



ANNO DUODECIMO & DECIMO TERTIO

VICTORIÆ REGINÆ.

Cap. lxxvii.

An Act to effect the Sale of the *Wishaw and Coltness Railway* to the *Caledonian Railway Company*. [28th July 1849.]

WHEREAS an Act was passed in the Tenth Year of the Reign of His Majesty King *George* the Fourth, intituled *An Act for making a Railway from Chapel in the Parish of Cambusnethan in the County of Lanark, by Coltness and Garion Gill, to join the Monkland and Kirkintilloch Railway where the same passes through the Lands of Coats or Garturk in the Parish of Old Monkland and County of Lanark*; and another Act was passed in the Fourth Year of the Reign of His Majesty King *William* the Fourth, intituled *An Act for extending the Time for completing the Wishaw and Coltness Railway in the County of Lanark*; and another Act was passed in the First Year of the Reign of Her present Majesty, intituled *An Act for further extending the Time for completing the Wishaw and Coltness Railway in the County of Lanark*; and another Act was passed in the Third Year of the Reign of Her said Majesty, intituled *An Act to enable the Wishaw and Coltness Railway Company to raise a further Sum of Money; and to amend the Acts relating to the said Undertaking*; and another Act was passed in the Fourth Year of the Reign of Her said Majesty, intituled *An Act for*

10 G. 4.
 c. 107.

 4 & 5 W. 4.
 c. 41.

 7 W. 4. &
 1 Vict. c. 100.

 2 & 3 Vict.
 c. 58.

 4 & 5 Vict.
 c. 11.

[Local.] 11 F enabling

7 & 8 Vict. c. 98. enabling the *Wishaw and Coltness Railway Company* to raise a further *Sum of Money*; and another Act was passed in the Eighth Year of the Reign of Her said Majesty, intituled *An Act to alter, amend, enlarge, and in part repeal the Acts relating to the Wishaw and Coltness Railway*; and another Act was passed in the Tenth Year of the Reign of Her said Majesty, intituled *An Act to enable the Wishaw and Coltness Railway Company to make a Branch Railway from the Wishaw and Coltness Railway to Murdieston, with a Branch to Goodockhill*; and another Act was passed in the Twelfth Year of the Reign of Her said Majesty, intituled *An Act to enable the Wishaw and Coltness Railway Company to divert and improve certain Portions of their Line*: And whereas an Act was passed in the Ninth Year of the Reign of Her said Majesty, intituled *An Act for making a Railway from Carlisle to Edinburgh and Glasgow and the North of Scotland, to be called the Caledonian Railway*; and another Act was passed in the Tenth Year of the Reign of Her said Majesty, intituled *An Act to effectuate the Sale by the Glasgow, Garnkirk, and Coatbridge Railway Company of the said Railway to the Caledonian Railway Company, and other Purposes therewith connected*, in virtue of which Act the *Glasgow, Garnkirk, and Coatbridge Railway* is now vested in the *Caledonian Railway Company*; and another Act was passed in the Tenth Year of the Reign of Her said Majesty, intituled *An Act to amalgamate the Polloc and Govan and Clydesdale Junction Railways with the Caledonian Railway*, in virtue of which Act the *Polloc and Govan Railway* and *Clydesdale Junction Railway* are now vested in the *Caledonian Railway Company*: And whereas the *Wishaw and Coltness Railway* connects the *Caledonian Railway* with the *Glasgow, Garnkirk, and Coatbridge Railway* and with the *Clydesdale Junction Railway*, and might be worked with greater Advantage and Convenience to the Public if the same were incorporated with the *Caledonian Railway*, and the *Wishaw and Coltness Railway Company* are willing that the same should be transferred to and vested in the *Caledonian Railway Company*; but that Object cannot be effected without the Authority of Parliament: May it therefore please Your Majesty that it may 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 *Caledonian Railway Act, 1845*, above recited, and the several Acts thereby incorporated therewith, shall, in so far as not varied or otherwise provided for in this Act, be incorporated with and form Part of this Act: Provided always, that the Provisions of the said Acts incorporated herewith shall not prejudice or alter the Amount of the Tolls, Rates, and Duties leviable for the Use of the Works authorized by the said Acts.

