

How enforced. the toll allowed to be taken by this Act, such person shall, upon conviction thereof in a summary way before any Justice of the Peace at or near the place where the injury shall have been done, be sentenced to pay all damages sustained by the said Company, to be ascertained by the said Justice upon the hearing of the said complaint, and also to pay a fine of not more than Fifty Shillings, nor less than Five Shillings, such damages and fine to be paid within a time to be limited by the said Justice, and in default thereof, the same shall be levied as fines are now levied by law.

Increase of
capital pro-
vided for in
certain cases.

XVII. And be it enacted, That if at any time hereafter the Directors for the time being shall be of opinion that it would be desirable further to deepen the Basin of the said Bay, or that the original capital subscribed will not be sufficient to complete the work contemplated by the said Company to be executed or to be extended, or altered, it shall and may be lawful for the Directors for the time being, under a resolution to be passed by them for that purpose, either to borrow upon the security of the said Company, by bond or mortgage of the Harbour, Road, and Tolls to be collected thereon, a sufficient sum of money to complete the same, or to authorize the subscription of such number of additional shares as shall be named in their resolution, a copy whereof under the hand of the President and seal of the Company shall be engrossed at the head of the subscription list, to be opened for subscribers to the additional number of shares thereby authorized to be subscribed, and that when such a number of new shares shall have been subscribed as the Directors shall deem it desirable to have registered, the President shall deliver such new list of subscribers to the register having the custody of the original instrument, heretofore referred to, who shall attach such new list of subscribers thereto, which shall thenceforth be held and taken to be part and parcel of the said instrument, and all the subscribers thereto, and those who may thereafter enter their names as subscribers therein, with the consent of the Directors to be signified by producing a receipt from the Treasurer of the Company, that the person desiring to subscribe to the said new stock list has paid an instalment of six per cent. on his shares, shall be subject to all the liabilities and entitled to all the rights, privileges and advantages to which the original Stockholders shall have been entitled, and as well to the said Harbour and Road in its original state as to any extension or improvement thereof as aforesaid, and such additional shares or stock shall and may be called in, demanded and recovered in the same manner and under the same penalties as is or are or may be provided or authorized in respect of the original shares or stock of the said Company: Provided always that the whole amount so borrowed or added to the stock of the said Company shall not exceed Four Thousand Pounds.

Proviso.