



ANNO DECIMO OCTAVO & DECIMO NONO

VICTORIÆ REGINÆ.

Cap. clviii.

An Act to enable the *Edinburgh and Glasgow* Railway Company to enlarge their Station at *Queen Street, Glasgow*; to raise additional Capital; and for other Purposes. [23d July 1855.]

WHEREAS the *Edinburgh and Glasgow* Railway Company were incorporated by “The *Edinburgh and Glasgow* Railway Consolidation Act, 1852,” and were authorized by 15 & 16 Vict. c. cix. “The *Edinburgh and Glasgow* Railway Branches Act, 1853,” to 16 & 17 Vict. c. cli. connect their Line at *Glasgow* by Branches with the *Caledonian* Railway: And whereas it would be attended with public Advantage and Convenience if the Company were empowered to take additional Land, for the Purpose of enlarging their Station at *Queen Street* in *Glasgow*: And whereas it would be expedient to amend the recited Acts, and to enable the Company to raise additional Capital for the several Purposes of this Act; but these Objects cannot be effected without the Authority of Parliament: 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, as follows:

[*Local.*]

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I. This

The Edinburgh and Glasgow Railway Amendment Act, 1855.

Short Title.

I. This Act may be cited for all Purposes as “The *Edinburgh and Glasgow Railway Amendment Act, 1855.*”

“The Company.”

II. The Expression “the Company” in this Act shall mean the *Edinburgh and Glasgow Railway Company.*

8 & 9 Vict.
cc. 18. & 20.
incorporated.

III. “The Lands Clauses Consolidation (*Scotland*) Act, 1845,” and “The Railways Clauses Consolidation (*Scotland*) Act, 1845,” are hereby incorporated with this Act.

Power to
raise addi-
tional Capi-
tal for en-
larging Sta-
tion, &c. by
Issue of new
Shares.

IV. For defraying the Expense of enlarging their Station at *Queen Street* in *Glasgow*, as authorized by this Act, and for the general Purposes of their Undertaking, the Company may from Time to Time, in addition to the Capital fixed by the first-recited Act and the additional Capital authorized to be raised by the second-recited Act, raise any Sum not exceeding One hundred and fifteen thousand Pounds by the Creation and Issue of new Shares in their Undertaking.

Power to
raise addi-
tional Capi-
tal for in-
creasing
their Plant
by Issue of
new Shares.

V. And whereas a Bill is now pending in Parliament to incorporate a Company, to be called “The *Glasgow, Dumbarton, and Helensburgh Railway Company*,” and to enable the *Edinburgh and Glasgow Railway Company* to subscribe towards the Construction of and to maintain the Railways thereby proposed to be authorized, and also to work the Traffic on the said Railways, and contingently on the Railway belonging to the *Caledonian and Dumbartonshire Junction Railway Company*: Be it enacted, That if the said Bill shall pass into Law, and shall authorize the Company to work the Traffic of the Railways thereby authorized and of the Railway belonging to the *Caledonian and Dumbartonshire Junction Railway Company*, or either of them, the Company for the Purpose of increasing their Plant may raise, by the Creation and Issue of new Shares, in addition to the Capital mentioned in the preceding Section, any Sum not exceeding Fifty thousand Pounds.

Provisions
as to new
Shares.

VI. It shall be lawful for the Company, with the Consent of Three Fifths of the Shareholders present, personally or by Proxy, at a Special General Meeting convened for that Purpose, to confer on the whole or any Part of the new Shares to be created by virtue of the second-recited Act or this Act a guaranteed or preferential Dividend out of the Profits of the Company, at such Rate not exceeding Five Pounds *per Centum per Annum*, and payable at such Time, as shall be fixed by such Meeting.

Additional
Capital to
be Part of

VII. The Capital to be raised by such new Shares shall be Part of the general Capital of the Company, and, except as otherwise provided

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vided by the Special General Meeting of the Company which shall resolve to create and issue the same, such new Shares shall confer and impose on the Holders thereof all the Rights and Privileges, Liabilities and Obligations, which the existing Shares or Stock in the Company confer and impose on the Holders thereof.

general
Capital.

