ANNO QUINQUAGESIMO OCTAVO

GEORGII III. REGIS.

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Tenements, and Hereditaments, and all Tolls, Rates, and Duties impoſed by the ſaid Company, and being and remaining veſted in the ſaid Company immediately before the paſſing of the ſaid Act, and all and every other the Eſtate and Property, Sum and Sums of Money, Debts and Dues, Goods, Chattels, Claims, Materials, and Things whatever of the ſaid Company, ſhould be and become, and the ſame were by the ſaid Act veſted and declared to be veſted in the Directors of all Works relating to Inland Navigation in *Ireland*, and that the ſame ſhould continue veſted in the ſaid Directors, (uſually called the Directors General of Inland Navigation) during the Continuance of the ſaid Act, and until further Proviſion ſhould be made by ſome Act or Acts of Parliament reſpecting the ſame; and it was by the ſaid recited Act enacted, that the ſame ſhould continue in force until the Twenty-fifth Day of *March* One thouſand eight hundred and fourteen, and from thence to the End of the then next Seſſion of Parliament: And whereas by an Act made in the
55 G. 3. c. 182. Fifty-fifth Year of His preſent Majeſty's Reign, intituled *An Act to authorize the Directors General of Inland Navigation in* Ireland *to proceed in carrying on and completing the Canal from* Dublin *to* Tarmonbury, *on the River* Shannon, it was, for the obviating any Doubts which might ariſe as to the Continuance of the ſeveral Rights, Powers, and Duties veſted in, or given to, or required from the ſaid Directors General by the ſaid recited Act of the Fifty-third Year, enacted, that the ſaid recited Act of the Fifty-third Year, and all Matters and Things therein contained (except as is expreſſed in the ſaid Act of the Fifty-fifth Year), ſhould be continued and ſhould remain in force until further Proviſion ſhould be made reſpecting the ſame by any Act or Acts of Parliament to be paſſed for that Purpoſe; and that all the ſaid Canal and Navigation, and all Off-branches of the ſame, and all Cuts or Canals communicating with the ſame, and all Lands, Wharfs, Buildings, Veſſels, Tolls, Effects Real and Perſonal, and all Matters and Things whatever belonging or relating to the ſaid Canal and Navigation, which by the ſaid recited Act of the Fifty-third Year were transferred to and veſted in the ſaid Directors General of Inland Navigation, ſhould remain and continue and be veſted in the ſaid Directors General, with like Rights, Powers, and Duties in all reſpects as under the ſaid recited Act of the Fifty-third Year: And whereas, ſince the paſſing of the ſaid Acts, the ſaid Royal Canal hath been extended and the Works thereof completed from *Coolnahay* in the County of *Weſtmeath* to *Tarmonbury* on the River *Shannon*, by the ſaid Directors General of Inland Navigation, purſuant to the Proviſions of the ſaid Acts: And whereas it is now deemed expedient and neceſſary to form a new Company for the Management and Maintenance of the ſaid Royal Canal as now completed, from the River *Liffey* to the River *Shannon*, and to veſt the ſaid Canal and its Property in ſuch Perſons, and under and ſubject to ſuch Regulations and Reſtrictions as are herein-after ſet forth; be it therefore enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſeveral Perſons herein-after deſcribed as Holders of Loan Debentures iſſued by the ſaid late Royal Canal Company, ſo diſſolved by the ſaid recited Act of the Fifty-third Year of His Majeſty's Reign, and their ſeveral and reſpective Succeſſors, Executors, Adminiſtrators,

Holders of Loan Debentures iſſued by the diſſolved Royal Canal Com-

niſtrators, and Aſſigns, ſhall be and are hereby united into a Company for maintaining, ſupporting, and managing the ſaid Canal, as now completed from the River *Liffey* to the River *Shannon*, according to the Rules, Orders, and Directions herein-after mentioned and expreſſed; and the ſaid Perſons ſhall for that Purpoſe be and become One Body Politic and Corporate, by the Name and Style of *The New Royal Canal Company in Ireland*, and by that Name ſhall have perpetual Succeſſion and a Common Seal, and by that Name ſhall and may ſue and be ſued; and alſo ſhall and may have Power and Authority to hold and purchaſe Lands, Tenements, and Hereditaments to them and their Succeſſors and Aſſigns, for the Uſe of the ſaid Canal, without any Licence of Mortmain, and without incurring any Penalties, Forfeitures, or Diſabilities whatſoever, and to grant, alien, demiſe, and diſpoſe of the ſame or any Part thereof for the Purpoſes and under the Regulations in this Act mentioned; and that the ſaid New Royal Canal Company ſhall have, and they are hereby declared to have and be entitled to all ſuch Rights and Powers whatſoever, and all ſuch Remedies for recovering all Tolls, Rates, and Duties, and all Debts, Dues, Claims, and Demands whatever, which under this Act ſhall be due and payable to the ſaid Company, as were granted to or poſſeſſed or enjoyed by the late Royal Canal Company, under any Act or Acts in force immediately before the paſſing of the ſaid recited Act of the Fifty-third Year aforeſaid, for diſſolving the Corporation of the ſaid late Royal Canal Company, except only ſo far as is otherwiſe provided for by this preſent Act.

pany incorporated under the Title of The New Royal Canal Company.

II. And be it further enacted, That the ſaid New Royal Canal Company ſhall be formed and ſhall conſiſt, and the ſaid Company is hereby declared to be formed and to conſiſt, of ſuch Perſons only, and their ſeveral and reſpective Succeſſors, Executors, Adminiſtrators, and Aſſigns, and none other, who ſhall be Holders of ſuch Loan Debentures iſſued by the ſaid late Royal Canal Company, as before the paſſing of this Act ſhall have been proved before the Commiſſioners of Inquiry appointed under and by virtue of the ſaid recited Act of the Fifty-third Year of His Majeſty's Reign, or before the Directors General of Inland Navigation in *Ireland*, under and by virtue of the Proviſions in the ſaid recited Act of the Fifty-fifth Year of His Majeſty's Reign, or which within Three Calendar Months after the paſſing of this Act ſhall be ſo proved before the ſaid Directors General of Inland Navigation, and who ſhall produce and deliver up ſuch Debentures in Manner herein-after required; and all and every ſuch Perſon and Perſons, and their ſeveral and reſpective Succeſſors, Executors, Adminiſtrators and Aſſigns, and none others, ſhall be entitled to have and hold, and ſhall have and hold, and ſhall be conſidered as Proprietor and Proprietors of ſuch Sum and Sums in the Capital Stock of the ſaid New Royal Canal Company incorporated by this Act, as ſhall be equal to the Amount in Money of the Conſideration actually given and paid for ſuch Loan Debenture by every ſuch Perſon reſpectively, or by the laſt Purchaſer for valuable Conſideration under whom ſuch Perſon claims, or as, according to the Directions of this Act, ſhall be eſtimated as the Value of any ſuch Debenture; ſo that each and every Pound Sterling which ſhall have been actually paid for any ſuch Debenture, or at which ſuch Debenture ſhall be ſo eſtimated, as herein-after ſpecified, ſhall

Such Loan Holders ſhall become Stock Holders in the New Company according to the Value given for their Debentures, &c.

ſhall be held, taken, and conſidered as entitling ſuch Holder to One Pound in the Capital Stock of the ſaid Company, and no more.

No Loan Holder to be entitled to any Benefit under this Act, unleſs he ſhall make Affidavit, and deliver up the Debentures.