Provisions of recited Act 8 & 9 Vict. c. 162. &c. applied 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 Proceedings, it shall be sufficient to use the Expression "*The Caledonian Railway (Wishaw and Coltness Railway Purchase) Act, 1849.*"

Wishaw and Coltness Railway III. And be it enacted, That on the passing of this Act the *Wishaw and Coltness Railway Company* shall execute a Deed of Conveyance

Conveyance under their Corporate Seal in favour of the *Caledonian* Railway Company of all the Railways, Works, Lands, Tenements, and Hereditaments, and all Engines, Carriages, Waggon, Goods, Debts, Chattels, Monies, and other Property and Effects whatsoever, Heritable and Moveable, Real and Personal, belonging and owing to the *Wishaw and Coltness* Railway Company, together with the Revenue arising from the said Railways and other Property, from and after the Second Day of *February* One thousand eight hundred and forty-nine, and thereupon the said *Wishaw and Coltness* Railway Company shall cease to exist; and the said Railways, Works, Lands, Tenements, and Hereditaments, Engines, Carriages, Waggon, Goods, Debts, Chattels, Monies, and other Property and Effects whatsoever, Heritable and Moveable, Real and Personal, so conveyed, and the Revenue arising therefrom from and after the said Second Day of *February* One thousand eight hundred and forty-nine, and all the Rights, Privileges, Powers, and Authorities given to or vested in the *Wishaw and Coltness* Railway Company by the said recited Acts or any of them, shall, subject to the existing Debts, Liabilities, Engagements, Contracts, Obligations, and Incumbrances affecting the same, and subject also to the Lien herein-after provided, and to the Provisions of this Act, be transferred to and vested in the *Caledonian* Railway Company, and may be lawfully held, used, exercised, enforced, and enjoyed, by and in the Name of the said last-mentioned Company, in the same Manner and to the same Extent, and subject as aforesaid, as if the Undertakings authorized to be made and maintained by such Acts had been originally authorized to be made and maintained by the said Company, or as if their Name had been inserted in such Acts in lieu of the Name of the *Wishaw and Coltness* Railway Company.

Company dissolved, and Railway vested in the *Caledonian* Railway Company.

IV. And be it enacted, That nothing contained herein, or in the Deed of Conveyance to be executed in favour of the *Caledonian* Railway Company in virtue hereof, shall annul, diminish, alter, prejudice, or affect any Rights, Privileges, Accommodations, Servitudes, or Rights of Crossing or Passage over, upon, or along the Railways hereby vested in the said *Caledonian* Railway Company, or any Right of making or using Branch Railways or Railway Communications or Crossings, which, under or by virtue of the said recited Acts relating to the said *Wishaw and Coltness* Railway, or otherwise, are or may have been vested in, granted, or reserved to or conferred upon any Owners or Occupiers of Lands in or upon which the said Railways vested as aforesaid are or may be made, pursuant to the Powers in the said Acts contained, or the Owners and Occupiers of any Lands adjoining thereto, but all such several Rights, Privileges, Accommodations, Servitudes, and others as aforesaid, and all the Provisions in the said Acts relating thereto, shall subsist and in all respects remain and be of the like Force and Effect, and may be exercised and enforced to and for the same Intents and Purposes, as if this Act had not been passed, and no further.

Reserving Rights of Landowners.

V. And be it enacted, That, subject to the Provisions of this Act, all Conveyances, Contracts, Agreements, Obligations, Bonds, Covenants, Purchases, Sales, Leases, Rights, Privileges, Liabilities, Securities,

Obligations of *Wishaw and Coltness* Railway

Company to be binding on Caledonian Railway Company.

rities, Acts, Matters, and Things whatsoever, made, done, executed, granted, incurred, or entered into before the passing of this Act, to, with, by, for, against, or in respect of the *Wishaw and Coltness Railway Company*, shall be and remain as good, valid, and effectual, for or against or with reference to the *Caledonian Railway Company*, to all Intents and Purposes as they respectively were immediately before the passing of this Act for, against, or with reference to the *Wishaw and Coltness Railway Company*.

