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No. 329.

3rd Session, 5th Parliament, 20 Victoria, 1857.

(PRIVATE BILL.)

BILL.

An Act to explain an Act, intituled, *An Act to amend the Act incorporating the Hamilton and Toronto Railway Company.*

Received and read, first time, Wednesday, 6th
May, 1857.

Second reading, Monday, 11th May, 1857.

MR. CAMERON.

TORONTO :

PRINTED BY JOHN LOVELL, YONGE STREET.

An Act to explain an Act, intituled, *An Act to amend the Act incorporating the Hamilton and Toronto Railway Company.*

WHEREAS the wording of the first section of the Act passed in the eighteenth year of Her Majesty's Reign, and intituled, *An Act to amend the Act incorporating the Hamilton and Toronto Railway Company*, is such as to have caused doubts to arise as to the meaning of the said Act, and it is expedient to declare and explain the meaning of the same in order to prevent injustice being done to persons intended to be protected by said Act; Therefore Her Majesty &c., enacts as follows:

Preamble.

I. The words "private rights" in the said first section of the said Act, were intended to include and do include the right which parties occupying, leasing or owning lands on the bank or banks of the River Humber, had to use the said River as a highway, or as a means of approach or access to, or egress from the property so occupied, leased or owned by such parties, by vessels or otherwise howsoever.

18 V. c. 180.
Words "private rights" in sect. 1, explained.

II. All parties occupying, leasing, or owning lands on or near to the bank or banks of the said River Humber, who shall have been prevented by the erection of a permanent bridge by the said Company across the said River Humber, from approaching, or gaining access to, or egress from such lands by vessels or otherwise, or from using the said River as beneficially or amply as they had been accustomed to use the same before the erection of such bridge, and who shall have given notice to the said Company within the time limited by the said Act, of his, her, or their claim or intention to make claim for compensation in consequence of the erection of such Bridge, shall be entitled to compensation from the said Company, and the said Company shall indemnify all such parties so injured or abridged in any of the rights aforesaid, or hindered or prevented from using the said River in manner aforesaid; and in case of disagreement between such parties and the said Company, as to the amount of such compensation, the same shall be ascertained and decided in the same manner as is provided for in regard to other claims for compensation against the said Company in and by their Act of Incorporation or the Acts incorporated therewith.

Parties prevented from using the River Humber by the erection of the Company's Bridge entitled to compensation.

III. This Act shall be deemed a public Act.

Public Act.