III. Provided always, and be it further enacted, That no Holder of any ſuch Loan Debenture ſhall be entitled to any Benefit or Advantage whatſoever by and under this Act, nor ſhall be conſidered as a Proprietor of Stock in the ſaid New Royal Canal Company, unleſs ſuch Holder, or the Agent of ſuch Holder, authorized by Writing under the Hand of ſuch Holder, ſhall within Three Calendar Months next after the paſſing of this Act produce and deliver up to the ſaid Directors General of Inland Navigation, or to an Officer to be appointed by them for that Purpoſe, each and every Loan Debenture and Debentures in Right of which ſuch Holder ſhall claim ſuch Portion of Stock, in order that ſuch Debenture and Debentures may be cancelled; and ſhall at the ſame Time, if ſo required to do by the Directors General of Inland Navigation, deliver an Affidavit, or Affirmation to be made by ſuch Holder, and ſworn or made before any Juſtice of Peace in any Part of the United Kingdom within his Juriſdiction, ſetting forth the Name and Reſidence of ſuch Holder and the Number of ſuch Debenture; and the ſaid Directors General or their Officer ſhall forthwith, on Delivery of every ſuch Debenture or Debentures, cancel the ſame, and file every ſuch Affidavit or Affirmation, if ſuch be required and made, and write down, in Books to be prepared for that Purpoſe, the Name and Reſidence of every Perſon delivering up any ſuch Loan Debenture or Debentures, and the Number of ſuch Debenture or Debentures, together with the Sum to which every ſuch Perſon ſhall be entitled as a Proprietor in the Capital Stock of the ſaid New Company, according to the true Amount of the Conſideration or eſtimated Value of every real Debenture; which Amount of Conſideration or Value, in caſe of every Debenture produced by or on behalf of the Perſons who actually proved the ſame before the ſaid Commiſſioners of Inquiry or Directors General of Inland Navigation, or produced by the Executors or Adminiſtrators of ſuch Perſons, or produced by or on behalf of any Perſon lawfully poſſeſſed of any ſuch Debenture by Gift or Deviſe (and not by Purchaſe for valuable Conſideration) from the Perſon or Perſons who ſo proved the ſame, ſhall be taken at the Sum at which the Purchaſe Money or Value of ſuch Debenture was proved or admitted and entered in the Books of the ſaid Commiſſioners of Inquiry or Directors General reſpectively; and in caſe of any Debenture which ſhall or may have been proved by any Perſon before the ſaid Commiſſioners of Inquiry or Directors General reſpectively, and which ſhall have been ſold after ſuch Proof was made, ſuch Amount of Conſideration or Value ſhall be taken at the Sum of Money actually paid for the ſame by the Holder of ſuch Debenture producing the ſame, or by any Perſon from whom ſuch Holder producing the ſame ſhall have derived the ſame as Executor or Adminiſtrator, or by Gift or Deviſe (and not by Purchaſe for valuable Conſideration); and in ſuch Caſe ſuch Sum ſhall be ſet forth in the Affidavit or Affirmation of ſuch Holder, in addition to the other Matters required in the ſaid Affidavit or Affirmation; and in caſe the actual Amount of the Sum of Money paid for any ſuch Debenture ſo having been ſold as aforeſaid cannot be proved, or ſhall not be known, ſuch Circumſtance ſhall be ſtated in ſuch Affidavit or Affirmation, and the Holder of ſuch Debenture

ſhall be admitted a Proprietor of ſuch Sum in the Capital Stock of the ſaid Company as ſhall be equal to the Average Price at which Debentures of the like Nature ſhall appear to have been ſold, after the Seventh Day of *July* One thouſand eight hundred and thirteen, according to the Prices of any ſuch Debentures ſo ſold and entered in the Books of the ſaid Commiſſioners of Inquiry and Directors General reſpectively.

Proviſo for Creditors on Annuities.

IV. Provided always, and be it enacted, That if any Perſon or Perſons having made any Contract with the ſaid Royal Canal Company, ſo diſſolved by the ſaid recited Act of the Fifty-third Year, for any Loan upon Debentures, ſhall, as and for Part of the Conſideration of ſuch Loan, have agreed to accept and take any Annuity or Annuities for any Life or Lives, and ſuch Annuity or Annuities ſhall at any Time before the paſſing of this Act have been aſſigned for valuable Conſideration, it ſhall and may be lawful for ſuch Contractor or Contractors ſo originally entitled to ſuch Annuity or Annuities, or for the Executors or Adminiſtrators of ſuch Contractor, or for any Aſſignee of ſuch Contractor or Contractors, for valuable Conſideration, to prove the Amount of ſuch Annuity before the ſaid Directors General of Inland Navigation, at any Time within Three Calendar Months next after the paſſing of this Act, in ſuch Manner as the ſaid Directors General ſhall order and direct; and it ſhall and may be lawful for the ſaid Directors General, upon Proof of ſuch Contract to their Satisfaction, to admit ſuch Contractor or Contractors, or his or their Executors or Adminiſtrators, Aſſignee or Aſſignees, for valuable Conſideration, as a Creditor to ſuch Amount, as ſuch Annuity or Annuities ſhall have been worth on the Firſt Day of *January* One thouſand eight hundred and eleven, and to grant to the proper Perſon or Perſons entitled to ſuch Annuity or Annuities a Certificate or Certificates in the Nature of a Debenture or Debentures for ſuch nominal Amount; and the Perſon or Perſons to whom ſuch Certificate or Certificates ſhall be granted ſhall be admitted as a Proprietor in the Stock of the ſaid Company to the Amount of ſuch Certificate or Certificates, in like Manner as is herein-before provided with reſpect to Perſons producing any Debenture or Debentures in Manner directed by this Act, or in ſuch other Manner as the ſaid Directors General of Inland Navigation ſhall order and direct.

Copies of Admiſſions concluſive Evidence of the Title of Proprietors.

V. Provided always, and be it enacted, That in every Court, Civil or Criminal, and on any Proceeding and Occaſion whatſoever, the Entry in the Books of the ſaid Company of the Admiſſion of any Perſon as a Proprietor of Stock thereof, or a Copy of ſuch Admiſſion, atteſted by the Secretary of the ſaid Company for the Time being, ſhall be received, deemed, and taken as concluſive Evidence of his having performed all the previous Requiſites, and of his having been thereupon duly admitted, and of his actually being a Proprietor of Stock of ſaid Company to the Amount therein ſtated in all Caſes, except only in a Proceeding for the Removal of any ſuch Proprietor.

Proviſo in caſe of Debentures loſt or deſtroyed.

VI. And be it further enacted, That it ſhall and may be lawful, and the ſaid Directors General are hereby authorized, directed, and empowered, to admit every Perſon who has *bonâ fide* purchaſed a Loan Debenture or Debentures, or who has been lawfully in the Poſſeſſion of any ſuch Loan De-

benture or Debentures, and which Debenture or Debentures has or have been loſt or deſtroyed by Accident, to be a Proprietor of Stock in the ſaid New Royal Canal Company, whether ſuch Debentures have or have not been proved in Manner herein-before ſet forth, provided ſuch Loſs or Deſtruction of every ſuch Debenture be proved to the Satisfaction of the ſaid Directors General, and provided that every ſuch Perſon do and ſhall make and deliver an Affidavit or Affirmation, ſworn or made before any Juſtice of Peace in the United Kingdom, within his Juriſdiction, to the ſaid Directors General or their Officer, and which Affidavit or Affirmation ſhall contain a full and diſtinct and true Statement of ſuch Loſs or Deſtruction, and the particular Manner in which ſuch Loſs or Deſtruction took place, and alſo the Number of each and every ſuch Debenture, and which Affidavit or Affirmation ſhall be filed as herein-before is directed; and every ſuch Perſon ſo proving to the Satisfaction of the ſaid Directors General ſuch Loſs or Deſtruction of every ſuch Debenture or Debentures, and making ſuch Affidavit or Affirmation as is hereby required, ſhall be, and he, ſhe, and they is and are hereby declared to be, and are deemed to be, Proprietor and Proprietors of Stock in the ſaid New Royal Company, to the Extent and at the Rate and according to the true Amount of the Conſideration or Eſtimate Value of every Debenture ſo loſt or deſtroyed as aforeſaid.

No Perſon to have any Benefit from the Canal ſave ſuch Loan Holders as ſhall comply with the Proviſions of this Act.

VII. And be it further enacted, That no other Perſon or Perſons whatſoever, ſave the Holders of ſuch Loan Debentures as ſhall have proved their Debentures within the Time and in the Manner herein-before ſet forth, or their Repreſentatives or Aſſignees as aforeſaid, ſhall be conſidered as Members of the ſaid New Company, or entitled to any Benefit, Profit, or Advantage ariſing or at any Time hereafter to ariſe from the ſaid Royal Canal; and that no Perſon or Perſons whatſoever, other than ſuch Holders of ſuch Debentures, who ſhall comply with the Proviſions of this Act, or their Repreſentatives or Aſſignees as aforeſaid, ſhall be conſidered, deemed, or taken to be Proprietors of Stock in ſuch Company, or to be Creditors of the ſaid Company, at the Time of the Incorporation thereof; and all and every other Perſon or Perſons whatſoever ſhall be, and they are hereby declared to be, and are hereby excluded from all Right, Title, and Intereſt in or to the ſaid Royal Canal; or in or to the Lands, Tenements, Tolls, Hereditaments, Rents, Monies, Annuities, or other the Profits or Benefits belonging to the ſame, or attached thereto; or to any Benefit, Profit, or Advantage to ariſe at any future Time out of or from the ſaid Royal Canal.