Actions not to abate.

VI. And be it enacted, That no Action, Suit, Prosecution, or other Proceeding whatsoever commenced or carried on either by or against the said *Wishaw and Coltness Railway Company* previously to the passing of this Act shall abate or be discontinued or prejudicially affected by this Act, but, on the contrary, the same shall continue and take effect both in favour of and against the said *Caledonian Railway Company*, in the same Manner in all respects as the same would have continued and taken effect in relation to the said *Wishaw and Coltness Railway Company* if this Act had not been passed.

Incorporating Shareholders in *Wishaw & Coltness Railway* in the *Caledonian Railway Company*.

VII. And whereas the Capital Stock of the *Wishaw and Coltness Railway Company* already raised under the Powers of the said recited Acts is Two hundred and forty thousand Pounds, divided into Nine thousand six hundred Shares of Twenty-five Pounds each: Be it enacted, That every Person or Corporation who on the passing of this Act shall be the Proprietor of One or more such Shares in the Capital Stock of the said *Wishaw and Coltness Railway Company*, on which the whole Amount of Twenty-five Pounds *per Share* has been or may be paid up, shall in respect of each such Share be the Owner of a Share of equal Amount in the *Caledonian Railway Company*, subject to the Restrictions and Provisions herein-after contained; and it shall be lawful for the Directors of the *Caledonian Railway Company* to create such a Number of Shares in the said Undertaking as shall be equal in Amount to the said Capital Stock of the *Wishaw and Coltness Railway Company*.

Separate Register to be kept as to *Wishaw and Coltness Railway Shares, &c.*

VIII. And be it enacted, That such Shares shall be denominated "*Caledonian Railway (Wishaw and Coltness) guaranteed Shares,*" and shall be kept by the *Caledonian Railway Company* as a separate Stock, and the Certificates thereof shall be separately numbered, and the Transfers thereof shall be recorded in a separate Register.

Apportionment of Profits in respect of such Shares.

IX. And be it enacted, That every Proprietor of One or more such guaranteed Shares shall in respect of each such Share receive a Dividend at the fixed Rate of Two Pounds Twelve Shillings and Sixpence Sterling *per Annum*, payable half-yearly at such Periods as shall be fixed by the Directors of the *Caledonian Railway Company*, and commencing on the Second Day of *August* One thousand eight hundred and forty-nine for the Period from the said Second Day of *February* One thousand eight hundred and forty-nine till that Date, and such Dividend shall be paid preferably to the Dividend in respect of any of the ordinary Shares in the Company: Provided always,

always, that the Guarantee of Dividend created by this Act shall not prejudice or affect any Guarantee of Dividend which may have been granted by the *Caledonian* Railway Company by or in pursuance of any Act of Parliament passed in the last or any previous Session.

X. And be it enacted, That the Proprietors of such guaranteed Shares shall not be entitled to participate in the Funds or Profits of the *Caledonian* Railway Company to any greater Extent than the said fixed Dividend of Two Pounds Twelve Shillings and Sixpence *per Share per Annum*, nor shall the Possession of such Shares qualify them or any of them to be Directors of the Company, or to act or vote at any General Meetings thereof, or otherwise to interfere in the Affairs of the Company; and it shall not be necessary for the Company, or for the Directors thereof, to offer to the Proprietors of such Shares any Portion of the Shares or Stock which they may raise under the Powers of the said recited Acts, or of any other Acts already passed, or which may be passed in the present or any future Session of Parliament, relating to the *Caledonian* Railway, or to the *Wishaw and Coltness* Railway, or to any other Undertaking which may have been or may be acquired by the *Caledonian* Railway Company, or united and incorporated with the *Caledonian* Railway.

Restricting Rights of such Shareholders in *Caledonian* Railway Company.

