
4th Session, 3d Parliament, 14th Victoria, 1851.

BILL.

An Act to amend the Act intituled,
*“An Act to authorize the formation
“of Joint Stock Companies for the
“Construction of Roads and other
“works in Upper Canada,”* and to
extend the provisions thereof.

Received and read a first time, Wednesday, 28th
May, 1851.

Second reading Wednesday, 11th June, 1851.

HON. MR. BOULTON.

B I L L .

An Act to amend the Act, intituled, "*An Act to authorize the formation of Joint Stock Companies for the Construction of Roads and other Works in Upper Canada,*" and to extend the provisions thereof.

WHEREAS it is expedient to amend the Act passed in the second Session of the third Parliament of this Province, intituled "*An Act to authorize the formation of Joint Stock Companies for the Construction of Roads and other works in Upper Canada,*" and to extend the provisions thereof to other objects; Be it therefore enacted, &c.

Preamble.
12 Vict. c. 84.

That the Seventh and Sixteenth Sections of the said Act be repealed.

Sect. 7 and 16 repealed.

10 II. And be it enacted, That the provisions of the said Act shall extend to the formation of Companies for the construction of Canals, the improvement of the navigation of streams whereon boats, rafts, and timber have passed or may by such improvement be enabled to pass up or down the same: Provided always, that no injury be thereby done to any mills or mill sites along such stream without the consent of the owners thereof, or to any lands on the banks of such streams without making compensation for all damage done in the erection or completion of the works necessary for making the intended improvements in the manner provided by the said in part recited Act.

Act extended to Companies for certain purposes.

Proviso.

25 III. And be it enacted, That if at any time after the formation of any such Joint Stock Company, the Directors shall be of opinion that it would be desirable to extend or alter the projected line of road—to construct any side roads to intersect the original main roads, or that the original capital subscribed will not be sufficient to complete the work contemplated by such Company to be executed or to be extended or altered, it shall and may be lawful for the said Directors, 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 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

Case of any Company wishing to extend their works provided for.

Borrowing money.

New stock.

Registry of
new subscri-
bers.

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, 5
the President shall deliver such new list of subscribers to the Registrar having the custody of the original instrument, 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 10
thereto, and those who may thereafter enter their names as subscribers thereon, with the consent of such Directors, to be signified by producing a receipt from the Treasurer of such Company, that the person desiring to subscribe to the said new stock list has paid an instalment of six 15
per cent. on his shares, shall be subject to all the liabilities, and entitled to all the rights, benefits, privileges and advantages to which the original subscribers shall thenceforth be entitled, and as well to the first line of road as to any extension thereof as aforesaid, and which 20
the said Companies are hereby authorized to construct, and which shall thenceforth be considered as part and parcel of the original line.

Rates of toll
limited.

IV. And be it enacted, That the amount of tolls authorized to be levied at any gate by any such Com- 25
pany, upon any road constructed by such Company, shall not for each time passing, whether loaded or otherwise, exceed an aggregate sum calculated at the rate of *one penny halfpenny* per mile, from the gate required to be passed to the next gate or termination of the road if there 30
be no other gate to pass in the direction whither any person may be going, for any vehicle drawn by two horses or other cattle, and for any vehicle drawn by more than two cattle, *one halfpenny* per mile for every additional one; for every vehicle drawn by one horse, *one penny* per mile; 35
for every passenger in a vehicle carrying the mail, and so claiming exemption from toll, *one farthing* per mile; for each sheep, swine or head of cattle, *one halfpenny* at each gate; and for every score of sheep or swine, and for every score of neat cattle, *one halfpenny* per mile; 40
for every horse and rider and every led horse, *one halfpenny* per mile: Provided always, that any Company may in their discretion charge a greater or less toll according to the weight or quantity drawn by each team, not exceeding however, the above rates of toll in any case. 45

Proviso.

Two Compa-
nies may unite
in certain
cases.

V. And be it enacted, That it shall and may be law-
ful for any two Companies formed for the construction of
Roads which may intersect or be contiguous to each
other, to unite and form one consolidated Company on
such terms as to them may seem meet. 50

VI. And be it enacted, That no Company to be formed under the provisions of this and the said in part recited Act shall be commenced until *ten days* after the Directors shall have served a written notice upon each ^{Company to notify municipal councillors before commencing work.} Municipal Councillor or at the dwelling-house of each Councillor, for any township through which such road shall be intended to pass.