ANNO TERTIO & QUARTO

VICTORIÆ REGINÆ.

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C A P. XLI.

~~An Act to authorize the Commissioners of Her~~ Majesty's Treasury to grant a Lease of the *Caledonian* Canal for a Term of Years, and to regulate the future Management thereof.

[4th *August* 1840.]

WHEREAS an Act was passed in the Forty-third Year of the Reign of His Majesty King *George* the Third, intituled *An Act for granting to His Majesty the Sum of* 43 G. 3. c. 102. *Twenty thousand Pounds, towards defraying the Expence of making an Inland Navigation from the Eastern to the Western Sea, by* Inverness *and* Fort William, *and for taking the necessary Steps towards executing the same;* and another Act was passed in the Forty-fourth Year of the Reign of His said Majesty King *George* the Third, intituled *An Act for making further Provision for making* 44 G. 3. c. 62. *and maintaining an Inland Navigation commonly called the* Caledonian *Canal, from the Eastern to the Western Sea, by* Inverness *and* Fort William, in *Scotland;* and another Act was passed in the Sixth Year of the Reign of His Majesty King *George* the Fourth, intituled *An Act to explain and amend Two Acts, passed in the* 6 G. 4. c. 15. *Forty-third and Forty-fourth Years of the Reign of His late Majesty King* George *the Third, for making and maintaining an Inland Navigation commonly called the* Caledonian *Canal, by establishing*

 further

further Checks upon the Expenditure of Public Money for that Purpose, in certain Cases: And whereas it is expedient to empower the Commissioners of Her Majesty's Treasury of the United Kingdom of *Great Britain* and *Ireland* to grant or lease the said Canal, in manner herein-after prescribed: Be it therefore enacted by the Queen'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 from and after the passing of this Act it shall be lawful for the said Commissioners of Her Majesty's Treasury to grant or lease the said *Caledonian* Canal, and all the Works and Appurtenances thereof or thereto belonging, for a Period not exceeding Ninety-nine Years, without any annual Return or Rent therefor, to any Body of Persons duly incorporated or which shall be incorporated as a Joint Stock Company by Act of Parliament, under such Provisions, Conditions, Restrictions, and Limitations as the said Commissioners of Her Majesty's Treasury shall think necessary and proper: Provided always, that any such Grant or Lease shall, within Twenty-one Days after completing the same, be laid before both Houses of Parliament, if then sitting, or otherwise within Fourteen Days after the next Meeting of Parliament.

Commissioners of the Treasury empowered to grant or lease the Caledonian Canal for a Term of Years.

II. And be it enacted, That upon the Execution of such Grant or Lease all the Powers and Authorities conferred by the said recited Acts upon the Commissioners acting under and by virtue of the same or any of them shall cease and determine; and the said Canal Commissioners shall be and they are hereby released and exonerated from all Liabilities and Responsibilities for or under which they were or might in anywise be considered to be as such Commissioners.

Upon Execution of Grant or Lease the Powers of Canal Commissioners to cease.

III. And be it enacted, That if during the Currency of any such Grant or Lease the said Commissioners of Her Majesty's Treasury shall, in Terms or by virtue of any Powers to be contained therein, resume the Possession of the said Canal, it shall be lawful to the said Commissioners of Her Majesty's Treasury to transfer the said Canal, and all the Works and Appurtenances thereof or belonging thereto, at the Time of such Resumption, to the Commissioners of Woods, Forests, Land Revenues, Works, and Buildings, for the Time being; and the said Canal, Works, and Appurtenances aforesaid shall thereupon become and be vested in the said Commissioners of Woods, Forests, Land Revenues, Works, and Buildings; and the said last-mentioned Commissioners shall and may then and thereafter undertake and exercise the full Management and Administration of the said Canal, and of the Tolls, Rates, and Duties leviable thereupon, subject nevertheless to the Powers of the said Commissioners of Her Majesty's Treasury again to grant or lease the same, or otherwise to give such Orders and Directions regarding the Management thereof, as to the said Commissioners of Her Majesty's Treasury shall seem proper: Provided always, that it shall not be lawful for the said Commissioners of Woods, Forests, Land Revenues, Works, and Buildings to defray any Charge incurred on account of the said Canal out of the Land Revenue of the Crown, or out of any Funds

If Commissioners of the Treasury resume the Canal, the Management to vest in Commissioners of Woods and Forests.

arising or derived from the Property of the Crown under the Administration of the said Commissioners.

IV. And be it enacted, That any Act, Deed, Instrument, Order, Direction, or Writing which may be necessary in the Execution of this Act may be done, executed, or signified by and under the Hands of the said Commissioners of Her Majesty's Treasury, or any Three of them. Deeds, &c. to be signed by the Commissioners of the Treasury.

V. And be it enacted, That this Act may be amended or repealed by any Act to be passed during the present Session of Parliament. Act may be altered this Session.

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