



ANNO DECIMO & UNDECIMO

# VICTORIÆ REGINÆ.

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## *Cap. clxxxi.*

An Act to amend some of the Provisions of the  
*Glasgow, Dumfries, and Carlisle Railway Act,*  
1846. [9th July 1847.]

**W**HEREAS an Act was passed in the last Session of Parliament, intituled "*The Glasgow, Dumfries, and Carlisle Railway Act, 1846:*" And whereas an Act was passed in the First Year of the Reign of Her present Majesty Queen *Victoria*, intituled *An Act for making a Railway from Glasgow to Paisley and Ayr, and from a Point on the said Railway near Blairland to Kilmarnock, to be called the Glasgow, Paisley, Kilmarnock, and Ayr Railway, with Branches:* And whereas the Powers and Provisions of the said last-mentioned Act were enlarged and amended by other Acts relating to the *Glasgow, Paisley, Kilmarnock, and Ayr Railway*, passed respectively in the Third, the Fifth, the Eighth and Ninth, and the Ninth Years of the Reign of Her said Majesty: And whereas in the last Session of Parliament Acts were passed, intituled respectively "*The Glasgow and Belfast Union Railway Act, 1846,*" and "*The Kilmarnock and Troon Railway Act, 1846,*" by which Acts certain Powers were conferred on and Provisions enacted relating to the *Glasgow, Paisley, Kilmarnock, and Ayr Railway:* And whereas it is expedient that some of the Powers and Provisions of the

9 & 10 Vict. c. 372.  
7 W. 4. & 1 Vict. c. 117.

[Local.] 27 B. the

the *Glasgow, Dumfries, and Carlisle* Railway Act, 1846, and of the other Acts herein-before referred to, should be amended and enlarged, and in particular that so much of the said *Glasgow, Dumfries, and Carlisle* Railway Act, 1846, as provides that the Company thereby incorporated shall in certain Events and under certain Restrictions grant and convey in perpetual Lease to the *Caledonian* Railway Company the Portion of their Railway which lies between *Annan* and the *Caledonian* Railway should be repealed: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of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 all the Powers and Provisions of the *Glasgow, Dumfries, and Carlisle* Railway Act, 1846, shall, when applicable and in force at the Time of the passing of this Act, operate and be in force with respect to the Objects and Purposes of this Act as fully and effectually as if the said Powers and Provisions were repeated and re-enacted in this Act, and made specifically applicable to such Objects and Purposes.

Provisions of  
9 & 10 Vict.  
c. 372.  
extended to  
this Act.

Short Title.

II. And be it enacted, That in citing this Act in other Acts of Parliament, and in legal Instruments and Pleadings, it shall be sufficient to use the Expression "The *Glasgow, Dumfries, and Carlisle* Railway Amendment Act, No. 1., 1847."

Repealing  
Clauses in  
former Act  
relating to  
the Lease of  
a Portion of  
the Railway  
to the *Caledonian*  
Railway Com-  
pany.

III. And be it enacted, That such Parts of the said *Glasgow, Dumfries, and Carlisle* Railway Act, 1846, as require the Company thereby incorporated, and all other Companies or Persons claiming an Interest in the Railway thereby authorized as Lessees or Assignees thereof, to convey in certain Events and upon certain Terms the Portion of the Railway thereby authorized to be made which lies between *Annan* and the *Caledonian* Railway to the *Caledonian* Railway Company in perpetual Lease, shall be and the same are hereby repealed.

Deposits for  
future Bills  
not to be  
paid out of  
the Com-  
pany's  
Capital.

IV. And be it enacted, That it shall not be lawful for the said *Glasgow, Dumfries, and Carlisle* Railway Company, out of any Money by any Act relating to the said Railway Company authorized to be raised for the Purposes of such Act or Acts, to pay or deposit any Sum of Money which by any Standing Order of either House of Parliament, now in force or hereafter to be in force, may be required to be deposited in respect of any Application to Parliament for the Purpose of obtaining an Act authorizing the said Company to construct any other Railway or execute any other Work or Undertaking.

Railways to  
be subject to  
the Pro-  
visions of  
1 & 2 Vict.  
c. 98.,  
3 & 4 Vict.  
c. 97,  
5 & 6 Vict.  
c. 55.,

V. And whereas an Act was passed in the Second Year of the Reign of Her present Majesty, intituled *An Act to provide for the Conveyance of the Mails by Railway*; and another Act was passed in the Fourth Year of the Reign of Her said Majesty, intituled *An Act for regulating Railways*; and another Act was passed in the Sixth Year of the Reign of Her said Majesty, intituled *An Act for the better Regulation of Railways, and for the Conveyance of Troops*; and another Act was passed in the Eighth Year of the Reign of Her

said Majesty, intituled *An Act to attach certain Conditions to the Construction of future Railways authorized or to be authorized by any Act of the present or succeeding Sessions of Parliament, and for other Purposes in relation to Railways*; and another Act was passed in the last Session of Parliament, intituled *An Act for regulating the Gauge of Railways*; and another Act was passed in the said last Session of Parliament, intituled *An Act for constituting Commissioners of Railways*; be it enacted, That nothing in this Act contained shall be held to exempt the Railways by the said recited Acts authorized, or the said *Glasgow, Dumfries, and Carlisle Railway Company*, from the Provisions of the said several Acts respectively, but that such Provisions shall be in force in respect to the said Railways and Company so far as the same shall be applicable thereto.

7 & 8 Vict.  
c. 85., and  
9 & 10 Vict.  
cc. 57. & 105.

VI. And be it enacted, That nothing herein contained shall be deemed or construed to exempt the Railways by the said recited Acts authorized to be made from the Provisions of any general Act relating to such Acts, or of any general Act relating to Railways, now in force or which may hereafter pass during this or any future Session of Parliament, or from any future Revision or Alteration, under the Authority of Parliament, of the maximum Rates of Fares and Charges authorized by the said recited Acts.

Railways to  
be subject to  
Provisions of  
any future  
general Act.

VII. And be it enacted, That all the Costs, Charges, and Expences of obtaining and passing this Act, and all other Costs, Charges, and Expences in any way incident thereto, shall be paid and defrayed by the said *Glasgow, Dumfries, and Carlisle Railway Company* out of the Money already raised and received, or out of the first Money to be raised or received by them, in preference to any other Payment whatsoever.

Expences of  
Act.

VIII. And be it 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.

Public Act.