The Capital Stock of the New Company.

VIII. And be it further enacted, That the Capital Stock of the ſaid New Royal Canal Company ſhall be and the ſame is hereby declared to amount to the Sum which within Three Calendar Months next after the paſſing of this Act ſhall be aſcertained as herein-before is directed, and which Sum is hereby declared to be the Property of ſuch Loan Holders as ſhall have proved their Debentures, and delivered them up to be cancelled, according to the ſeveral Sums which ſhall be affixed to their Names reſpectively by the ſaid Directors General of Inland Navigation, or their Officer as aforeſaid.

IX. And

Holders may transfer their Stock.

IX. And be it further enacted, That it ſhall and may be lawful to and for the Proprietors of Stock under this Act to transfer to any Perſon or Perſons whomſoever all or any Part of his, her, or their ſaid Stock, by executing a Transfer of ſuch Stock in the Books of the ſaid Company: Provided always, that no Dividend ſhall be paid to any Perſon or Perſons, to whom any Part of the ſaid Stock ſhall be transferred, until he, ſhe, or they, ſhall have accepted of ſuch Transfer by Signature in the Books of the ſaid Company.

No Executors, &c. to receive any Dividend until the Will, &c. ſhall be regiſtered.

X. And be it further enacted, That no Perſon who ſhall be and become entitled to any Part of the ſaid Capital Stock as Executor, Adminiſtrator, or Truſtee, ſhall be entitled to receive any Dividend or Dividends upon any Part of the Stock which was the Property of their Teſtator, Inteſtate, or other Perſon or Perſons, until ſuch Will, or Letters of Adminiſtration, or Deed or Deeds creating ſuch Truſts, ſhall be regiſtered in the Books of the ſaid Company.

The Company to elect by Ballot Nine Directors Yearly; Proprietors of 300 l. Stock to vote at ſuch Elections, and Proprietors of 1,000 l. Stock to be eligible to be Directors.

XI. And be it further enacted, That the ſaid New Royal Canal Company ſhall have Power, and they are hereby authorized, each and every Year, to elect by Ballot Nine Members of the ſaid Company, to act as Directors for One Year, for the Management of the Affairs of the ſaid Company; and Members of the ſaid Company, being Proprietors of Three hundred Pounds Stock in the Books of the ſaid Company, ſhall be and they are hereby declared qualified to vote for the Choice of ſuch Directors; and Members, being Proprietors of One thouſand Pounds Stock in the Books of the ſaid Company, ſhall be, and they are hereby declared to be, eligible to be elected and act as Directors of the ſaid Company; and the Election of every ſuch Director ſhall depend upon and be decided by the greateſt Number of Votes for each and every Perſon who ſhall ſet up and ſtand for ſuch Office; and all ſuch Votes ſhall be taken at the firſt Election of Directors after the paſſing of this Act by ſuch Secretary or other Perſon as ſhall be for that Purpoſe appointed by the Directors General of Inland Navigation; and at all ſubſequent Elections by the Secretary of the ſaid Company for the Time being, or in his Abſence by ſuch Perſon as ſhall be for that Purpoſe appointed by the Directors of the ſaid Company for the Time being.

No Perſon not qualified as herein-before ſet forth ſhall be entitled to vote for or to become Director.

XII. Provided always, and be it further enacted, That no Perſon being a Proprietor of Stock in the Books of the ſaid Company to a leſs Amount than Three hundred Pounds ſhall have the Power or be entitled to vote for any Perſon as a Director of the ſaid Company; and that no Perſon, being a Proprietor of Stock in the Books of the ſaid Company to a leſs Amount than One thouſand Pounds, ſhall be eligible to be choſen, or ſhall be or act as a Director of the ſaid Company; and that no Vote by Proxy ſhall be admitted at any ſuch Election; and that every Perſon being a Proprietor to the Amount of Three hundred Pounds, and to any Amount leſs than Two thouſand Pounds of Stock, in the Books of the ſaid Company, ſhall have and be entitled to One Vote only; and that every Perſon being a Proprietor to the Amount of Two thouſand Pounds and upwards of Stock in the Books of the ſaid Company, ſhall have and

be

be entitled to Two Votes and no more; and that no Proprietor ſhall be in any Caſe entitled to more than Two Votes.

Each Voter to take the Oath hereby preſcribed.

XIII. And be it further enacted, That at every Election for Directors of the ſaid Company, every Member of the ſaid Company who ſhall be entitled to vote, and who ſhall ſignify his Intention to vote, in the Choice of ſuch Directors, ſhall, upon going to vote, deliver to the Secretary of the ſaid Company for the Time being, or in his Abſence to ſome Clerk of the ſaid Company for the Time being, who are hereby directed and required to attend at ſuch Election and Elections, an Affidavit or Affirmation, ſworn or affirmed before a Magiſtrate of the City or County of *Dublin*, or ſome other Magiſtrate, in the Words or to the Effect following:

'I *A. B.* do ſolemnly ſwear, (*or if a Quaker*, affirm), that I now hold, and am poſſeſſed, under an Act of Parliament made in the Fifty-eighth Year of the Reign of King *George* the Third, intituled [*here ſet forth the Title of this Act*] Stock of the ſaid Company to the full Amount of Three hundred Pounds, [*or* Two thouſand Pounds, *as the Caſe may be*]; and that the ſame is my own Property, and not held by me in Truſt, or for the Uſe of any other Perſon or Perſons whatſoever. So help me GOD.'

Which Affidavit or Affirmation each and every Magiſtrate in *Ireland* is hereby authorized and empowered to adminiſter in his proper County, but not elſewhere.

Meeting for electing Directors.

XIV. And be it further enacted, That the ſaid ſeveral Perſons who under the Proviſions of this Act ſhall be admitted to be Proprietors in the Capital Stock of the New Royal Canal Company, to be formed purſuant to and under and by virtue of this Act, ſhall and do on ſome one Day, ſuch Day to be named by the ſaid Directors of Inland Navigation, and to be within Four Calendar Months next after the paſſing of this Act, and of which Day Notice ſhall be inſerted Once in the *Dublin* Gazette, and Twice in One or more Newſpaper or Newſpapers publiſhed in the City of *Dublin*, aſſemble and meet at the Royal Canal Houſe at the *Broad Stone* near *Dublin*, and ſhall then and there elect Nine Perſons to act as Directors of the ſaid Company until the Firſt Day of *October* One thouſand eight hundred and nineteen, and ſuch Election ſhall be ſubject to and according to the Rules and Regulations, and according to the Qualifications, neceſſary to entitle ſuch Perſons to be Electors and Directors reſpectively, as by this Act are directed, ſet forth, and expreſſed.

Secretary to give 21 Days Notice in the Gazette, and in One Newſpaper, of future Elections.

XV. And be it further enacted, That before any Election of Directors in each and every Year for tranſacting the Affairs and Buſineſs of ſaid Company ſhall take place after the firſt Election herein-before directed to be made, the Secretary for the Time being of the ſaid Company ſhall give Twenty-one Days Notice to the Proprietors of Stock in the ſaid Company, by inſerting Once in the *Dublin* Gazette, and Twice in One or more Newſpaper or Newſpapers publiſhed in the City of *Dublin*, that the ſaid Company are to meet at the *Broad Stone*, or elſewhere, on a particular Day, which Day ſhall be within Seven Days next preceding the Firſt Day

of *October* in each Year, for the Purpoſe of electing Nine Directors, to act as Directors of the ſaid Company for the enſuing Year ending on the Firſt Day of *October*.

Proviſo as to Directors diſqualified.

XVI. And be it further enacted, That if any Perſon ſo choſen to be a Director of the ſaid Company ſhall decline and refuſe to act as ſuch Director, or to take the Oath or Affirmation herein-after ſpecified; or if he ſhall be removed from the ſaid Office during the Year for which he ſhall be ſo choſen a Director, or if during the ſaid Year he ſhall aſſign and transfer, or be lawfully deprived of all his Stock in the ſaid Company, or ſo much as ſhall not leave him a Proprietor of One thouſand Pounds of the ſaid Stock, then and in every ſuch Caſe the Secretary of the ſaid Company for the Time being ſhall immediately give Notice in the *Dublin* Gazette, and in One or more of the Newſpapers publiſhed in the ſaid City, of ſuch Refuſal or Removal of ſuch Director; and further ſhall notify to the Proprietors of Stock of the ſaid Company, that a new Election is to take place of One Director to ſerve till the Firſt Day of *October* next enſuing, which Election ſhall accordingly take place on the Day to be mentioned in ſuch Notice, and which ſhall be Fourteen Days after the Date of ſuch Notice.

