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No. 102.

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2nd Session, 7th Parliament, 26 Victoria, 1863.

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• **BILL.**

An Act to enable the Great Western Railway Company to connect the Oil Springs in the Township of Enniskillen by Branch Railways, and to further amend their Acts of Incorporation.

**PRIVATE BILL.**

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Received and read, first time, Thursday, 5th  
March, 1863.

Second reading, Monday, 9th March, 1863.

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**MR. MACKENZIE.**

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**QUEBEC :**

**PRINTED FOR THE CONTRACTORS, BY HUNTER,  
ROSE & LEMIEUX, ST. URSULE ST.**

An Act to enable the Great Western Railway Company to connect the Oil Springs in the Township of Enniskillen by Branch Railways, and to further amend their Acts of Incorporation.

**W**HEREAS the Great Western Railway Company have petitioned the Legislature for authority to construct a Branch Railway connecting the Oil Springs in the Township of Enniskillen with their main line of Railway, or Sarnia Branch, or both, and also to have certain amendments made to their Acts of Incorporation;—therefore Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:—

Preamble.

**1.** The Great Western Railway Company shall have full power and they are hereby authorized to make and construct, and to work and use a Branch Railway from some point to be selected by them, at or near the Village of Oil Springs, in the Township of Enniskillen, to any point on their main line of Railway or Sarnia Branch, or to both, and all the privileges, powers, rights, and incidents, vested in or appertaining to the said Company with regard to the Great Western Railway, and all the duties, liabilities, and obligations, imposed and existing upon them with regard to the said Railway, and for which the same is liable, by the Act incorporating the said Company, and the Acts amending the same, and all the provisions of the said Acts and of this Act, which are susceptible of such extension, shall extend and apply to, and be in force, with regard to such Branch Railway, as fully and effectually as to the said Great Western Railway to all intents and purposes, and the said Acts shall be construed, extend to, and have effect, as if the said Branch Railway had been mentioned and described in the said Act of Incorporation as part of the Railway and works which the said Company were thereby empowered to construct.

Company may have a Railway from Oil Springs to connect with their main line or Sarnia branch or both.

**2.** If the line to the Sarnia Branch of the Great Western Railway hereby authorized, shall terminate at Wanstead, and shall be so permanently and actually located by a resolution of the Board of Directors of the Great Western Railway Company, then from thenceforth the Act passed in the twenty-fourth year of Her Majesty's reign, intituled, "An Act to incorporate the Petroleum Springs Road Company," shall be repealed and stand repealed; and all conveyances and agreements obtained by or in the name of the Petroleum Springs Road Company, for the acquisition of their right of way, of which the Great Western Railway Company shall desire to avail themselves, shall enure to the benefit of the Great Western Railway Company, and be read, construed and have effect, as if made to or with them, and taken on their behalf and as if this Act had been passed before the making of such conveyances and agreements respectively.

Should the line be constructed to Wanstead, Cap. 88, 24th Victoria is repealed.

**3.** And if the said line to the Sarnia Branch shall terminate at Wanstead, and be so located there as aforesaid, the portions of the two streets laid out in the plan and survey of the Village of Wanstead,

Certain streets to be closed.

known as Woodford and Essex streets, lying to the southward of the Northern line of the Sarnia Branch of the Great Western Railway shall cease to be public highways; and the portions thereof lying within the lands of the Great Western Railway Company shall from thenceforth be vested in that Company in fee simple, freed from any public or private easement over the same; and also the right reserved by Henry C. R. Beecher, Esq., in and under an Indenture made on the twelfth day of February, one thousand eight hundred and fifty-nine, whereby certain lands were conveyed to the Great Western Railway Company to open at any future time another street or highway across the said Railway over the lands thereby conveyed, shall no longer exist, and the said Railway Company shall henceforth hold the same freed from any public or private easement over the same.

Right reserved by Henry C. R. Beecher in certain lands conveyed to the Company to cease.

Company's office in England to be a principal office. As to meetings of the Company.

Notice.

Directors may meet in England or Canada.

Certain enactments repealed.

4. The office of the Company in London, England, shall be a principal office concurrently with that at Hamilton, in Canada. 15

5. General Meetings of the Company, whether ordinary or special, may be held in London, England, and two ordinary General Meetings of the Company shall be held, one in April and the other in October in each year, either in Canada or in England, at the last of which, or at any adjournment thereof, the election of Directors and Auditors shall take place; and advertisements of all General Meetings shall be published in at least two London Daily Morning Newspapers, and in the *Canada Gazette*, twenty-eight days at least before the holding of such meetings respectively; and in the case of Special General Meetings, in the advertisements convening the same, the objects for which they are called, and the business to be transacted thereat shall be stated, and such advertisements shall be sufficient for the due convening of all General Meetings without further or other notice. 20 25

6. The Meetings of the Directors shall, after the passing of this Act, be held in England or in Canada, or in both, as the Directors shall, from time to time, by minute, determine. 30

7. So much of the twelfth section of the Act passed in the late Parliament of Upper Canada in the fourth year of the Reign of His late Majesty King William the Fourth, entitled, "An Act to incorporate certain persons under the style and title of the London and Gore Railway Company," and so much of the fifth section of the Act passed in the eighth year of the reign of Her Majesty Queen Victoria, entitled, "An Act to revive certain provisions of the Act incorporating the Great Western Railroad Company and to enable them to carry on that work," as provides for the period of Election of Directors and of the public notice to be published of such election and meeting of Shareholders,—and the whole of the thirty-second section of the Act passed in the ninth year of the reign of Her Majesty Queen Victoria, entitled, "An Act to alter and amend the charter of the Great Western Railroad Company," and so much of the fourth section of the Act passed in the eighteenth year of the reign of Her Majesty Queen Victoria, entitled, "An Act to enable the Great Western Railroad Company to construct a Branch Railway to the Town of Brantford, and for other purposes therein mentioned," as provides for the time at which the half-yearly General Meetings thereby enacted shall be held, and of the notice to be published thereof, and so much of the eighteenth section of the Act last above-mentioned as provides for the time of the Annual Election of Directors and Auditors, and so much of the nineteenth section of the said last mentioned Act as provides for the notice to be given of the Special General Meetings, shall be and the same is hereby repealed. 35 40 45 50 5

8. The repeal of the parts of the Acts in the foregoing clause shall not repeal any Act or provision of law repealed by them, nor shall the said repeal prevent the application of any of the said parts of Acts to any transaction, matter, or thing, anterior to the said repeal, to which they would otherwise apply.

9. The Shareholders of the said Corporation who at the time this Act shall come into force shall be Directors thereof shall be and continue to be Directors thereof until the first Election of Directors under this Act, and shall then go out of office: and the said Directors shall, until the first Election under this Act, at which they shall be eligible for re-election have in all respects the rights, duties, and powers, assigned to the Directors of the said Corporation by its various Acts of Incorporation, and shall be governed by their provisions, as if elected under this Act.

10. If at any time it shall happen that an election of Directors shall not be made or take effect at the meeting of Shareholders on the day fixed for the same, or at any adjournment thereof, the said corporation shall not be deemed or taken to be thereby dissolved, but the Directors shall cause an election to be held at a general meeting of the Shareholders to be called for that purpose, within forty days after the day appointed or to which the meeting on the day appointed has been adjourned; and the Directors in office, when such failure of election shall take place shall remain in office until such election shall be made.

11. This Act shall be deemed a Public Act.

Public Act.