

Proviso.

Carouge Pier and Wharf Company: Provided always, that in the event of the said Company incorporated by this Act not carrying into execution the powers hereby conferred upon them with respect to Dry and Wet Docks within the period prescribed by this Act, the said Company shall still subsist and continue to be incorporated as a Pier and Wharf Company, under their new name of "*the Carouge Pier, Wharf and Dock Company*," and shall possess all their other powers, authorities and privileges conferred upon and belonging to them as a Pier and Wharf Company. 5

XXVIII. And whereas the advantages to be derived to this Province by the construction and maintenance of Dry and Wet Docks at or near Carouge aforesaid, have already attracted the attention of Her Majesty's Government, and have caused certain reserves and conditions to be made in the Lettres Patent granting beaches and deep water lots to the said Carouge Pier and Wharf Company, and to individuals now represented by them, in order to secure to the Crown the power of resuming the same for the purpose of constructing such Docks or similar works at the public expence, and whereas the said Carouge Pier and Wharf Company, in the contemplation of being enabled to construct such Docks by the means of private enterprize at a less expence than the same could be done by the Government, and of obtaining Legislative authority so to do, have induced her Majesty's Government to grant to them permission to use and occupy a considerable portion of the said beaches originally reserved for the public, and whereas the provisions of this Act have in order to encourage so useful an undertaking granted to the said Company incorporated by this Act, further powers and authority militating in some respects from the conditions of the said grants, and it is necessary as well to guard the interests of the public as to protect the just rights of those who have already or may hereafter vest their property in the promotion of the undertaking contemplated by this Act; Be it enacted, That after the making and completing of the said Dock or Docks it shall and may be lawful for Her Majesty, Her heirs and successors to assume the possession and property of the same and of all and every the works and dependencies thereon belonging, or, in anywise appertaining by paying to the said Company, their heirs, executors, administrators, curators and assigns the full amount of their respective shares, or of the sums furnished and advanced by each Subscriber towards the making and completing of the said Dock and Docks, together with such further sum as will amount to per centum upon the monies so advanced and paid, as a full indemnification to such Company, and the said Dock and Docks shall from the time of such assumption in manner aforesaid, appertain and belong to Her Majesty Her heirs and successors who shall from thence forth be substituted in the place and stead of the said Company, their successors and assigns for all and every the purposes of this Act so far as respects the said Dock and Docks, not including any property already, or to be hereafter acquired by the said Company as a Pier and Wharf Company, or for purposes other than the construction and maintenance of Dry and Wet Docks and their appendages. 15 20 25 30 35 40 45

Power to Her Majesty to assume possession of property of Company.

Public Act.

XXIX. And be it enacted, That this Act shall be a Public Act.