Directors ſhall take the following Oath.

XVII. And be it further enacted, That every Perſon who ſhall at any Time or Times be elected to be a Director of the ſaid Company, before he ſhall be entitled to act as ſuch Director, ſhall and do deliver to the Secretary of the ſaid Company for the Time being, an Affidavit or Affirmation, ſworn or affirmed by every ſuch Director before a Magiſtrate of the County or City of *Dublin*, of the Tenor and to the Effect following:

'I *A. B.* do ſolemnly ſwear, (*or if a Quaker*, affirm), that I now hold, and am poſſeſſed, under and by virtue of an Act of Parliament made in the Fifty-eighth Year of the Reign of King *George* the Third, intituled [*here ſet forth the Title of this Act*,] of Stock of the ſaid Company, to the full Amount of One thouſand Pounds, and that the ſame is my own Property, and not held by me in Truſt, or for the Uſe of any other Perſon or Perſons whatſoever: And I do alſo ſolemnly promiſe and ſwear that I will, during the Time that I ſhall continue a Director of the ſaid Company, in all Matters and Things ſubmitted and confided to me as ſuch Director, and in the Performance of the Buſineſs and Duty of a Director of the ſaid New Royal Canal Company, act honeſtly, diligently, and faithfully, and ſtrictly conform to all and every the Rules, Regulations, and Directions of the ſaid Act, and as far as in me lies, endeavour to have the ſaid Act enforced and complied with by all other Perſons holding or to hold any Office whatſoever under the ſaid New Royal Canal Company, as by the ſaid Act is directed and required.

So help me GOD.'

And until ſuch Affidavit or Affirmation ſhall have been ſo made and delivered to the ſaid Secretary, who is hereby required to enter ſame in the Books of the ſaid Company, no ſuch Director ſhall be capable of acting as a Director of the ſaid Company.

Seven Days after Five of the first chosen Nine Directors shall have qualified, Certificate of Election, &c. shall be sent to Directors General of Inland Navigation, and thereupon the Royal Canal shall become vested in the new Company.

XVIII. And be it further enacted, That within Seven Days next after the Affidavits or Affirmation of Five of the Directors, so to be first chosen by the said New Royal Canal Company (upon the Day to be named by the said Directors General of Inland Navigation within Four Calendar Months next after the passing of this Act), shall have been delivered to the Person appointed to act as the Secretary for the Time being for the said New Royal Canal Company, the said Secretary shall transmit to the said Directors General of Inland Navigation a Certificate of the Election of such Nine Directors, and of the Affidavits or Affirmations of such Five Directors having been so delivered to such Secretary; and such Secretary shall also give public Notice thereof to the Proprietors of Stock in the said Company by Advertisement, signed with his Name, in the *Dublin* Gazette, and in Two or more Newspapers usually published within the City of *Dublin*; and from and immediately after the Expiration of the said Seven Days, but not before, the said New Royal Canal Company shall be considered as formed under this Act, and the said Directors shall be entitled and begin to act under this Act; and the several Powers and Rights now vested in the said Directors General of Inland Navigation, as Managers and Trustees of the said Royal Canal, shall cease and determine; and all the Property and Rights on the Line of the said Royal Canal, carried on and completed by the said Directors General of Inland Navigation, to *Tarmonbury* on the River *Shannon* aforesaid, including the whole of the said Canal and Navigation, and all Off-branches of the same, and all Cuts or Canals communicating with the same, and all Lands, Tenements, and Hereditaments, and all Docks, Wharfs, Engines, Machines, Houses, Buildings, Warehouses, and Tenements, and all Boats, Barges, and Vessels whatsoever, and all Furniture which has been provided for the Use of the Persons inhabiting or using any such House, Warehouse, Building, or Premises; and also all Tolls, Rates, and Duties payable to the late Royal Canal Company under or by virtue of any Act or Acts in force immediately before the passing of the said first-recited Act of the Fifty-third Year of His present Majesty's Reign; and all Rents, Annuities, or other Income, and all Arrears thereof due and payable, or which shall become due and payable; and all and every Sum and Sums of Money, Debts, Dues, Goods, Chattels, Property, Claims, Materials, and Things whatever, which the said Directors General, or any Officer of the late Royal Canal Company, or of the said Directors General of Inland Navigation, are, or shall, or may be in anywise seised or possessed of, or entitled unto, under or by virtue of the said recited Acts of the Fifty-third and Fifty-fifth Years of His present Majesty, shall be and become, and the same are hereby vested and declared to be vested in the said New Royal Canal Company and their Successors, for the Purposes of this Act; and thereupon the said Directors General of Inland Navigation shall and they are hereby required to deliver up all Books, Papers, and Documents relating to the said Royal Canal, to such Directors of the said New Royal Canal Company for the Use of the said Company.

Until the new Company is formed, the Royal Canal to remain under the

XIX. Provided always, and be it enacted, That until the Time when the said New Royal Canal Company shall be considered as formed under this Act, the said Canal and all its Property shall and the same is hereby declared to continue in the Directors General of Inland Navigation, which said Directors General of Inland Navigation shall, and do, and they

are hereby authorized to continue to manage and conduct the Buſineſs of the ſaid Royal Canal, with the like Powers, and with the ſame Authorities, as were granted to them by the ſaid Acts paſſed in the Fifty-third and Fifty-fifth Years of the Reign of His preſent Majeſty.

Management of the Directors General of Inland Navigation.

XX. And be it further enacted, That all Directors ſo to be choſen as aforeſaid, after qualifying and taking the Oath or Affirmation by this Act directed, ſhall have full Power to manage all and every the Buſineſs and Affairs of the ſaid Company, without being obliged to obtain the Sanction of the Company at large for any Act or Acts which they ſhall deem it expedient or neceſſary to adopt.

Such Directors to have full Power to manage the Affairs of the ſaid Company.

XXI. And be it further enacted, That the Directors of the ſaid New Royal Canal Company ſhall meet at the leaſt on Two Days in each and every Week, for the Purpoſe of tranſacting the Buſineſs of the ſaid Company; and the ſaid Directors ſhall cauſe a Book to be provided and kept by their Secretary, wherein the Names of the Directors preſent at every Meeting, and the Proceedings at each and every Meeting of the ſaid Directors, ſhall be entered; and the Entry of the Proceedings on every Day of Meeting ſhall be ſigned by all the Directors preſent at ſuch Meeting; and that Three of ſuch Directors who ſhall have qualified and been ſworn as is herein ſet forth, ſhall be ſufficient to conſtitute a Board for the tranſacting of all Buſineſs relating to the ſaid Company; and that in caſe more than Three Directors ſhall be preſent, One of the ſaid Directors preſent ſhall be appointed to be Chairman, and in caſe of an Equality of Votes, ſuch Chairman ſhall have a caſting Vote in addition to his Vote as Director at the ſaid Meeting.

The Directors to meet Twice a Week; their Names and Proceedings to be entered in a Book.

XXII. And be it further enacted, That ſo much of an Act made in the Forty-third Year of His preſent Majeſty's Reign, intituled *An Act for altering and amending the ſeveral Laws now in force for enabling the Royal Canal Company to complete a Navigable Canal from* Dublin *to* Tarmonbury, *on the River* Shannon, as relates to the Election and Powers of Directors of the ſaid late Royal Canal Company, and ſo far as the ſame could or might be applicable to the Election of Directors of the New Royal Canal Company, from and after the paſſing of this Act, ſhall be and the ſame is hereby repealed.