VIII. Such new Shares may be apportioned among and offered to the then Shareholders in the Company, or if not taken by them, or as to so many as shall not be taken by them, may be disposed of to such other Persons as may be willing to accept the same, in such Manner and on such Terms and Conditions as shall be determined by the Special General Meeting which shall resolve to create and issue the same.

Company to
direct how
new Shares
are to be
disposed of.

IX. The Amount of each Call which the Company may make upon each Shareholder shall not exceed One Tenth Part of the Amount of such new Shares held by him, and successive Calls shall not be made at a less Interval than Two Months, and the aggregate Amount of Calls made in any One Year shall not exceed One Half of the Amount of such new Shares.

Amount and
Intervals of
Calls.

X. Except as otherwise provided by or under the Powers of the recited Acts or this Act, every Proprietor of Consolidated Stock or of Shares in the Company shall be entitled at General Meetings to One Vote for every Fifty Pounds of Capital actually paid up.

Provision as
to voting.

XI. After the said Sum of One hundred and fifteen thousand Pounds by this Act authorized to be raised shall have been subscribed or taken up, and a Sum equal to One Half thereof shall have been paid up, the Company may from Time to Time borrow on Mortgage of their Undertaking or Bond any Sum not exceeding Thirty thousand Pounds, in addition to the other Sums authorized to be borrowed by the recited Acts and this Act.

Power to
borrow on
Mortgage
or Bond.

XII. The Company may fund the whole or any Part of the Sums raised on Mortgage in virtue of this Act, under the Powers and Provisions, with the Rights and Privileges, and subject to the Restrictions and Conditions which are contained in Sections XIX. to XXVIII., both inclusive, of the first-recited Act.

Debt may be
funded.

XIII. If, in pursuance of the Provisions of "The Companies Clauses Consolidation (*Scotland*) Act, 1845," the Company, instead of borrowing or continuing on Loan the Sums hereby authorized to be borrowed, shall resolve in lieu thereof to raise the same or Part thereof by creating new Shares, it shall be lawful for them to confer on such Shares a guaranteed and preferential Dividend out of the

Company
may issue
Preference
Shares in
lieu of bor-
rowing.

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the Profits of the Company, at such Rate not exceeding Four Pounds *per Centum per Annum*, and payable at such Time, as shall be fixed by any Special General Meeting of the Company.

Former
Grants of
Preference
not to be
affected:

XIV. No Guarantee or Preference to be conferred on any Shares under the Provisions of this Act shall prejudice or affect any Preference or Priority in the Payment of any Interest or Dividend on any other Shares or Stock which shall have been granted by the Company in pursuance of or which may have been confirmed by any previous Act of Parliament, or which may otherwise be lawfully subsisting.

Application
of Money to
be raised.

XV. The whole Sums by this Act authorized to be raised by the Creation of Shares or by borrowing shall be applied for the respective Purposes sanctioned by this Act, and for no other Purpose whatsoever.

Saving
Rights of
certain Rail-
way Com-
panies.

XVI. Nothing in this Act contained or to be done in virtue hereof shall alter, prejudice, or affect the Rights, Privileges, and Claims of the *Stirling and Dunfermline* Railway Company and of the *Edinburgh and Bathgate* Railway Company, or either of them, under their respective Acts of Parliament or otherwise.

Power to
take Land
for enlarging
Station.

XVII. And whereas a Plan describing the Lands, Houses, and other Property intended to be taken for enlarging the said Station at *Queen Street* in *Glasgow*, with a Book of Reference thereto, have been deposited with the Sheriff Clerk for the County of *Lanark* at *Glasgow*: The Company, subject to the Provisions and with the Powers contained in this Act and the Acts incorporated herewith, may, for the Purpose of enlarging the said Station, enter upon, take, and use the Lands, Houses, and other Property delineated on the said Plan and described in the said Book of Reference, or such of them or such Portion thereof as they may deem necessary.

