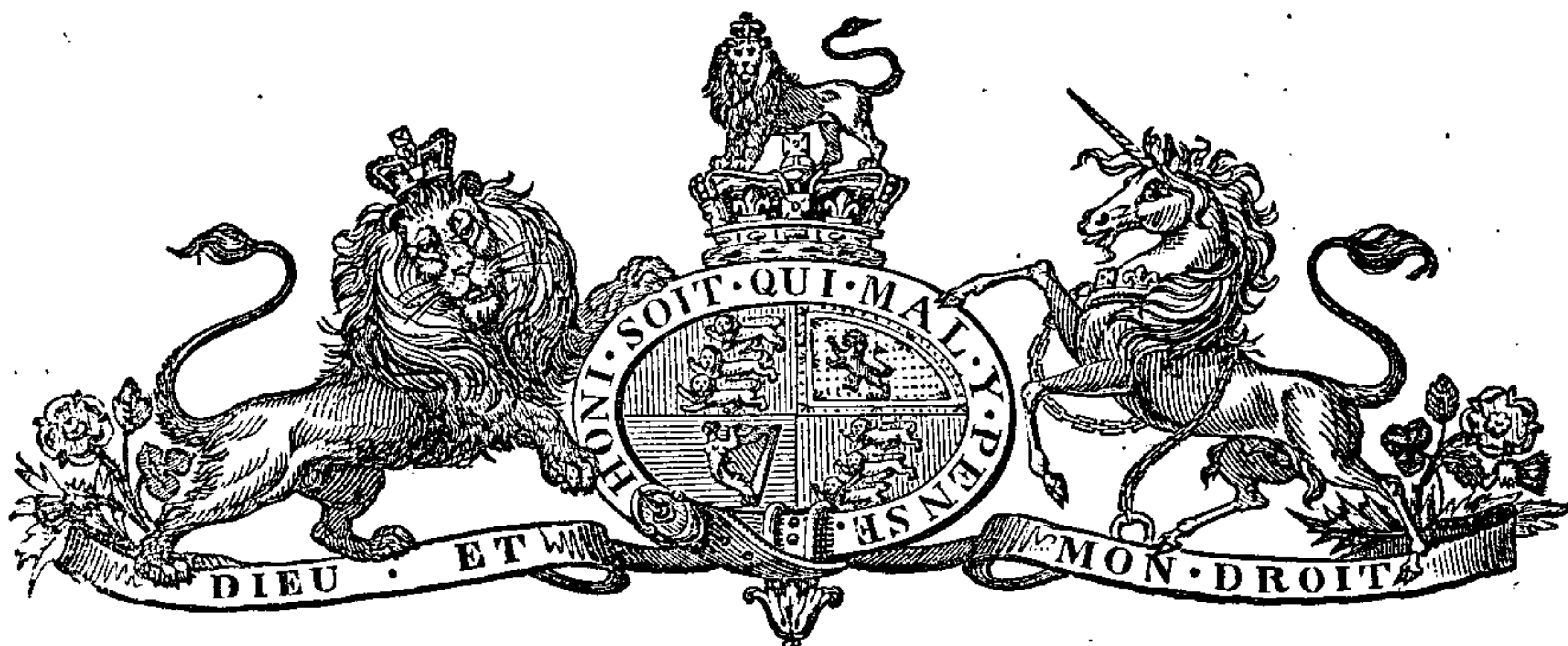




ANNO DECIMO & UNDECIMO

VICTORIÆ REGINÆ.

Cap. clxxxiv.

An Act to enable the *Glasgow, Paisley, Kilmarnock, and Ayr* Railway Company to make certain Branch Railways in the County of *Ayr*, and to alter the Line of the *Glasgow and Belfast Union* Railway ;
and for other Purposes. [9th July 1847.]

