



BY AUTHORITY.

ANNO DECIMO NONO VICTORIÆ REGINÆ.

CAP. LXIX.

An Act for further facilitating the making of part of the Saint Andrews and Quebec Rail Road.

Preamble refers to Acts 6 W. 4 c. 31, 10 V. c. 27, 10 V. c. 84, 11 V. c. 63, 12 V. c. 74.

Section.

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| 1. Repeals 10 V. c. 84, s. 3. | 7. Grants of Crown Land confirmed. |
| 2. Forfeiture if Rail Road be not completed in four years. | 8. Privileges under previous Acts not lessened. |
| 3. Duration of guarantee of interest. | 9. Act conditional on certain expenditures. |
| 4. Faith and credit of Province pledged. | 10. Construction of Act. |
| 5. Repeals Sec. 3 of 12 V. c. 74. | 11. Suspending clause. |
| 6. Continues 12 V. c. 74. | |

Passed 12th April 1856.

WHEREAS by an Act of Assembly passed in the sixth year of the Reign of His late Majesty William the Fourth, intituled *An Act to incorporate the Saint Andrews and Quebec Rail Road Company*, the Company were authorized to make a Rail Road from Saint Andrews to Quebec, and were required to complete the Rail Road from Saint Andrews to the Province line within fifteen years from the passing of that Act: And whereas by an Act of Assembly passed in the tenth year of the Reign of Her present Majesty, intituled *An Act to amend and extend the provisions of an Act intituled 'An Act to incorporate the Saint Andrews and Quebec Rail Road Company'*, the obligation on the Company to make the Rail Road from Saint Andrews to the Province line within those fifteen years was repealed, and the Company were required to make the Rail Road from Saint Andrews to Woodstock within ten years from the passing of the now reciting Act: And whereas by a Facility Act passed in the tenth year of the Reign of Her present Majesty, intituled *An Act to facilitate the making of a Rail Road from Saint Andrews in the County of Charlotte, to Woodstock in the County of Carleton, and Branches thereof*, the Lieutenant Governor or Administrator of the Government was authorized to grant Crown Lands in the Province to the Company, and (by the third Section) it was enacted—"that if the part between Saint Andrews and Woodstock of the Rail Road should not be completed and in full operation within the space of ten years from the time the now reciting Act should come into operation, all and every the said grants of land and the rights and privileges conferred by the now reciting Act should be utterly null and void, and the land and privileges should revert to and revest in Her Majesty as fully as if no grant had been made or rights and privileges conferred;" and (by the fifth Section) the faith and credit of this Province was pledged to the Company to make up and pay any deficiency of the clear profits arising from the traffic of merchandise and passengers, and otherwise, on that part of the Rail Road and the Branches thereof, whereby the Company might realize a less annual profit or interest than five per centum on such capital sum not exceeding one hundred thousand pounds as might be invested in the undertaking; and by the sixth Section provision was made for such payment, but for not more than ten years: And whereas by a Facility Act passed in the eleventh year of the Reign of Her present Majesty, intituled *An Act to extend the provisions of an Act intituled 'An Act to facilitate the making of a Rail Road from Saint Andrews in the County of Charlotte, to Woodstock in the County of*

Carleton, and Branches thereof;' by the first Section the rate of annual profit or interest, for which the faith and credit of the Province stood pledged by the recited Facility Act of the tenth year of the Reign of Her present Majesty, was increased from five per centum per annum to six per centum per annum; and by the second Section the term of years during which such deficiency was to be made up was extended to twenty five years; and by the third Section further grants of Crown Land were authorized to be made to the Company: And whereas by a Facility Act passed in the twelfth year of the Reign of Her present Majesty, intituled *An Act further to facilitate the making of a Rail Road from Saint Andrews to Woodstock with a Branch to Saint Stephen*, further grants of Crown Land were authorized to be made to the Company; and by the third Section it was enacted that the now reciting Act should be and continue in force for ten years from the passing thereof, and no longer: And whereas several grants of Crown Lands have under the recited Acts, or some of them, been made to the Company: And whereas it is expedient to continue the facilities already granted and to extend the time for the making of the said Rail Road;—

Be it therefore enacted by the Lieutenant Governor, Legislative Council, and Assembly, as follows:—

1. The third Section of the recited Facility Act of the tenth year of the Reign of Her present Majesty, shall be and the same is hereby repealed; and in lieu thereof,

2. If the part of the contemplated Saint Andrews and Quebec Rail Road which may be between Saint Andrews and Woodstock, and also a Branch thereof to the River Saint Croix at or near the Ledge, (so called) in the Parish of Saint Stephen, in the County of Charlotte, be not completed and in full operation within the space of four years from the time when this Act comes into operation, all and every the grants of land, and the rights and privileges conferred by the several Facility Acts relating to the Company, shall be utterly null and void, and the land and privileges shall revert to and revest in Her Majesty, as if no grant had been made or rights or privileges conferred.

3. The term of twenty five years mentioned in the second Section of the recited Facility Act of the eleventh year of the Reign of Her present Majesty, during which the deficiency of the annual profit or interest shall be made up and paid by this Province, to the extent of six per centum per annum on such capital sum not exceeding one hundred thousand pounds as shall be invested in the undertaking, shall be computed from the day on which the part between Saint Andrews and Woodstock of the Rail Road, and also a Branch thereof to the River Saint Croix, at or near the Ledge, in Saint Stephen aforesaid, are finally opened; and during that term of twenty five years so computed, such deficiency, if any, shall be made good by this Province, and shall be paid to the Company in manner and form, and according to the stipulations and conditions mentioned and contained in the sixth Section of the recited Facility Act of the tenth year of the Reign of Her present Majesty, so far as those stipulations and conditions are consistent with the provisions of this Act, but in no case shall the liability of the Province exceed six per centum on one hundred thousand pounds, and shall cease to be paid at any time when the said Road is not kept in efficient operation.

4. The faith and credit of this Province shall stand pledged, and the same is hereby pledged to the Company, to make up