43 G. 3. c 22. (Local) repealed as to Election, &c. of Directors.

XXIII. And be it further enacted, That it ſhall and may be lawful for the Directors of the ſaid Company, and they are hereby authorized and empowered, to aſk, demand, receive, ſue for, and levy all ſuch Tolls, Rates or Duties, upon the whole of the preſent Line of the ſaid New Royal Canal, for the Uſe of the ſaid Company and their Succeſſors, as the ſaid late Royal Canal Company were empowered and authorized to demand and levy under or by virtue of any Act or Acts in force immediately before the paſſing of the ſaid firſt-recited Act of the Fifty-third Year of His preſent Majeſty's Reign; any Act, Deed, Matter, or Thing whatſoever, done, executed, permitted, or ſuffered to the contrary by the ſaid late Royal Canal Company, or the Directors or Proprietors thereof, to the contrary in anywiſe notwithſtanding.

Directors may ſue for and levy Tolls granted to Royal Canal Company by former Acts upon the entire of the Line of the Royal Canal.

XXIV. And

Company reſtricted from borrowing Money, and from increaſing their Capital Stock without the Approbation of the Lord Lieutenant.

XXIV. And be it further enacted, That it ſhall not be lawful for the ſaid New Royal Canal Company, or the Directors or Proprietors thereof, to borrow or raiſe by Loan, Annuity, or otherwiſe howſoever, any Sum or Sums of Money whatſoever, or to increaſe their Capital Stock by any Loan, or other Means, upon any Pretence whatſoever, without the Approbation and Conſent of the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the Time being, in Writing firſt had and obtained; and if the Directors or Proprietors of the ſaid Company ſhall contract for any Loan, or by any other Means whatſoever borrow or agree to borrow any Sum or Sums of Money, or raiſe any Sum or Sums of Money by Annuity, or pledge the ſaid Canal or any Part thereof, or the Tolls or any of the Property belonging to the ſaid Company, without ſuch previous Approbation and Conſent of the Lord Lieutenant or other Chief Governor or Governors, then and in ſuch Caſe the ſaid Loan, Annuity, or other Contract, ſhall be and the ſame is hereby declared to be null and void; and the Party or Parties advancing any Sum or Sums of Money on ſuch Loan, Annuity or other Contract, ſhall loſe and forfeit to the ſaid Company all and every Sum or Sums of Money ſo advanced by him, her, or them; and the Director or Directors, or Proprietor or Proprietors of the ſaid Company, who ſhall without ſuch Conſent and Approbation agree to or contract for ſuch Loan, Annuity, or other Advance of Money, ſhall be, and they and each and every of them is and are hereby declared to be incapacitated from ever afterwards acting as a Director or Directors, or Proprietor or Proprietors of the ſaid Company; and he and they are hereby removed from the Situation and Office of a Director or Proprietor of the ſaid New Royal Canal Company; and each and every ſuch Director and Proprietor ſhall forfeit, for the Benefit of the ſaid Company, all and every Part of his and their Stock in the ſaid Company; and further, each and every Director and Proprietor ſhall forfeit to the ſaid Company, for the Uſe of the ſaid Company, a Sum of Five hundred Pounds, to be recovered by the ſaid Company by Action of Debt, in any of His Majeſty's Courts of Record in *Dublin*, for the Uſe of the ſaid Company.

No new Cut or Extenſion of the Canal to be made without Conſent of Lord Lieutenant.

XXV. And be it further enacted, That it ſhall not be lawful for the ſaid New Royal Canal Company, or the Directors thereof, at any Time to contract or agree for the making of any new Cut or Canal from the ſaid Royal Canal to any Place or Places whatever, or to extend or alter the Line of the ſaid Royal Canal in any Manner whatſoever, without the Conſent and Approbation of the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for that Purpoſe, in Writing firſt had and obtained, any Thing herein-before contained to the contrary thereof in anywiſe notwithſtanding; and that all Contracts and Agreements for that Purpoſe, without ſuch Conſent as aforeſaid, ſhall be abſolutely null and void to all Intents and Purpoſes whatſoever.

No Director or Officer of the Company to be a Contractor, &c.

XXVI. And be it further enacted, That no Director or Officer of the ſaid Company ſhall be concerned, directly or indirectly, as a Contractor for the executing or repairing of any of the Works of the ſaid Royal Canal, or for any other Purpoſe whatſoever; or as a Contractor for or

in executing any new Work or Works to be done and perfected at any future Time by the ſaid Company; or in the Supply of the Materials for the ſame; nor be or become Surety for any Perſon or Perſons whomſoever, who may hereafter contract for the making and perfecting any ſuch new Work or Works, or for the repairing the ſaid Royal Canal, or any of the Works of the ſame; or for any Perſon or Perſons who may contract for ſupplying Materials for ſuch Work or Works, under the Penalty of forfeiting to the ſaid Company a Sum equal to the Amount of ſuch Contract; ſuch Penalty to be ſued for by the ſaid Company by Action of Debt in any of His Majeſty's Courts of Record in *Dublin*, and when recovered to go and belong to the ſaid Company.

If a ſufficient Number of Directors do not attend to manage the Affairs of the Canal, the Lord Lieutenant to appoint competent Perſons.

XXVII. And be it further enacted, That if at any Time hereafter it ſhall be found that a ſufficient Number of Directors ſhall not attend to manage the Buſineſs of the ſaid Canal, and to attend to the Concerns of the ſaid Company, that then and in ſuch Caſe the Lord Lieutenant ſhall have Power to name competent Perſons to conduct the Affairs of the ſaid Navigation, who ſhall and are hereby authorized and directed to aſſume and to take upon themſelves the entire Management of the ſaid Royal Canal, and the Direction thereof, until ſuch Time as proper Arrangements ſhall be made by the Lord Lieutenant, or other Chief Governor or Governors of *Ireland* for the Time being; which Arrangements the ſaid Lord Lieutenant or other Chief Governor or Governors is and are hereby authorized to make; and to order and direct ſuch Sum or Sums to be paid to each and every Perſon ſo appointed for ſuch Management and Direction as ſhall appear to be reaſonable and juſt to ſuch Lord Lieutenant, and which Sum or Sums ſhall be taken out of the Profits of the ſaid Royal Canal.

No Proprietor ſhall hold Office for 12 Months after having voted for Director, &c.

XXVIII. And be it further enacted, That no Perſon being a Proprietor of Stock in the ſaid Company, and who ſhall have given any Vote at or for the Election of any Perſon or Perſons to be a Director of the ſaid Company, ſhall, for and during the Space of Twelve Calendar Months next after having given ſuch Vote, be capable of holding any Office of Emolument under the ſaid Company, ſave and except the Office of a Director of the ſaid Company; and that no ſuch Proprietor who ſhall hold any Office or Place of Emolument under the ſaid Company ſhall be capable of voting in the Election of Directors of the ſaid Company, or on any other Occaſion, or in any Matter relating to the Concerns of the Company, ſo long as he ſhall hold ſuch Office or Place of Emolument; and that all Perſons who ſhall hold any Office or Place of Emolument under the ſaid Company ſhall, before he ſhall act in the ſame, take and ſubſcribe the following Oath or Affirmation in the Preſence of the Directors of the ſaid Company, or any Three of them; which Oath ſuch Directors, or any One of them, are and is hereby authorized and empowered to adminiſter; that is to ſay,

Proprietors having Offices ſhall not vote.

Oath of all Officers.

'I *A. B.* [*here inſert the Employment*] do ſwear [*or* do ſolemnly affirm], 'That I will not take or receive any Fee, Perquiſites, or Reward, 'whether pecuniary or of any other Sort or Deſcription whatever, either 'directly or indirectly, for any Service, Act, or Duty, Matter or Thing,

'done or performed in the Execution or Diſcharge of any of the Duties 'of my Office or Employment, on any Account whatever, ſo long as I 'ſhall be employed by the New Royal Canal Company, other than my 'Salary, and what is or ſhall be allowed me by the Court of Directors of 'the ſaid Company. So help me GOD.'

Secretary and Officers ſhall remain, but may be removed and new ones appointed by Directors, with Conſent of Lord Lieutenant, &c.