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 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," "*The Kilmarnock and Troon* Railway Act, 1846," and "*The Glasgow, Dumfries, and Carlisle* Railway Act, 1846," by which Acts certain
[Local.] 27 I Powers

7 W. 4. &
1 Vict. c. 117.

Powers were conferred on and Provisions enacted relating to the *Glasgow, Paisley, Kilmarnock, and Ayr Railway Company*: And whereas the said *Glasgow and Belfast Union Railway* has become vested in the *Glasgow, Paisley, Kilmarnock, and Ayr Railway Company*: And whereas it would be attended with public and local Advantage and Convenience if the *Glasgow, Paisley, Kilmarnock, and Ayr Railway Company* were enabled to complete and maintain a Railway, already partly formed, from the *Cumnock Extension Line* of the *Glasgow, Paisley, Kilmarnock, and Ayr Railway*, at or near the Village of *Auchenleck*, to near *East Glenbuck*, and also to make and maintain the following Railways; viz. a Branch Railway from the intended Railway above mentioned, at or near *Habbie's How*, to a Point at or near *Hilliar*; a Branch Railway from the intended Railway last above mentioned, at or near the Reservoir near *Darnconar*, to a Point at or near *Shiells*; a Branch Railway from the intended Railway from *Auchenleck* to *Glenbuck* above mentioned, near *Lugar Ironworks*, to the said *Lugar Ironworks*; a Branch Railway from the intended Railway from *Auchenleck* to *Glenbuck* above mentioned, near *Moss House*, to a Point at or near *Morton Muir*; a Branch Railway from the intended Railway from *Auchenleck* to *Glenbuck* above mentioned, near *Corbella*, to a Point at or near *Gillhall*; a Branch Railway from the said *Cumnock Extension Line*, at or near the Village of *Auchenleck*, to the *Glasgow and Belfast Union Railway*, near the Horse Market in *Ayr*; a Branch Railway from the intended Railway to the Horse Market in *Ayr* above mentioned, at or near *Joppa*, to a Point at or near *Carse Loch*, and thence by Two diverging Lines to a Point at or near *Smithstone*, and to a Point at or near *Boreland Bridge*; a Branch Railway from the intended Railway last above mentioned, at or near *Barbieston*, to the Lands of *Drongan*, near *East Drumsuie*; a Branch Railway from the said *Cumnock Extension Line* at or near *Auchengibbert*, to a Point at or near *Woodhead*; a Branch Railway from the said *Cumnock Extension Line* at or near *Brakenhill*, to the Village of *Catrine*; a Branch Railway from the *Glasgow, Paisley, Kilmarnock, and Ayr Railway*, at or near *Clunes Vennel* in the Town of *Newton-upon-Ayr*, to a Point at or near the *Graving Dock* on the North Side of the Harbour of *Ayr*; a Branch Railway from the *Glasgow and Belfast Union Railway*, at or near the Horse Market in *Ayr*, to a Point at or near the Barracks on the South Side of the Harbour of *Ayr*; a Branch Railway from the *Glasgow and Belfast Union Railway*, near *Belmont*, to a Point at or near *Smithstone*; and a Branch Railway from the *Glasgow and Belfast Union Railway*, at or near *Blackhill*, to a Point at or near *Pleasant Field*: And whereas it would also be attended with public Advantage and Convenience if the *Glasgow, Paisley, Kilmarnock, and Ayr Railway Company* were empowered to abandon so much of the Line of the *Glasgow and Belfast Union Railway*, authorized by the said recited Act relating to such Railway, as lies between *High Smithstone* and *Colquhounstone*, together with the Branch Railway authorized by the said Act to the Town of *Maybole*, and were empowered to construct in lieu thereof a new Line of Railway between *High Smithstone* and *Colquhounstone* aforesaid, and a Branch Railway from a Point thereon, at or near *Grimmit Cottage*, to the Town of *Maybole*: And whereas it would farther be attended

with public Advantage and Convenience if the *Glasgow, Paisley, Kilmarnock, and Ayr* Railway Company were empowered to acquire additional Lands and Houses in the Neighbourhood of their present Station at *Ayr*, for the Purpose of extending the said Station, or of forming new or additional Stations; and if some of the Powers and Provisions of the said recited Acts were amended and enlarged, and further Powers granted to the said Company: 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 the Provisions of "The Lands Clauses Consolidation (*Scotland*) Act, 1845," and so much only of "The Railways Clauses Consolidation (*Scotland*) Act, 1845," as relates to the Construction of the Railway as therein defined, the Use and Occupation of Lands for the Purposes thereof, the Mode of crossing of Roads by the Railway, the Repair of such Roads, the Construction of Bridges and of Works for the Protection and Accommodation of Lands adjoining the Railway, and the working of Mines under or near to the Railway, shall, as regards the new or altered Lines of Railway and the Railways, Branch Railways, and Works hereby authorized to be made, be incorporated with and form Part of this Act.