XI. And be it enacted, That the Holders of the aforesaid *Caledonian* Railway (*Wishaw and Coltness*) guaranteed Shares shall have a Lien over the said *Wishaw and Coltness* Railway, and the Branches thereof and Works connected therewith, constructed or which shall be constructed under the Powers of the said recited Acts relating to the *Wishaw and Coltness* Railway, and whole Revenues thereof, for Payment to them of the foresaid fixed Dividend on the said guaranteed Shares; but such Lien shall be postponed to any Security or Mortgage already granted by the *Wishaw and Coltness* Railway Company, or which may be granted by the *Caledonian* Railway Company under the Powers herein-before contained, and shall not prejudice or affect the Right of the *Caledonian* Railway Company to grant such Securities or Mortgages, nor the Rights of the Parties holding Securities or Mortgages granted by either of the said Companies as aforesaid.

Shareholders in the *Wishaw and Coltness* Railway to have a Lien over that Railway for fixed Dividends.

XII. And be it enacted, That it shall be lawful to the Holders of the foresaid guaranteed Shares to enforce Payment of the foresaid fixed Dividends thereon by the Appointment of a Judicial Factor upon the said *Wishaw and Coltness* Railway and Branches, already constructed and which shall be constructed as aforesaid, in the Manner or as nearly as may be in the Manner provided by the Companies Clauses Consolidation (*Scotland*) Act, One thousand eight hundred and forty-five, for enforcing the Payment of Arrears of Interest upon Mortgages granted by Joint Stock Companies; and in order to authorize the Appointment of such Judicial Factor the Number of guaranteed Shares held by the Parties applying for such Appointment, and the Dividends on which shall be in arrear, shall not be less than One thousand, and the Period during which such Dividends shall be in arrear shall not be less than Three Months.

Payment of fixed Dividends may be enforced by Appointment of a Judicial Factor.

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XIII. And

Claims
against
Wishaw and
Coltness
Railway
Company
reserved
against
Revenues of
that Line.

XIII. And be it enacted, That nothing herein contained shall diminish, alter, prejudice, or affect any Rights or Claims now competent to any Person or Corporation against the *Wishaw and Coltness Railway Company*, whether the same be as yet ascertained or not, but all such Rights and Claims shall remain as valid and effectual as if this Act had not been passed; and all Sums of Money which are now or may become payable on account of such now existing Rights or Claims shall form a Charge upon the whole Revenues of the *Wishaw and Coltness Railway*, and shall be preferable to the guaranteed Dividend and Lien by this Act created in favour of the Shareholders of the *Wishaw and Coltness Railway Company*, and to any Debts or Obligations of the said *Caledonian Railway Company*, so far as such guaranteed Dividend, Lien, Debts, and Obligations may affect the said Revenues, but without Prejudice to the said guaranteed Dividend and Lien in any Question between the *Caledonian Railway Company* and the said Shareholders.

Saving
Rights of
Glasgow,
Paisley, and
Greenock
Railway
guaranteed
ordinary
Shares.

XIV. And whereas the *Glasgow, Paisley, and Greenock Railway Company* and the said *Caledonian Railway Company* were by the *Caledonian and Glasgow, Paisley, and Greenock Railways Amalgamation Act, 1847*, authorized to become amalgamated, subject to certain Terms and Conditions consented to by the said Companies respectively at the Time of the passing of the said Act, and whereby it was amongst other things provided and enacted, that the *Caledonian Railway Company* should guarantee a Dividend after the Rate of Four Pounds *per Centum per Annum* on the ordinary Stock of the said *Glasgow, Paisley, and Greenock Railway Company*, designated by the said Act *Caledonian Railway (Glasgow, Paisley, and Greenock)* guaranteed ordinary Shares, but that the said *Caledonian Railway Company* should have Right, at any Time before the Expiration of Five Years after the opening of the said *Caledonian Railway*, to withdraw from and to put an end to such Guarantee, and to merge the said guaranteed ordinary Shares in the ordinary Capital Stock of the said *Caledonian Railway Company*: And whereas the said *Glasgow, Paisley, and Greenock Railway Company* have not consented to the Guarantee of Interest proposed to be secured by this Act to the Shareholders in the *Wishaw and Coltness Railway* out of the Revenues of the *Caledonian Railway Company*, whereby, if the Right reserved to the said last-mentioned Company of putting an end to the said Guarantee on the said ordinary Shares, and of merging the same in the ordinary Capital Stock of the said *Caledonian Railway Company*, should be exercised, the Interests of the Holders of the said guaranteed ordinary Shares might be prejudicially affected, and it is therefore just and expedient that such Right should not be exercised without the Consent of the respective Holders of such Shares for the Time being: Be it therefore enacted, That it shall not be lawful for the said *Caledonian Railway Company* to withdraw from or put an end to the Guarantee of Interest secured or proposed to be secured by the said *Caledonian and Glasgow, Paisley, and Greenock Railways Amalgamation Act* on any of the said Shares therein designated *Caledonian Railway (Glasgow, Paisley, and Greenock)* guaranteed ordinary Shares, the Holders of which Shares for the Time being shall