XXIX. And be it further enacted, That any Perſon who after the paſſing of this Act ſhall be named and appointed by the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, ſhall and may act as Secretary for the ſaid New Royal Canal Company, until the ſaid Company ſhall be fully formed and conſtituted according to the Proviſions of this Act; and ſuch Perſon ſhall be and continue Secretary to the ſaid Company until he ſhall be removed in Manner herein-after mentioned; and that all the Officers, Clerks, Agents, Receivers, Engineers, Servants, and other Perſons who at any Time before the paſſing of this Act ſhall have been appointed or engaged or employed in the conducting or managing the Buſineſs and Concerns of the ſaid Canal under the Direction and Controul of the Directors General of Inland Navigation, purſuant to the Powers given them by the ſaid herein-before recited Acts of the Fifty-third and Fifty-fifth Years of His preſent Majeſty's Reign, and who ſhall be in Poſſeſſion of their Offices or Employments at the Time of the paſſing of this Act, ſhall and may continue to act in all Matters and Things which ſhall appertain or relate to the Conduct and Management of the ſaid Canal, according to their reſpective Departments, and with the ſame Salaries and Emoluments reſpectively: Provided always, that it ſhall and may be lawful for the Directors of the ſaid New Royal Canal Company for the Time being, from Time to Time, with the Approbation of the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the Time being, to remove, if they think fit, the ſaid Secretary, and all or any of the ſaid Officers, Clerks, Agents, Receivers, Engineers, Servants, or other Perſons; and it ſhall and may be lawful for the Directors of the ſaid Company for the Time being, from Time to Time, when and as the Offices and Places of any ſuch Secretary, Officers, Clerks, Agents, Receivers, Engineers, Servants, and other Perſons, ſhall become vacant by ſuch Removal, or by the Death or Reſignation of the preſent Poſſeſſors, to appoint any other Perſon or Perſons in their Room; and alſo from Time to Time to appoint ſuch additional Officers, Clerks, and Servants, as the ſaid Directors ſhall from Time to Time think requiſite and neceſſary, and to remove all ſuch Officers, Clerks, and Servants; and to allow to all ſuch Officers, Clerks, and Servants ſo to be appointed by the ſaid Directors, ſuch Salaries and Emoluments as ſhall be approved of by the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the Time being; and alſo with ſuch Approbation to vary the Salaries and Emoluments of all ſuch Officers, Clerks, Agents, Receivers, Engineers, Servants, and other Perſons ſo engaged or employed, or to be engaged or employed, in the Service of the ſaid Company, as the ſaid Directors ſhall in their Diſcretion, and with ſuch Approbation as aforeſaid, judge fit and expedient.

Board of Control to conſiſt of

XXX. And be it further enacted, That for the Superintendence of the ſaid New Royal Canal Company, and the Concerns thereof, it ſhall and

may be lawful for the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the Time being, to nominate and appoint Five Perſons, not being Proprietors of any Capital Stock, Loan, or Debenture in the ſaid New Royal Canal Company, or in any Canal Company or Inland Navigation in *Ireland*, to be and the ſaid Perſons ſhall be a Board of Controul for the Purpoſe of ſuch Superintendence; and it ſhall be lawful for ſuch Lord Lieutenant or other Chief Governor or Governors for the Time being, and he and they is and are hereby authorized to remove all or any of the Members of ſuch Board; and upon ſuch Removal, or any Vacancy by Death or otherwiſe, to appoint a new Member or Members of ſuch Board; and all Members of the ſaid Board of Controul ſhall act without Fee or Reward; and Three of ſuch Members ſhall be and they are hereby declared to be competent to diſcharge all the Duties of the ſaid Board; and each of ſuch Members, before he ſhall proceed to act as Member of ſuch Board of Controul, ſhall take and ſubſcribe the following Oath:

Five Members, any Three of whom to be competent to do the Buſineſs of the Board, on taking the Oath.

'I *A. B.* do ſolemnly promiſe and ſwear, That I will faithfully and impartially, according to the beſt of my Skill and Knowledge, execute the ſeveral Powers and Truſts committed to me as a Member of the Board of Controul, as eſtabliſhed by an Act of Parliament paſſed in the Fifty-eighth Year of King *George* the Third, intituled [*here ſet forth the Title of this Act*] without Favour or Affection, Prejudice or Malice; and that I will not, during my acting as a Member of the ſaid Board of Controul, hold, directly or indirectly, any Stock, Debenture, or Loan in the New Royal Canal Company, or in any Inland Navigation in *Ireland*. So help me GOD.'

Which Oath any One of the ſaid Members of the ſaid Board of Controul is hereby empowered to adminiſter to every other or others of the ſaid Members.

XXXI. And be it further enacted, That it ſhall and may be lawful to and for the ſaid Board of Controul, or any Three Members thereof, whenever they ſhall be directed and required by the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the Time being, and according to ſuch Directions and Inſtructions as ſhall be given to them for that Purpoſe, from Time to Time to examine and inſpect the Accounts and Affairs of the ſaid New Royal Canal Company; and in every ſuch Caſe all and every the Book and Books, and all and every Document and Documents, of every Kind and Deſcription, belonging to the ſaid Company, ſhall be open to the Inſpection of the ſaid Board of Controul, in all Houſes or other Places belonging to the ſaid Company; and the ſaid Board of Controul ſhall and they are hereby authorized and empowered to call for and require, if they ſhall deem it neceſſary, the Attendance of each and every of the Directors of the ſaid Company, and every Officer and Servant, or other Perſon, who ſhall or may be in the Employment of the ſaid Company, and the Production before them of all or any Books, Papers, Minutes, Proceedings, or Documents in the Cuſtody or Power of ſuch Directors or Officers of the ſaid Company, and to examine each and every of ſuch Directors, Officers, and Servants upon Oath,

Board of Controul ſhall examine into the Affairs of the Company.

Oath, (which Oath any One Member of ſuch Board of Controul is hereby authorized to adminiſter); and the ſaid Board of Controul ſhall fully inveſtigate the Affairs and Accounts of the ſaid Company, for the aſcertaining the State of the ſaid Company, and of the ſaid Canal, and the Works relating thereto; and the ſaid Board ſhall, whenever they ſhall be thereto required, or ſhall think fitting and proper, make a Report and Reports thereon to the Lord Lieutenant, or other Chief Governor or Governors of *Ireland* for the Time being.

Any Director, Officer, or Servant of ſaid Company, neglecting or refuſing to attend Board of Controul, ſhall forfeit certain Penalties.

XXXII. And be it further enacted, That if any Director, Officer, or Servant of the ſaid Company ſhall, upon Two ſeveral Summonſes, directed to him in Writing, at the Diſtance each of One Week, and ſigned by Three of the Members of the ſaid Board of Controul, to attend the ſaid Board on the Days and at the Hours in the ſaid Summonſes reſpectively mentioned, refuſe and neglect to obey ſuch Summonſes, and to appear before the ſaid Board of Controul; then and in every ſuch Caſe ſuch Director ſhall and he is hereby declared to be incapacitated from continuing to be a Director of the ſaid Company, and he is hereby removed from the Situation and Office of a Director of the ſaid Company; and if any Officer or other Servant ſhall refuſe to attend the ſaid Board of Controul as is herein-before directed, then and in every ſuch Caſe every ſuch Officer or other Servant ſhall and he is hereby declared to have forfeited all Salary then due to him from the ſaid Company, and ſhall be incapacitated from ſerving or acting as an Officer or Servant under the ſaid Company, or the Board of Directors thereof; and the ſaid Board of Controul is hereby required and directed, upon iſſuing ſuch Two Summonſes as is herein directed, to give Notice of the iſſuing of each of ſuch Summonſes to the Secretary and the Treaſurer of the ſaid Company, and alſo of the Neglect to attend purſuant thereto, in caſe of Non-attendance; and the ſaid Secretary is hereby directed and required to record ſuch Non-attendance upon ſuch Two Summonſes in the Book or Books of the ſaid Company; and the ſaid Treaſurer is hereby directed to retain ſuch Sum as may be then due to ſuch Director or Directors, Officer or Officers, or other Servants reſpectively.

15,000l. of the Profits of the Royal Canal to be inveſted in Government Stock, in the Name of the Vice Treaſurer of Ireland.

XXXIII. And be it further enacted, That the Sum of Fifteen thouſand Pounds of the Profits of the ſaid Royal Canal ſhall be inveſted in Government Securities in the Bank of *Ireland*, in the Name of the Vice Treaſurer of *Ireland* for the Time being, as Truſtee for the ſaid New Royal Canal Company; and that until the ſaid Sum of Fifteen thouſand Pounds ſhall have been made up, and the ſame veſted in Government Securities as hereby directed, One Half Part of the clear Profits ariſing or payable to the ſaid Company from the ſaid Royal Canal, and every Part thereof, after Payment of all Expences attending the Management and keeping up of the ſaid Canal, and all Repairs required to be done to the ſame, ſhall, on the making up of the Accounts of the ſaid Company, in Manner herein-after directed, at the End of each and every Half Year, be employed in the Purchaſe of Government Securities, for the Purpoſe of completing the ſaid Sum of Fifteen thouſand Pounds; the Intereſt and other Profits of which Sum ſhall, when completed and veſted, be conſidered as Part of the Revenue of the ſaid Company.