8 & 9 Vict.
cc.17. and 33.
extended to
this Act.

II. And be it enacted, That so much only of the Companies Clauses Consolidation (*Scotland*) Act, 1845, as relates to the Consolidation of Shares into Stock, and the Rights of the Holders of such Stock, and to Proceedings for settling Questions by Arbitration, shall be incorporated with and form Part of this Act.

Certain Pro-
visions of
8 & 9 Vict.
c. 17. ex-
tended to
this Act.

III. And be it enacted, That, except as to such Matters as are otherwise provided for by or are inconsistent with the said "Lands Clauses Consolidation (*Scotland*) Act, 1845," or as are otherwise provided for by or are inconsistent with so much of the said "Railways Clauses Consolidation (*Scotland*) Act, 1845," and "Companies Clauses Consolidation (*Scotland*) Act, 1845," as is extended to this Act, the Acts herein-before recited or referred to relating to the *Glasgow, Paisley, Kilmarnock, and Ayr* Railway Company, and all the Provisions thereof, 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 Provisions were repeated and re-enacted in this Act, and made specifically applicable to such Objects and Purposes.

Extending
former Acts
to this Act.

IV. 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, Paisley, Kilmarnock, and Ayr* Railway and *Glasgow and Belfast Union* Railway Amendment and Branches Act, No. 1., 1847."

Short Title.

V. And be it enacted, That for the Purposes of this Act it shall be lawful for the said *Glasgow, Paisley, Kilmarnock, and Ayr* Railway Company from Time to Time to raise by creating new Shares, in addition to the Sums of Money which they are authorized to raise

Power to
raise addi-
tional Capital
by Creation
of new
Shares.

under and by virtue of the Acts relating to their Undertaking herein-before recited or referred to, or any of them, or which they may be authorized to raise under or by virtue of any other Act to be passed in the present Session of Parliament, any Sum of Money not exceeding in the whole the Sum of One million and twenty-five thousand Pounds, which Sum may be raised by the said *Glasgow, Paisley, Kilmarnock, and Ayr* Railway Company in the like Way and with the like Powers, and subject to the like Restrictions and Conditions, as the Capital authorized to be raised by the same Company under the Powers of the Act passed in the Second Session of the Fifth Year of the Reign of Her present Majesty herein-before referred to.

Power to
borrow
Money on
Mortgage.

VI. And be it enacted, That after the whole of the Sums by this and the said recited Acts relating to the *Glasgow, Paisley, Kilmarnock, and Ayr* Railway authorized to be raised by Shares shall have been subscribed for or taken up, and One Half thereof shall have been paid up, it shall be lawful for the Directors of the said Company to borrow on Mortgage, and if subsequently paid off, again to reborrow, such Sums of Money as shall from Time to Time be authorized to be borrowed by an Order of any General or Special General Meeting of the said Company, not exceeding in the whole the Sum of Three hundred and forty-one thousand Pounds in addition to the Sums which they are authorized to borrow by the Acts herein-before recited or referred to, or which they may be authorized to borrow by any other Act or Acts to be passed in the present Session of Parliament, and for securing the Repayment of the Sums so to be borrowed, with Interest, to mortgage the Undertaking belonging to them, and also, if they think fit, the whole or any of the future Calls on the Shareholders of the Company.

Rights of
Mortgagees.

VII. And be it enacted, That the respective Mortgagees shall be entitled to the same Rights and Privileges, and the said Mortgages shall be subject to the same Restrictions and Conditions, as are provided in the said Act passed in the Second Session of the Fifth Year of the Reign of Her present Majesty with respect to the Mortgages thereby authorized to be granted: Provided always, that all Mortgages of the said Undertaking heretofore granted under the Powers of the Acts herein-before recited or referred to, or any of them, shall, during the Continuance thereof, have Priority over any Mortgage thereof to be granted under the Powers of this Act.

