And be it further enacted, That every Proprietor who shall hold Shares in the said Company, and be entitled to vote in respect of such Shares at any General or Special General Meeting of the said Company, shall have full Power and Authority to vote at such Meetings as aforesaid by Proxy, to be appointed in Writing, every such Proxy being a Proprietor of the said Company entitled to vote: Provided nevertheless, that no Person shall deliver in Proxies for more than Five Proprietors; and the Appointment of such Proxies may be made in the Form following, or in any other Form which the Circumstances of the Case may require, or which may be thought proper by any Proprietor or Proprietors; *videlicet*,

Form of
Proxy.

I, _____ of _____ One of
the Proprietors of and in the *Arigna* Iron and Coal Com-
pany,

‘ pany, do hereby nominate, constitute, and appoint
 ‘ of to be my Proxy, in my Name and in my Ab-
 ‘ sence to vote or give my Assent to or Dissent from any Business,
 ‘ Matter, or Thing relating to the said Undertaking, that shall be
 ‘ mentioned or proposed at any General Meeting of the said Com-
 ‘ pany, in such Manner as the said shall think
 ‘ proper, according to his Opinion and Judgment, for the Benefit of
 ‘ the said Undertaking, or any thing relating thereunto. In wit-
 ‘ ness whereof I have hereunto set my Hand, the Day
 ‘ of

LII. And be it further enacted, That One-tenth Part of all Monies hereafter to be called for, for the Purposes of the said Undertaking, and all and every the Share and Shares in the Capital which, under the Provisions herein contained, may be declared to be forfeited, and the Profits thenceforth to arise therefrom, shall be set apart and reserved, and form a Fund to be kept by way of Security, separate and apart from the other Funds and Property of the Company, and shall be called “The Proprietors Guarantee Fund,” and be a Fund to answer all extraordinary or sudden Contingencies; and to that End the said Tenth Part of the Monies to be called for, and the Profits so to arise, shall be invested in the Names of Three or more Directors of the Company, in some One of the Parliamentary Stocks or Funds of *Great Britain or Ireland*, which Parliamentary Stocks or Funds may be varied from Time to Time, and the resulting Income thereof shall be invested in the like Manner, and may be so varied, so that the same may accumulate by way of Compound Interest; and upon any extraordinary or sudden Contingency or Contingencies happening, the Guarantee Fund, or a competent Part thereof, shall be resorted to and disposed of to answer and meet the same; and to that End the Shares and Share, or the Stocks, Funds, and Securities composing the said Fund, or any Part thereof, may, so far as the same be requisite, be sold by the Order of the Directors: Provided always, that in every such Case the Amount shall be replaced with all convenient Speed by and out of the Profits of the said Company, and no Dividend of Profits shall thereafter be made until such Amount be so replaced; and the Fund to be so from Time to Time substituted shall be for the like Purpose and be applied in the like Manner as the original Fund: Provided always, that when and so often as the Stocks composing the Guarantee Fund shall amount in Value to the Sum of Twenty thousand Pounds, the Accumulation herein-before directed to be made shall cease, and the Funds which otherwise would be invested for the Purpose of Accumulation shall form Part of the general Profits or Funds of the Company, and be divisible and applied as such; subject, however, to a renewed Accumulation after the diminishing of the Fund, and until the same shall have been fully replaced to the aforesaid Amount by Means of such Accumulation or out of the said Profits: Provided always nevertheless, that it shall be lawful for the Directors, if they think expedient, to sell the said forfeited Shares, or any of them, and in such Case the Monies to arise from the Sale thereof shall be invested in the like Manner as is herein-before directed with respect

A Fund to answer Contingencies.

respect to the said Tenth Part of the Monies so to be called for as aforesaid.

Dividends.

LIII. And be it further enacted, That once in every Half Year a Dividend or Dividends shall be declared by the Directors out of the clear Profits or Advantages of and belonging to the said Company, unless such Directors shall think the same inexpedient; and such Dividend or Dividends shall be of so much in respect of every Share in the Capital of the said Company, as such Directors shall think fit to appoint and determine: Provided always, that no Dividend shall be paid in respect of any Share or Shares, after any Call for Money in respect of such Share or Shares shall have been made, until such Call be paid, and the same may be retained in satisfaction of such Call: Provided also, that no Dividend shall be made whereby the actual Capital for the Time being of the said Company shall be in any Degree reduced or impaired; and that the Chairman and Directors who shall concur in the making of such Dividend shall be personally responsible to the Proprietors, and also the Creditors of the said Company, for any Injury that may arise therefrom.