XXXIV. Pro-

XXXIV. Provided always, and be it further enacted, That it ſhall not be lawful for the ſaid Directors, on any Pretence whatſoever, to declare or make or direct to be made, any Dividend or Dividends out of any Funds whatſoever belonging to the ſaid Company, or to the Proprietors of any Stock of the ſaid Company, out of any Profits of the ſaid Company exceeding One Half of ſuch Profits, until ſuch Sum of Fifteen thouſand Pounds ſhall have been ſo veſted; and that it ſhall not be lawful for the ſaid Directors, on any Pretence whatſoever, at any Time to declare or make, or cauſe to be made, any Dividend or Dividends out of any of the Funds of the ſaid Company, except only out of ſuch clear yearly Profits of the ſaid Canal, under the Penalty that each and every Director concurring in the declaring or making ſuch Dividend ſhall forfeit all their and each of their Stock in the ſaid Company; and further, that each and every ſuch Director ſhall forfeit to the ſaid Company, for the Uſe of the ſaid Company, a Sum of Five hundred Pounds, to be recovered by the ſaid Company by Action of Debt in any of His Majeſty's Courts of Record in *Dublin*.

No Dividend to be made, until the Sum of 15,000l. ſhall have been veſted.

XXXV. And be it further enacted, That the ſaid Sum of Fifteen thouſand Pounds ſhall continue and remain veſted in Government Securities in the Name of the Vice Treaſurer of *Ireland*, and that no Part of the Principal thereof ſhall be applied to any Purpoſe whatſoever, excepting upon a Repreſentation made by the ſaid Board of Controul to the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the Time being, which Repreſentation ſhall diſtinctly ſet forth the Object to which the ſame or any Part thereof is to be applied, and the Conſent and Approbation of the ſaid Lord Lieutenant or other Chief Governor or Governors of *Ireland* obtained thereto; and that whenever any Part of ſuch Principal ſhall be ſo applied, the ſaid Board of Controul ſhall and they are hereby required to call upon the Directors of the ſaid Company to replace the Sum ſo applied as aforeſaid out of One-half of the clear Profits of the ſaid Canal; and until the ſame ſhall be complied with, and ſuch Sum ſo applied ſhall be replaced, it ſhall not be lawful for the ſaid Directors to declare or make any Dividend, or direct any Dividend to be made, out of any Profits of the ſaid Company, exceeding One Half of ſuch Profits.

The 15,000l. to remain veſted in the Name of the Vice Treaſurer of Ireland.

XXXVI. And be it further enacted, That the Directors of the ſaid Company ſhall, at the Cloſe of every Half Year, that is to ſay, within One Calendar Month after the Firſt Day of *April* and the Firſt Day of *October* in each Year, cauſe the Accounts of the ſaid Company to be made up to ſuch Firſt Day of *April* and Firſt Day of *October* reſpectively; which Accounts ſhall contain the entire of the Expenditure of the ſaid Company for that Half Year under its ſeveral Heads, and alſo the whole of the Receipts of the ſaid Company within the ſame Period, in which ſaid Accounts a Balance ſhall be ſtruck of the clear Profits upon the whole of the Property of the ſaid Company; and the ſaid Directors ſhall certify at the Foot of ſuch Account the Amount of the Dividend to be made thereout; which Accounts the ſaid Directors ſhall, within Fourteen Days after making out the ſame, cauſe to be laid before the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the Time being, or, if he or they ſhall ſo direct, before the ſaid Board of Controul, for his or their

Accounts of the Company to be made up half-yearly, to be laid before the Board of Controul within Fourteen Days for their Inſpection and Approbation.

Inſpection and Approbation; and ſo ſoon as ſuch Accounts ſhall be returned from the ſaid Lord Lieutenant or other Chief Governor or Governors, or from the ſaid Board of Controul, then to cauſe the ſame to be printed, together with the Approbation or Diſapprobation of the ſaid Lord Lieutenant or other Chief Governor or Governors, or of the ſaid Board of Controul, attached thereto; and ſhall direct the Secretary to the ſaid Company to deliver or cauſe to be forwarded a printed Copy of ſuch Accounts to each and every Proprietor of Stock in the ſaid Company: Provided that no Dividend ſhall be declared or made by the ſaid Directors until the ſaid Accounts ſhall be returned approved of by the Lord Lieutenant, or other Chief Governor or Governors of *Ireland*.

Public Auditors.

XXXVII. And be it further enacted, That the Accounts of the ſaid Company ſhall be annually audited by the Commiſſioners for auditing the Public Accounts in *Ireland*.

Quarterly Reports to be made of the State of the Works of the ſaid Canal.

XXXVIII. And be it further enacted, That the Directors of the ſaid Company for the Time being ſhall cauſe Quarterly Returns or Reports to be made out, by the proper Officers of the ſaid Company, of the State of the Works of the ſaid Canal, reporting the Repairs performed the preceding Quarter, and thoſe neceſſary to be executed the enſuing one; Copies of which Returns ſhall be tranſmitted by the ſaid Directors, within Fourteen Days after the Receipt thereof, to the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, or to the ſaid Board of Controul; and the ſaid Lord Lieutenant or the ſaid Board are hereby empowered to require the Directors of the ſaid Company, when they ſhall deem it fit and proper, to cauſe ſuch Works to be forthwith executed, as may appear to the ſaid Lord Lieutenant or the ſaid Board to be indiſpenſable for the Preſervation of the ſaid Royal Canal; and in caſe the ſaid Directors ſhall not comply with ſuch Requiſition, or ſhall neglect or omit to cauſe ſuch Works to be immediately executed, the ſaid Board of Controul are hereby required to cauſe ſuch Works to be immediately executed, and to pay the Expence thereof out of the Truſt Funds in the Hands of the Vice Treaſurer, who is hereby authorized to iſſue the ſame to the ſaid Board of Controul, upon the Approbation of the Lord Lieutenant or other Chief Governor or Governors of *Ireland* being ſignified to him, upon a Repreſentation made as herein-before is directed; and the ſaid Board of Controul are hereby required to call upon the Directors of the ſaid Company to replace the Sum ſo expended and iſſued as aforeſaid out of One-half of the clear Profits of the Canal; and until the ſame ſhall be complied with, and ſuch Sum ſo iſſued ſhall be replaced, it ſhall not be lawful for the Directors of the ſaid Company to declare or make any Dividend, or to direct any Dividend to be made out of any Profits of the ſaid Company, exceeding One Half Part of ſuch Profits.

The Company or Directors not to mortgage, demiſe, ſell, or aſſign any Part of their

XXXIX. And be it further enacted, That it ſhall not be lawful for the ſaid Company, or the Directors thereof, to mortgage, grant, alien, leaſe, demiſe, ſell, or aſſign any of the Tolls payable to the ſaid Company, or any Part of the Property of the ſaid New Royal Canal Company, without the previous Approbation and Conſent of the Lord

Lieutenant or other Chief Governor or Governors of *Ireland* for the Time being, or of the Board of Controul, firſt had and expreſſed in Writing; and that every ſuch Mortgage, Grant, Alienation, Leaſe, Demiſe, Sale, or Aſſignment ſo made without ſuch Approbation and Conſent, ſhall be and the ſame is hereby declared to be null and void, as if the ſame had never been executed.

Property without the Sanction of the Board of Controul.