Power to
convert Loan
into Capital.

VIII. And be it enacted, That it shall be lawful for the said *Glasgow, Paisley, Kilmarnock, and Ayr* Railway Company, if they think fit, to raise the Sums authorized to be borrowed on Mortgage by this Act or any Part thereof, by creating new Shares of the said Company instead of borrowing the same, or having borrowed the same it shall be lawful for them to continue at Interest only a Part of the said Sums, if they so think fit, and to raise the Remainder thereof, or any Part of the Remainder thereof, by creating new Shares of the Company, and all Provisions with regard to the additional Capital by this Act authorized to be raised shall apply in like Manner to the new Shares which may be so created as aforesaid, but no such Augmentation of Capital as last herein-before authorized shall take

take place without the previous Authority of a General Meeting of the Company called for the Purpose.

IX. And be it enacted, That it shall not be lawful for the said *Glasgow, Paisley, Kilmarnock, and Ayr* Railway Company, out of any Money by this Act or any other Act relating to the said Railway Company authorized to be raised by Calls in respect of Shares, or by the Exercise of any Power of borrowing, to pay Interest to any Shareholder on the Amount of the Calls made in respect of the Shares held by him in the Capital by this Act authorized to be raised: Provided always, that nothing herein-before contained shall be deemed to prevent the said Company from paying to any Shareholder such Interest on Money advanced by him beyond the Amount of the Calls actually made as shall be in conformity with the Provisions in the Companies Clauses Consolidation Act, 1845, in that Behalf contained.

Interest not to be paid on Calls paid up.

X. And be it enacted, That it shall not be lawful for the said *Glasgow, Paisley, Kilmarnock, and Ayr* Railway Company, out of any Money by this Act or any other 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.

Deposits for future Bills not to be paid out of the Company's Capital.

XI. And whereas Plans and Sections of the said proposed new and altered Lines of Railway and Works, showing the Lines and Levels thereof, and also Plans of the additional Lands and Houses intended to be acquired as aforesaid for extended or additional Stations at *Ayr*, and Books of Reference containing the Names of the reputed Owners, Lessees, and Occupiers of the said Lands and Houses, and of the Lands proposed to be taken for the Purposes of the said new and altered Lines of Railway and Works, have been deposited with the Sheriff Clerk of the County of *Ayr*; be it enacted, That, subject to the Provisions in this and the said recited Acts as extended to this Act contained, and subject to the Powers of Deviation contained in "The Railways Clauses Consolidation (*Scotland*) Act, 1845," it shall be lawful for the said *Glasgow, Paisley, Kilmarnock, and Ayr* Railway Company to make or to complete and maintain the said new and altered Lines of Railway in the Lines and upon the Lands delineated on the said Plans and described in the said Books of Reference, and according to the Levels defined on the said Sections, and for such Purpose respectively, and also for the Purpose of extended or additional Stations at *Ayr*, to enter upon, take, and use so much of the said Lands as they shall consider necessary.

Railways to be made according to deposited Plans.

XII. And be it enacted, That the said *Glasgow, Paisley, Kil-*
marnock, and Ayr Railway Company shall abandon the Formation of that Portion of the Line of the *Glasgow and Belfast Union* Railway which lies between *High Smithstone* and *Colquhounstone*, and shall abandon the Formation of the Branch to the Town of *Maybole*, autho-

Company to abandon Part of Glasgow and Belfast Union Railway.

[Local.]

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rized by the said recited “ *Glasgow and Belfast Union Railway Act, 1846.*”

Description
of Branch
Railways.
First Branch.

Second
Branch.

Third
Branch.

Fourth
Branch.

Fifth
Branch.

Sixth
Branch.

Seventh
Branch.