General Meetings may make Bye Laws.

LIV. And be it further enacted, That the said Company shall have full Power and Authority from Time to Time, at any of their General Meetings as aforesaid, to make such Rules, Orders, and Bye Laws as to them shall seem meet and proper, for regulating the Proceedings of the said Directors, and for the regulating of all Officers, Workmen, and Servants to be employed in or about the Affairs and Business of the said Company, and for the Superintendence and Management of the said Undertaking in all respects whatsoever, and from Time to Time to alter or repeal such Rules, Orders, and Bye Laws, or any of them, and to make others, and to impose and inflict such reasonable Fines and Forfeitures upon all Persons offending against such Rules, Orders, and Bye Laws, or any of them, not exceeding the Sum of Five Pounds for any one Offence, as to the Proprietors at any General Meeting shall seem meet and expedient; and all Rules, Orders, and Bye Laws so made as aforesaid, being reduced into Writing and signed by the Chairman of the Meeting or Meetings at which the same shall be made, shall be binding upon all Persons being Proprietors of the said Company, or Officers or Servants thereof, and shall be sufficient in any Court of Law or Equity to justify all Persons who shall act under the same: Provided always, that such Rules, Orders, and Bye Laws be not repugnant to the Laws of the United Kingdom of *Great Britain* and *Ireland*, or any of the express Directions or Provisions of this Act: Provided also, that Copies thereof shall be printed, fixed, and continued in the Office of the said Company.

Power to dissolve the Company.

LV. And be it further enacted, That Two successive General Meetings of the Company, specially called for the Purpose, shall have full Power, by concurring in a Resolution or Resolutions to that Effect, to dissolve the Company: Provided nevertheless, that at each
 1 such

such General Meeting there must be present at the Commencement of the Business, and when the Whole or any Part of the Business to be transacted or agitated shall be decided on, One hundred or more Proprietors qualified to vote, and who shall hold amongst them not less than Two-thirds of the Votes of the whole Number of qualified Proprietors who shall for the Time being hold Shares in the Capital of the Company: Provided also, that at each such General Meeting the Concurrence of qualified Proprietors holding Three Fifths of the Votes of the qualified Proprietors so present shall be requisite in order to come to any Decision; and that whenever Two such General Meetings shall have come to a Resolution to dissolve the Company, so much of the Funds or Property of the Company as shall not then consist of Money shall forthwith be sold or otherwise converted into Money by the Committee of Directors; and with all convenient Speed after such Resolution, so much of the Funds or Property of the Company as shall remain, after answering the Claims and Demands thereupon, shall be paid to and distributed by the Committee of Directors amongst the Proprietors, or their respective Executors, Administrators, or Successors, in the Proportions in which they shall then be respectively entitled thereto; and immediately after the answering of the said Claims and Demands, and such Payment and Distribution, the Company shall be dissolved.

LVI. Provided always nevertheless, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to change, vary, alter, annul, or make void any Right, Claim, or Demand whatsoever, to which *Roger Flattery* may be and now is entitled under and by virtue of any Indenture or Indentures of Demise of any Iron and Coal Mine or Mines situate and being in the said Counties of *Roscommon* and *Leitrim*, or any Agreement or Agreements relating thereto.

Not to affect the Rights of R. Flattery under certain Leases..

LVII. Provided always, and be it further enacted, That nothing herein contained shall extend, or be deemed, construed, or taken to extend, to render or make the said Company a Body Corporate or Politic.

Company not incorporated.

LVIII. And be it further enacted, That in all Cases wherein it may be requisite or necessary for any Person or Persons or Party or Parties to serve any Notice or Notices upon any Director or Directors of the said Company, for or in respect of any Matter or Thing affecting the said Company, or any Writ or Writs or other legal Proceedings, or Proceedings in Equity, the Service upon any Clerk, Officer, or known Agent of the said Company, or left at his last or usual Place of Abode, shall be deemed good and sufficient Service of the same respectively on such Director or Directors of the said Company.

Service of Notices, &c. upon the Company.

LIX. And be it further enacted, That all the Costs, Charges, and Expences attending the applying for, obtaining, and passing this Act, shall

Expences of Act how to be paid.

[Local.]

61 B

shall

shall be paid and discharged by the said Directors, out of the Monies subscribed or to be subscribed for the Purposes of this Act.

Public Act.

LX. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken notice of as such by all Judges, Justices, and others, without being specially pleaded.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN,
Printers to the King's most Excellent Majesty. 1825.