XL. And be it further enacted, That if any Director or Directors of the ſaid Company, elected and choſen under and by virtue of this Act, ſhall, during the Time he or they ſhall ſo continue a Director or Directors, tranſgreſs any of the Rules, Regulations, or Proviſions in this Act contained for their Government and Conduct, or ſhall by any Act or Advice aſſiſt in doing or forwarding any Plan or Plans, Meaſure or Meaſures, whereby this Act may be tranſgreſſed or violated, or whereby the Benefit and Advantage hereby intended for the Proprietors of the ſaid New Royal Canal Company may be fruſtrated, then and in every ſuch Caſe it ſhall and may be lawful to and for the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the Time being, upon Repreſentation made to him or them in Writing by the ſaid Board of Controul, and which Repreſentation ſhall be ſigned by Three at leaſt of the Members of the ſaid Board, to diſplace and remove ſuch Director or Directors, and ſuch Director or Directors are hereby accordingly diſplaced and removed; and further, that every ſuch Director and Directors offending as herein is ſet forth ſhall, from and immediately after the Deciſion of the Lord Lieutenant or other Chief Governor or Governors, and his or their Removal, forfeit to the ſaid Company all his and their Stock in the ſaid Company, which Stock is hereby accordingly declared to be forfeited; and that each and every ſuch Director and Directors offending as herein is ſet forth ſhall alſo forfeit a Sum of Five hundred Pounds; which Stock and Sums of Money ſhall be and they are hereby declared to belong to the ſaid Company, and ſhall be paid to the Treaſurer of the ſaid Company, for the Benefit of the ſaid Company; and further, that it ſhall and may be lawful to and for the ſaid Company to recover the ſaid Sum or Penalty of Five hundred Pounds by Action of Debt, to be brought in any of His Majeſty's Courts of Record in *Dublin*; and ſuch Repreſentation of the ſaid Board of Controul, when duly proved to have been ſigned by Three of the Members of the ſaid Board, ſhall be, and the ſame is hereby declared to be, concluſive Evidence, in all Courts of Law and Equity in *Ireland*, of all and every the Matters therein ſet forth and ſtated.

Director offending againſt this Act ſhall be removed, forfeit his Stock, and 500 l.

XLI. And be it further enacted, That the ſaid Directors General of Inland Navigation in *Ireland* ſhall be, and they and each and every of them, and their and each and every of their Officers and Servants, are hereby diſcharged and indemnified of, from, and againſt all Suits, Actions, and Proſecutions, for or in reſpect of all or any and every Act and Acts done or committed by them, in purſuance of and in obedience to and under the ſaid recited Acts paſſed in the Fifty-third and Fifty-fifth Years of the Reign of His preſent Majeſty, or either of them, or done or committed by them in the Management of the ſaid Royal Canal, or inſtituted or done by them, or any of them, or any

Directors General of Inland Navigation, indemnified for all Acts done by them in obedience to 53 & 55 G. 3.

any Perſon or Perſons by their Authority or Directions, in the extending and completing the ſaid Royal Canal from *Coolnahay* to *Tarmonbury*; or in purchaſing any Land, Houſes, Tenements, Waters, or Watercourſes whatſoever, under and by virtue of the ſaid Acts or either of them; and that all and every Action or Actions, Suit or Suits, Proſecution or Proſecutions, which may have been commenced before he Time when the ſaid New Royal Canal Company ſhall be formed under the Proviſions of this Act, and ſhall be pending againſt the ſaid Directors General of Inland Navigation, or any of them, or their Servants or any of them, or their Secretary as ſuch Secretary, relative to the ſaid Royal Canal, or concerning their Acts under and by virtue of ſaid herein-before recited Acts or either of them, or relative to the Purchaſe of any Lands, Houſes, Tenements, Waters, or Watercourſes, as Truſtees of the ſaid Royal Canal, ſhall, from and immediately after the Time when the ſaid New Royal Canal Company ſhall be formed under the Proviſions of this Act, be and the ſame are hereby for ever ſuſpended as againſt them; and they and each and every of them are hereby declared to be diſcharged and acquitted of and from all ſuch Action or Actions, Suit or Suits, and exonerated of and from all and every the Damages given (if any ſuch may have been given) for the ſame, and of and from all and every the Coſts incurred or to be incurred relative to the ſame: Provided always, that if any Action or Actions, Suit or Suits, or Proſecution or Proſecutions, ſhall, at the Time when the ſaid New Royal Canal Company ſhall be formed under the Proviſions of this Act, be depending relative to the ſaid Canal, or to the Off-branches of the ſame, or to any Right, or to any Act of the ſaid Directors General of Inland Navigation, under and by virtue of the Powers veſted in them by the ſaid Act, ſo paſſed in the Fifty-third Year of the Reign of His preſent Majeſty, or to any Matter, Act, or Thing ariſing from any Act or Acts of the ſaid Directors General of Inland Navigation, as ſuch Truſtees of the ſaid Royal Canal, or which have been commenced and inſtituted by or againſt the ſaid Directors General of Inland Navigation, or by or againſt their Secretary in their Name, ſuch Action or Actions, Suit or Suits, ſhall and may be proceeded in and defended in the Name of the preſent Parties to ſuch Action or Actions, Suit or Suits, until the Determination of the ſame, without this Act making any Change or Difference in the proceeding in or defending of ſuch Action or Actions, Suit or Suits; and the Law Agent now employed by the ſaid Directors General of Inland Navigation in ſuch Suits ſhall, and he is hereby required, by Notice directed to the Directors of the ſaid New Royal Canal Company, to inform the ſaid Directors of ſuch Action or Actions, Suit or Suits, as ſhall be then depending: Provided always, that in all ſuch Action or Actions, Suit or Suits, in which the ſaid Directors General of Inland Navigation by their Secretary are Defendants, and which are now pending, any Damages or Coſts, if any ſuch have been or ſhall be given or incurred againſt the Defendants in ſuch Action or Actions, Suit or Suits, ſhall and lawfully may be diſcharged and paid, and are hereby directed to be diſcharged and paid, by the ſaid New Royal Canal Company, and ſhall and may be lawfully entered by them as a Debit in their Book or Books, and ſhall, when

aſcertained,

aſcertained, be paſſed and allowed by the Commiſſioners of Public Accounts.

Limitation of Actions.

XLII. And be it further enacted, That no Action ſhall be brought againſt the ſaid Company, their Directors, Officers, or Servants, appointed or to be appointed by or under this Act, or any other Perſon or Perſons whomſoever, for any Matter or Thing whatſoever done or committed under or by virtue or in the Execution of this Act, unleſs ſuch Action ſhall be brought within Six Calendar Months next after the doing or committing ſuch Matter or Thing; and if any Action or Suit ſhall be hereafter commenced or proſecuted againſt any Perſon or Perſons for any Matter or Thing done under or by virtue of or in the Execution of this Act, ſuch Perſon or Perſons may plead the General Iſſue, and give this Act and the ſpecial Matter in Evidence; and if the Plaintiff ſhall become nonſuited, or ſuffer Diſcontinuance, or forbear further Proſecution, or if Judgment ſhall be given for the Defendant or Defendants, ſuch Defendant or Defendants ſhall recover Double Coſts, for which the ſaid Company ſhall have the like Remedy as when Coſts by Law are given to Defendants.

No Action to be brought againſt the Directors of Inland Navigation after the Time when the ſaid New Company ſhall be formed.

XLIII. And be it further enacted, That from and after the Time when the ſaid New Royal Canal Company ſhall be formed under the Proviſions of this Act, no Action or Actions, Suit or Suits, ſhall be brought or proſecuted againſt the ſaid Directors General of Inland Navigation, or any of them, or any of their Officers or Servants, or any Perſon acting by their Order or under their Directions, for or on account of any Act, Matter, or Thing done by them or any of them in the Management of the ſaid Royal Canal, or for any Act, Matter, or Thing, done by them or any of them under and by virtue or in purſuance of the ſaid recited Acts paſſed in the Fifty-third and Fifty-fifth Years of the Reign of His preſent Majeſty, or either of them.

Not to affect Contracts for the New Line of Canal from Coolnahay executed by the Directors.

XLIV. Provided always, and be it further enacted, That nothing in this Act contained ſhall extend or be conſtrued or taken to extend to affect in any Manner the Rights or Claims of any Perſon or Perſons who, under Contract with or by the Authority of the ſaid Directors General of Inland Navigation, have executed any Part of the Line of the Royal Canal from *Coolnahay* to *Tarmonbury*, nor to bar or impede the Recovery of any Sum or Sums of Money which may be juſtly due to ſuch Perſon or Perſons from the ſaid Directors General of Inland Navigation, for the Performance of the ſaid Contract and the Execution of the ſaid Line of Canal; any Thing herein contained to the contrary in anywiſe notwithſtanding.

Expences of this Act.

XLV. And be it further enacted, That all Expences incident or relating to the paſſing of this Act, ſhall and may be defrayed out of any Money in the Hands of the Directors General of Inland Navigation, from the Produce of the Tolls of the ſaid Canal, or out of any ſuch Produce to be received under this Act.

Public Act.

XLVI. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken Notice of as such by all Judges, Justices, and others, without being specially pleaded.

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