shall not have previously consented in Writing that the same shall be merged in the ordinary Stock of the said *Caledonian* Railway Company without such Guarantee.

XV. And be it enacted, That it shall not be lawful for the *Caledonian* Railway Company to demand or receive any greater Sum in respect of the Carriage of Passengers conveyed on the *Wishaw and Coltness* Railway and Branches thereof than Three-pence *per* Passenger *per* Mile in respect of any Passenger travelling in a First-class Carriage, Two-pence *per* Passenger *per* Mile in respect of any Passenger travelling in a Second-class Carriage, and One Penny Half-penny *per* Passenger *per* Mile in respect of any Passenger travelling in a Third-class Carriage, including the Charges for the Use of Carriages and locomotive Power, and all other Charges incidental to such Conveyance, unless in the Case of Passengers travelling by Special Trains. Limiting Charges for Conveyance of Passengers.

XVI. And be it enacted, That every Passenger travelling upon the Railway may take with him his ordinary Luggage, not exceeding One hundred Pounds in Weight for First-class Passengers, Sixty Pounds in Weight for Second-class Passengers, and Forty Pounds in Weight for Third-class Passengers, without any Charge being made for the Carriage thereof. Passengers Luggage.

XVII. And be it enacted, That it shall not be lawful for the *Caledonian* Railway Company to charge, in respect of the Conveyance on the *Wishaw and Coltness* Railway and its Branches of the several Articles, Matters, and Things herein-after mentioned, any greater Sums than the Sums now levied by the *Wishaw and Coltness* Railway Company in respect of such Conveyance, as herein-after specified, with the Addition of Twelve and One Half *per Cent.* upon the several Amounts so specified; (that is to say,) Limiting Charges for Conveyance of Goods.

1. In respect of the Use of the Line :

For all Dross, Rubble Stone, Slag, Ashes, Dung, Limestone, and Whinstone, One Penny Farthing *per* Ton *per* Mile for the first Five Miles, and One Halfpenny *per* Ton *per* Mile for the Sixth and each succeeding Mile :

For all Coal, Coke, raw or calcined Ironstone, Pig Iron, Ashlar Freestone, Sand, Fire Clay, Lime, Bricks, Slates, and Drain Tiles, Three-pence *per* Ton for the First Mile, Two-pence Halfpenny *per* Ton for the Second Mile, One Penny Half-penny *per* Ton *per* Mile for the Third, Fourth, and Fifth Miles, and One Halfpenny *per* Ton *per* Mile for the Sixth and each succeeding Mile :

For all malleable Iron, Three-pence *per* Ton *per* Mile for the First and Second Miles, Two-pence *per* Ton *per* Mile for the Third, Fourth, and Fifth Miles, and One Penny *per* Ton *per* Mile for the Sixth and each succeeding Mile :

For all Grain, Cotton, Wool, Thread, Cloth, Dry Goods, Groceries, Wares, and other Merchandize, and all Articles not above specified, Two-pence *per* Ton *per* Mile :

2. In

2. In respect of locomotive Power :

For all of the Articles, Matters, and Things herein-before mentioned, Three Farthings *per* Ton for the First Mile, and One Farthing *per* Ton *per* Mile for the Second and each succeeding Mile :

3. In respect of the Use of Waggon or Trucks :

For all of the Articles, Matters, and Things herein-before mentioned, One Penny *per* Ton for the First Mile, One Half-penny *per* Ton *per* Mile for the Second, Third, Fourth, and Fifth Miles, and One Farthing *per* Ton *per* Mile for the Sixth and each succeeding Mile :

Provided always, that the Sums so to be charged, including such additional Per-centage, shall in no Case exceed the gross Amount of Tolls, Rates, and Charges for the Use of the Line, and of locomotive Power, and of Waggon or Trucks, authorized by the said recited Acts relating to the *Wishaw and Coltness* Railway.