XIII. And be it enacted, That the said intended Branch Railway first herein-before mentioned shall diverge from and out of the Extension Line of the Railway from *Kilmarnock* to *Cumnock* of the *Glasgow, Paisley, Kilmarnock, and Ayr* Railway, authorized by the Act passed in the Eighth and Ninth Years of the Reign of Her present Majesty, herein-before referred to, at or near to where the same crosses the Turnpike Road in the Village of *Auchenleck* in the Parish of *Auchenleck* in the County of *Ayr*, and shall terminate at or near to the Eastern Reservoir at *Glenbuck*, in the Parish of *Muirkirk* in the County of *Ayr*, and shall pass from, in, through, or into the Parishes, Townships, Burghs, or Places of *Auchenleck* and *Muirkirk*, both in the County of *Ayr*, or one of them; and the intended Branch Railway secondly herein-before mentioned shall diverge from and out of the intended Railway last above described, at or near to *Habbies How* in the Parish of *Auchenleck* in the County of *Ayr*, and shall terminate at or near to *Hilliar* in the Parish of *Sorn* in the County of *Ayr*, and shall pass from, in, through, or into the Parishes, Townships, Burghs, or Places of *Auchenleck* and *Sorn*, both in the County of *Ayr*, or one of them; and the intended Branch Railway thirdly herein-before mentioned shall diverge from and out of the Railway last above described at or near to the Reservoir lying to the South of *Darnconar* in the Parish of *Auchenleck* in the County of *Ayr*, and shall terminate at or near to *Shiells* in the Parish of *Sorn* in the County of *Ayr*, and shall pass from, in, through, or into the Parishes, Townships, Burghs, or Places of *Auchenleck* and *Sorn*, both in the County of *Ayr*, or one of them; and the intended Branch Railway fourthly herein-before mentioned shall diverge from and out of the intended Railway from *Auchenleck* to *Glenbuck* above described at or near to where the same passes the *Lugar* Ironworks in the Parish of *Auchenleck* in the County of *Ayr*, and shall pass through and terminate in the said Parish and County at the said *Lugar* Ironworks; and the intended Branch Railway fifthly herein-before mentioned shall diverge from and out of the intended Railway from *Auchenleck* to *Glenbuck* above described at or near to *Moss House* in the Parish of *Auchenleck* in the County of *Ayr*, and shall pass through and terminate in the said Parish and County at or near to *Morton Muir*; and the intended Branch Railway sixthly herein-before mentioned shall diverge from and out of the Railway from *Auchenleck* to *Glenbuck* above described at or near to *Corbella* in the Parish of *Auchenleck* in the County of *Ayr*, and shall pass through and terminate in the said Parish and County at or near *Gillhall*; and the intended Branch Railway seventhly herein-before described shall diverge from and out of the said Extension Line from *Kilmarnock* to *Cumnock* at or near to where the same crosses the Turnpike Road in the Village of *Auchenleck* in the Parish of *Auchenleck* in the County of *Ayr*, and shall terminate by a Junction with the *Glasgow and Belfast Union* Railway at or near to the Horse Market in the Town of *Ayr* in the Parish of *Ayr*, or of *Ayr* and *Alloway* united, in the County of *Ayr*, and shall pass from, in, through, or into the Parishes, Townships, Burghs, or Places of *Auchenleck*, *Ochiltree*, *Stair*, *Coylton*, and *Ayr*, or *Ayr* and *Alloway*