Appropriation of North
Queen Street
to Purposes
of Station.

XVIII. From and after the passing of this Act, so much of the Road or Street called *North Queen Street*, delineated on the Plan deposited as aforesaid, and numbered thereon and in the Book of Reference thereto 15 of the Parish of *Glasgow* or Inner High Church of *Glasgow*, as lies beyond the Distance of Seventy-three Feet from the North Building Line of *George Street*, shall vest in the Company; and the Company may shut up, appropriate, and enclose the same, and the Remainder of the said Road or Street shall be used, maintained, and lighted by and under the Control of the Company as an Access to the said Station and to the Properties delineated on the said Plan, and numbered thereon and in the said Book of Reference 7 and 17 of the said Parish; and the Company shall on the First Day of *September* One thousand eight hundred and fifty-five pay to the Magistrates and Council of the

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the City of *Glasgow* the Sum of One thousand five hundred Pounds as the Price and Value of the Solum of the Portion of the said Road or Street hereby vested in the Company.

XIX. Provided always, That if at any Time the Company shall cease to use the said Station, the Control and Use of so much of the said Road or Street as extends Northwards Seventy-three Feet from the North Building Line of *George Street* shall revert to the said Magistrates and Council, and the said Portion of Road or Street shall thereafter be held, maintained, and lighted by them as a public Street.

Eventual
Reversion of
Street to Ma-
gistrates and
Council of
Glasgow.

XX. The Company shall provide such reasonable Accommodation within the Limits of the said Station, that Carriages, Cabs, Carts, and public Vehicles conveying Passengers and Goods to and from the said Station may not be unnecessarily detained in the public Streets and Thoroughfares; and in the event of such Accommodation not being so provided, it shall be lawful for the said Magistrates and Council, after Notice to the Company, to apply to the Board of Trade, and the Board of Trade shall thereupon inquire into the Complaint and determine the same; and the Company shall carry into effect any Directions the said Board may make, within the Period which the said Board may fix for that Purpose, under a Penalty of Fifty Pounds for each Day after the Expiration of the Period so fixed, until such Directions shall be fully obeyed and fulfilled; and such Penalties may be recovered from the Company, and shall be applied in manner prescribed by "The Railways Clauses Consolidation (*Scotland*) Act, 1845," with respect to the Recovery of Damages not specially provided for.

As to pro-
viding Ac-
commoda-
tion within
the Station.

XXI. The compulsory Powers of taking Land conferred by this Act shall not be exercised after the Lapse of Two Years from the passing thereof.

Powers for
compulsory
Purchases
limited.

XXII. Nothing in this Act contained shall alter, prejudice, or affect the Rights of *James Macgregor*, Hotel Keeper in *Glasgow*, under or by virtue of a Lease of the *Queen's Hotel* in *George's Square*, *Glasgow*, dated the Thirtieth Day of *November* and Second and Twelfth Days of *December* One thousand eight hundred and fifty-three, between the Company and the said *James Macgregor*.

Saving
Rights of
James Mac-
gregor.

XXIII. 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 any 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:

Interest not
to be paid
on Calls paid
up.

[*Local.*]

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Provided

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Provided always, that nothing herein 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
Capital.

XXIV. It shall not be lawful for the Company, out of any Money by this Act or any other Acts 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 in force for the Time being 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 Railway or execute any other Work or Undertaking.

Railways not
exempt from
Provisions of
General
Acts.

XXV. Nothing in this Act contained shall be deemed or construed to exempt the Railways by the 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, or to the better and more impartial Audit of the Accounts of Railway Companies, now in force or which may hereafter pass during this 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 or of the Rates for small Parcels authorized by this Act or by the recited Act.

Expenses of
Act.

XXVI. All the Costs, Charges, and Expenses of and attending the passing of this Act, or incidental thereto, shall be paid by the Company.

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