For Protection of Traffic on Monkland and Kirkintilloch Railway and Monkland Canal.

XVIII. And whereas the *Wishaw and Coltness* Railway, terminating at *Whiffat*, communicates there with the *Glasgow, Garnkirk, and Coatbridge* Railway, and also with the *Monkland and Kirkintilloch* Railway, and by means of the said last-mentioned Railway with the *Dundyvan* Basin of the *Monkland* Canal : And whereas it is necessary, for the Protection of the Public using the said *Monkland and Kirkintilloch* Railway and *Monkland* Canal, to make Provision against the Purchase by this Act authorized being used for the Purpose of diverting the Traffic from the said *Monkland and Kirkintilloch* Railway and the *Monkland* Canal, by unduly high Charges on the *Wishaw and Coltness* Railway, combined with low Charges on the *Glasgow, Garnkirk, and Coatbridge* Railway : Be it enacted, That the Rates, Tolls, and Charges to be levied or taken by the *Caledonian* Railway Company upon Minerals or Goods passing from the *Wishaw and Coltness* Railway to the *Monkland and Kirkintilloch* Railway or the *Monkland* Canal, in respect of the Transit thereof from any Point on the Line of the *Wishaw and Coltness* Railway to the Northern Terminus of that Railway at *Whiffat*, shall bear the same Proportion to the Rates, Tolls, and Charges (according to the lowest Scale thereof in proportion to the total Distance carried) which they may at the Time levy or take upon Traffic of the same Description in respect of its Transit from the same Point on the *Wishaw and Coltness* Railway to any Point on the Line of the *Glasgow, Garnkirk, and Coatbridge* Railway South of *Gartgill* that the Distance travelled in the former Case bears to the Distance travelled in the latter : Provided always, that nothing herein contained shall prevent the *Caledonian* Railway Company from reducing from Time to Time the Tolls, Rates, and Charges levied or taken by them between *Whiffat* and any Works situated between *Whiffat* and *Gartgill* to the same Amount that may at the Time be charged by the *Monkland* Railways Company upon similar Traffic between *Whiffat* and the same Works, without being obliged to make any corresponding Reduction upon the Rates, Tolls, and Charges on the *Wishaw and Coltness* Railway.

XIX. And

XIX. And be it enacted, That in the event of the said *Caledonian* Railway Company reducing the said Tolls, Rates, and Charges on the *Glasgow, Garnkirk, and Coatbridge* Railway between *Whiffat* and *Gartgill*, the *Caledonian* Railway Company shall be bound, if required by the *Monkland* Railways Company, upon due and reasonable Notice, to haul forward from *Whiffat* to the Destination thereof the Goods and Mineral Traffic passing from the said *Wishaw and Coltness* Railway to any Point on the Line of the *Monkland and Kirkintilloch* Railway South of *Gartgill*, upon Payment to the said *Caledonian* Railway Company of the Rates and Charges which the said *Monkland* Railways Company are entitled to exact for the Use of Engines for drawing Carriages, under "The *Monkland* Railways Act, 1848," the said *Caledonian* Railway Company being entitled to the Use of the whole Watering Places and other Accommodations on the Line of the *Monkland and Kirkintilloch* Railway, so far as necessary for the Purpose of hauling such Traffic, free of Charges, and in the same Manner as the Engines of the *Monkland* Railways Company use the same; and in the event of any Dispute arising as to the Notice to be given as aforesaid, or the Mode of hauling the said Traffic, the same shall be referred to Arbitration in manner provided by the Railways Clauses Consolidation (*Scotland*) Act, 1845.

Company in certain Events bound to haul Traffic on Monkland and Kirkintilloch Railway.