Alloway united, all in the County of *Ayr*, or some of them; and the intended Branch Railway eighthly herein-before mentioned shall diverge from and out of the Line of the intended Railway to near *Ayr* in the seventh Place above described at or near to *Joppa* in the Parish of *Coylton* in the County of *Ayr*, and shall proceed to a Point at or near to *Carse Loch* in the Parish of *Dalrymple* in the County of *Ayr*, and thence by Two diverging Lines, both terminating in the said Parish and County, by a Junction with the intended Railway in the fifteenth Place after described, the first at or near to *Smithstone*, and the second at or near to *Boreland Bridge*, which intended Railway and terminal Forks shall pass from, in, through, or into the Parishes, Townships, Burghs, or Places of *Coylton*, *Stair*, *Ochiltree*, and *Dalrymple*, all in the County of *Ayr*, or some of them; and the intended Branch Railway ninthly herein-before mentioned shall diverge from and out of the intended Railway last above described at or near to *Barbieston* in the Parish of *Coylton* in the County of *Ayr*, and shall terminate in the Lands of *Drongan* in the Parish of *Stair* in the County of *Ayr* near to *East Drumsuie* in the Parish of *Coylton* in the County of *Ayr*, and shall pass from, in, through, or into the Parishes, Townships, Burghs, or Places of *Coylton* and *Stair*, both in the County of *Ayr*, or one of them; and the intended Branch Railway tenthly herein-before mentioned shall diverge from and out of the said Extension Line from *Kilmarnock* to *Cumnock* at or near to *Auchengibbert* in the Parish of *Old Cumnock* in the County of *Ayr*, and shall pass through and terminate in the said Parish and County at or near to *Woodhead*; and the intended Branch Railway eleventhly herein-before mentioned shall diverge from and out of the said Extension Line from *Kilmarnock* to *Cumnock* at or near to *Brakenhill* in the Parish of *Sorn* in the County of *Ayr*, and shall pass through and terminate in the said Parish and County at or near to the Bleachwork in the Village of *Catrine*; and the intended Branch Railway twelfthly herein-before mentioned shall diverge from and out of the Main Line of the *Glasgow, Paisley, Kilmarnock, and Ayr* Railway at or near to where the same crosses *Clunes Vennel* in the Parish of *Newton upon Ayr* in the County of *Ayr*, and shall pass through and terminate in the said Parish and County at or near to and not within Twenty-five Feet of the Property numbered 95 on the said Plan in the said Parish, being the Entrance to the Dock now in the Occupation of Messrs. *Sloan* and *Gemmil*; and the intended Branch Railway thirteenthly herein-before mentioned shall diverge from and out of the Line of the *Glasgow and Belfast Union* Railway at or near to the Horse Market in the Town of *Ayr* in the Parish of *Ayr*, or of *Ayr* and *Alloway* united, in the County of *Ayr*, and shall pass through and terminate in the said Parish and County at or near to the Barracks on the South Side of the Harbour of *Ayr*; and the intended Branch Railway fourteenthly herein-before mentioned shall diverge from and out of the Line of the *Glasgow and Belfast Union* Railway near *Belmont Cottage* in the Parish of *Ayr*, or of *Ayr* and *Alloway* united, in the County of *Ayr*, and shall terminate at or near to *Smithstone* in the Parish of *Dalrymple* in the County of *Ayr*, and shall pass from, in, through, or into the Parishes, Townships, Burghs, or Places of *Ayr* or *Ayr* and *Alloway* united, and *Dalrymple*, all in the County of *Ayr*, or one of them; and the intended

Eighth
Branch.Ninth
Branch.Tenth
Branch.Eleventh
Branch.Twelfth
Branch.Thirteenth
Branch.Fourteenth
Branch.

Branch

Fifteenth
Branch.

Branch Railway fifteenthly herein-before mentioned shall diverge from and out of the Line of the *Glasgow and Belfast Union* Railway at or near to *Blackhill* in the Parish of *Ayr*, or *Ayr* and *Alloway* united, in the County of *Ayr*, and shall terminate by a Junction with the intended Railway last above described at or near to *Pleasant Field* in the Parish of *Ayr*, or *Ayr* and *Alloway* united, in the County of *Ayr*, and shall pass from, in, through, or into the Parishes, Townships, Burghs, or Places of *Ayr*, or *Ayr* and *Alloway* united, and *Dalrymple*, all in the County of *Ayr*, or some of them; and the new or altered Line of the *Glasgow and Belfast Union* Railway shall commence at or near to *High Smithstone* in the Parish of *Maybole* in the County of *Ayr*, and shall terminate at a Point at or near to *Colquhounstone* in the said Parish and County, and shall pass from, in, through, or into the Parishes, Townships, Burghs, or Places of *Maybole* and *Kirkmichael* in the County of *Ayr*, or one of them; and the intended Branch Railway to the Town of *Maybole* herein-before mentioned shall diverge from and out of the altered Line of Railway last above described at or near to *Grimmit Cottage* in the Parish of *Maybole* in the County of *Ayr*, and shall pass through and terminate in the said Parish and County at or near to the Parish Church in the Town of *Maybole*; and the additional Lands and Houses required for the Purpose of extended or additional Stations herein-before mentioned shall be situated in the Parish of *Newtown* in the County of *Ayr*.

As to Purchase of
Citadel of
Ayr.

XIV. And be it enacted, That it shall be lawful for the said Company and they are hereby required to purchase the whole of the Property called the Fort or Citadel of *Ayr*, with the Buildings thereon, situated on the Branch to the South Harbour of *Ayr* by this Act authorized, in the event of their being called upon so to do by the Trustees of the late Most Noble the Marquis of *Ailsa*, within a Period of Three Weeks after Service on such Trustees by the said Company of Notice of their Intention to proceed to execute the said Branch, and in such event the Price or Value of the said Property, shall, in case of Difference between the Parties, be fixed and determined by a Jury in manner provided by the Lands Clauses Consolidation (*Scotland*) Act, 1845: Provided always, that nothing herein contained shall be deemed to prevent the said Company from taking for the Purposes of the said Branch Railway any Portion of the said Property delineated on the Plans and described in the Book of Reference herein-before mentioned which they may require in case the Trustees of the said Marquis shall not within the Period aforesaid require the Purchase of the said Property.

Company not
to deviate
Level of
Branch
Railway.

XV. And be it enacted, That it shall not be lawful for the Company to deviate the Level of the Branch Railway twelfthly before described so far as the same affects the Street or Quay of the North Harbour of *Ayr*, N° 94. on the said Plan, from the Level described on the deposited Section thereof.

Power to
cross certain
Roads on
the Level.

XVI. And be it enacted, That it shall be lawful for the said *Glasgow, Paisley, Kilmarnock, and Ayr* Railway Company, in constructing the said new or altered Lines of Railway and Branch Railways,

Railways, to carry the same or either of them on the Level across and upon the Roads and Streets numbered respectively on the Plans deposited as herein-before mentioned, as follows ; viz.

On the Branch to *East Glenbuck*, in the Parish of *Muirkirk*, the Roads numbered 47, 70, 164, and 182 :

On the Branch to *Hilliar*, in the Parish of *Auchenleck*, the Road numbered 7 :

On the Branch to near *Ayr*, in the Parish of *Auchenleck*, the Road numbered 86 :

On the Branch to *Woodhead*, in the Parish of *Old Cumnock*, the Road numbered 15 :

On the Branch to the North Harbour of *Ayr*, in the Parish of *Newton*, the Streets numbered 90 and 92 :

On the Branch to the South Harbour of *Ayr*, in the Parish of *Ayr*, the Quay or Street numbered 128.

XVII. And be it enacted, That for the greater Convenience and Security to the Public the Company shall erect and permanently maintain either a Station or Lodge at the Points where the said Railways cross the before-mentioned Roads on the Level, and the said Company shall be subject to and shall abide by all such Rules and Regulations with regard to the crossing of such Roads on the Level, or with regard to the Speed at which Trains shall pass such Roads, as may from Time to Time be made by the Commissioners of Railways ; and if the said Company shall fail to erect or at all Times maintain any such Station or Lodge, or appoint a proper Person to watch or superintend the crossing at any such Point or Station, or to observe or abide by any such Rule or Regulation as aforesaid, they shall for every such Offence be liable to a Penalty of Twenty Pounds, and also to a daily Penalty of Ten Pounds for every Day such Offence shall continue after such Penalty of Twenty Pounds shall have been incurred: Provided always, that the said Roads, Nos 70 and 164, in the Parish of *Muirkirk*, on the Branch to *East Glenbuck*, shall not be crossed on the Level except a Station or Stopping-place be made at or near the Points of crossing.

Company to erect a Station or Lodge at the Points of crossing, and to abide by the Regulations of the Commissioners of Railways.

XVIII. Provided always, and be it enacted, That it shall not be lawful for the Company to use or to permit the Use of any other than animal Power for drawing or propelling Carriages or other Things on that Portion of the said Branch Railway twelfthly before described from the East Side of the Street called *Newton Terrace*, to the West Termination of the said Branch Railway.

Not to use other than animal Power on Quays.

XIX. And be it enacted, That it shall not be lawful for the Company at any Time to allow Trains to remain on the said Branch Railway along the Quay on the North Side of the Harbour of *Ayr*, so as to prevent Access to the Harbour, for a longer Period than Ten Minutes on any one Occasion, under the Penalty of Ten Pounds for each Contravention of this Regulation.