XX. And whereas the *Glasgow, Garnkirk, and Coatbridge* Railway, which forms a Connexion between the *Wishaw and Coltness* Railway and the City of *Glasgow*, has been acquired by the *Caledonian* Railway Company: Be it enacted, That if and as often as the *Caledonian* Railway Company shall reduce any of the Rates, Tolls, or Charges leviable by them on the *Glasgow, Garnkirk, and Coatbridge* Railway, for and in respect of Goods and Minerals passing along the last-mentioned Railway to or from the *Wishaw and Coltness* Railway, below the Rates, Tolls, and Charges at present levied on the said *Glasgow, Garnkirk, and Coatbridge* Railway, then, and while any such Reduction is continued, the *Caledonian* Railway Company shall be bound to make a proportional Reduction of the Rates, Tolls, or Charges at present levied by them for and in respect of Traffic of a similar Nature passing along the *Wishaw and Coltness* Railway.

If Rates reduced on Glasgow, Garnkirk, and Coatbridge Railway, a proportional Reduction to be made on Wishaw and Coltness Railway.

XXI. And be it enacted, That so much of the said Acts relating to the *Wishaw and Coltness* Railway as is inconsistent with this Act, or with the Provisions of the *Caledonian* Railway Act, 1845, and the Acts therewith incorporated, as extended to this Act, shall be and the same is hereby repealed: Provided always, that nothing herein contained shall alter, prejudice, or affect the Rights and Privileges competent to or conferred by the said Acts upon the *Monkland and Kirkintilloch* Railway Company, or the *Ballochney* Railway Company, or upon the Company of Proprietors of the *Monkland* Navigation, which Navigation now belongs to the Company of Proprietors of the *Forth and Clyde* Navigation.

So much of certain recited Acts as is inconsistent with this Act repealed.

XXII. And be it enacted, That the Ordinary General Meetings of the Shareholders of the *Caledonian* Railway Company shall be held
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Time of holding General Meetings of

Caledonian
Company.

half-yearly, the one in the Month of *February* or *March*, and the other in the Month of *August* or *September* in each Year.

Interest not
to be paid
on Calls
paid up.

XXIII. And be it enacted, That it shall not be lawful for the Company, out of any Money by this Act or any other Act relating to the Company authorized to be raised by Calls in respect of Shares, or by the Exercise of any Power of borrowing, to pay Interest or Dividend 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 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 (*Scotland*) Act, 1845, in that Behalf contained.

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

XXIV. And be it enacted, That it shall not be lawful for the Company, out of any Money by this Act or any other Act relating to the 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 Company to construct any other Railway or execute any other Work or Undertaking.

Railway
Company to
be subject
to the Pro-
visions 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.

XXV. 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 Tenth Year of the Reign of Her said Majesty, intituled *An Act for regulating the Gauge of Railways*; and another Act was passed in the Tenth Year of the Reign of Her said Majesty, intituled *An Act for constituting Commissioners of Railways*: Be it enacted, That nothing in this Act contained shall be held to exempt the said Railways or the *Caledonian Railway Company* from the Provisions of the said several Acts respectively, but that such Provisions shall be in force in respect of the said Railways and Company so far as the same shall be applicable thereto.

Railways not
exempt from
Provisions
of any future
general Act.

XXVI. And be it enacted, That nothing herein contained shall be deemed or construed to exempt the said Railways or the *Caledonian Railway Company* from the Provisions of any general Act relating

to this and the said recited Acts, or of any general Act relating to Railways, or to the better and more impartial Audit of the Accounts of Railway Companies, now in force or which may pass during the present or any future Session of Parliament, or from any future Revision and Alteration, under the Authority of Parliament, of the maximum Rates of Fares and Charges authorized by this and the said recited Acts.

XXVII. And be it enacted, That all the Costs, Charges, and Expenses incurred in applying for and obtaining this Act, or incident thereto, shall be paid and defrayed by the *Caledonian* 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. Expenses of Act.

XXVIII. And be it enacted, That this Act shall be deemed a Public Act, and shall be taken notice of as such by all Judges, Justices, and others. Public Act.

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