Regulating Trains on Quays.

XX. And be it enacted, That it shall be lawful for the said *Glasgow, Paisley, Kilmarnock, and Ayr* Railway Company to stop up
[Local.] 27 L and

Power to stop up certain Roads, &c.

and close permanently and to appropriate the present Sites or Lines of the Roads and Railways numbered respectively on the Plans deposited as herein-before mentioned, as follows; *viz.*

On the Branch to *East Glenbuck*, in the Parish of *Muirkirk*, the Railway numbered 149 and 163:

On the Branch to the North Harbour of *Ayr*, and for the Station at *Ayr*, in the Parish of *Newton*, the Street numbered 56, and the Footpath or Road numbered 73:

On the Branch to the South Harbour of *Ayr*, in the Parish of *Ayr*, the Road numbered 13.

Inclination
of a certain
Road.

XXI. And be it enacted, That as regards the Road herein-after mentioned it shall be lawful for the Company to make the Inclinations of such Roads, when altered, as follows; that is to say,

On the Branch to near *Ayr*, the Road numbered 30 of the Parish of *Auchenleck* may be made of any Inclination not steeper than One Foot in Twenty Feet.

Powers for
compulsory
Purchase of
Lands
limited.

XXII. And be it enacted, That the Powers hereby conferred on the said *Glasgow, Paisley, Kilmarnock, and Ayr* Railway Company for the compulsory Purchase and taking of Lands for the Purposes of this Act shall not be exercised after the Expiration of Three Years from the passing of this Act.

Period for
Completion
of Works.

XXIII. And be it enacted, That if the new or altered Lines of Railway and other Works hereby authorized shall not be completed within Five Years from the passing of this Act, then on the Expiration of such Period the Powers by this or the recited Acts granted to the said *Glasgow, Paisley, Kilmarnock, and Ayr* Railway Company for executing the said new or altered Lines of Railway and other Works, or otherwise in relation thereto, shall cease to be exercised, except as to so much thereof as shall then be completed.

Opening and
working of
Branch to
Maybole.

XXIV. And be it enacted, That the said *Glasgow, Paisley, Kilmarnock, and Ayr* Railway Company shall not open the *Glasgow and Belfast Union* Railway as by this Act authorized to be deviated, unless and until they open the new or altered Line of Railway to the Town of *Maybole* hereby authorized, which Line of Railway to *Maybole* shall be worked for Passengers by locomotive Power.

Limiting
Charges for
Conveyance.

XXV. And be it enacted, That the Provisions contained in the Act relating to the *Glasgow, Paisley, Kilmarnock, and Ayr* Railway passed in the Eighth and Ninth Years of the Reign of Her present Majesty herein-before referred to, whereby the Charges for the Conveyance of Passengers and of Goods and Cattle on the Extension Railway to *Cumnock* thereby authorized to be made are limited and regulated, shall extend and apply to the Charges to be made in respect to the Use of the new and altered Lines of Railway by this Act authorized, and of the Engines and Carriages employed by the Company thereon.

XXVI. And

XXVI. 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 new or altered Lines of Railway by this Act authorized, or the said *Glasgow, Paisley, Kilmarnock, and Ayr* Railway Company, from the Provisions of the said several Acts respectively, but that such Provisions shall be in force in respect to the said Railway Company so far as the same shall be applicable thereto.

Railway Company to be subject to Provisions of 1 & 2 Vict. c. 98., 3 & 4 Vict. c. 97., 5 & 6 Vict. c. 55., 7 & 8 Vict. c. 85., and 9 & 10 Vict. cc. 57. & 105.

XXVII. And be it enacted, That nothing herein contained shall be deemed or construed to exempt the new or altered Lines of Railway by this or 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 the present 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 this Act.

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

XXVIII. And be it enacted, That all the Costs, Charges, and Expences of obtaining and passing this Act, and of making the Surveys, Plans, and Estimates, and all other Costs, Charges, and Expences in any way incident thereto, shall be paid and defrayed by the said *Glasgow, Paisley, Kilmarnock, and Ayr* 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.

XXIX. 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.

