

SCOTTISH NORTH-EASTERN RAILWAY
COMPANY.

Vesting the Carmyllie Private Railway, Lands, and Works, in the Scottish North-Eastern Railway Company by way of Sale and Purchase; Powers to Company and to Owners of Railway and Others aforesaid to enter into Arrangements as to Payment of and Security for Rent or Purchase-Money; Powers to Company to Raise Additional Capital and Borrow Money, to Levy Tolls, and Maintain Railway; Alteration and Amendment of Acts; and other Purposes.

NOTICE is Hereby Given, that Application is intended to be made to Parliament in the ensuing Session, for leave to bring in a Bill to effect or authorise all or some of the following objects and purposes, that is to say,

1. To Vest in the Scottish North-Eastern Railway Company (hereinafter called the Company), by way of Sale and Purchase, the undertaking called the Carmyllie Railway, being a Private Mineral Railway, commencing out of the Dundee and Arbroath Railway at or near to the Elliot Station of the said last-mentioned Railway, and at or near to where the River Elliot runs into the Sea, and extending thence upon and through Lands belonging exclusively to the Owner or Owners of the said Private Mineral Railway, and terminating at certain Quarries belonging to the Right Honourable Fox Maule, Earl of Dalhousie, and Baron Panmure of Brechin and Navar, under the provisions of a certain Deed of Entail, dated the 16th, and recorded in the Particular Register kept for the purpose, conform to Act of Parliament, the 20th days of July 1853, called the Carmyllie Quarries, in the Parish of Carmyllie, in the County of Forfar, which said Private Railway is situate in the several Parishes of Arbirlot and Carmyllie, all in the County of Forfar, and was constructed by the said Earl of Dalhousie at his own expense, on Lands belonging to himself and others, and also the Railway, Stations, and Works, with the Plant, Rolling Stock, and other Property, used along with the said Railway, and belonging exclusively to the said Earl of Dalhousie, such vesting to take effect from such period and upon such terms and conditions as have been, or may hereafter be agreed upon between the Company and the Owners of the said Railway, Lands, Works, and others, or as may be fixed, ascertained, and determined by or under the provisions of the said Bill.

2. To enable the said Earl, and any other persons interested in the said Railway, Lands, Works, and others, whose consent to a Sale is necessary, absolutely to sell the same to the Company for a price, or annual sum by way of Feu-duty, or both or either of them, and to enable the Company to purchase, upon the terms and conditions before mentioned or referred to.

3. To enable and compel the Company, after such vesting in or sale to them of the said Railway, Lands, Works, and others, to uphold, maintain, and work the same, and to exercise the powers and provisions to be conferred upon them by the said Bill in regard to the said Railway.

To enable the Company to apply any of their existing capital or funds for the purposes of the said Bill, and to raise additional Capital for all or any of such purposes, by the creation and issue of new Shares or Stock, with or without a preference or priority in the payment of dividend, or other privileges attached thereto, over all or any of the existing obligations, preference, and ordinary capital of the Company, by borrowing and by the issue of Debenture Stock, or by such other means as shall

be provided in the said Bill, and to vary and postpone all existing rights and privileges to give effect to any such provisions.

To enable the Company to make the price, feu-duty, and other annual payments payable by them to the owners of the said Railway, Lands, Works, and others, under the terms of any such sale and purchase, a first charge on the Tolls, Rates, and Duties levied or arising on the said Railway, as also a charge on the undertakings, Tolls, Rates, and Duties of the Company, and, in case of non-payment thereof, to enable the owner or owners for the time being of the said price, feu-duty, or other payment, to re-enter on the said Railway, and on the lands on which the same is constructed, and to exercise other powers for the recovery of the said price, feu-duty, or other annual payment, and to subject the Company to penalties for non-payment thereof.

To enable the Company to levy Tolls, Rates, and Charges in respect of the use of the Railway, Lands, Works, and others so vested in them as aforesaid, and for the Carriage of Passengers, Animals, Minerals, Goods, and other Traffic upon or over the same; and for the use of Engines, Carriages, Wagons, and Trucks for such Traffic; and to grant Exemptions from the Payment of the Tolls, Rates, and Charges which the Company may be empowered to levy or take under the said Bill; and to confer, vary, and extinguish all or any existing Rights and Privileges affecting the said Railway; and to confer, vary, and extinguish other Rights, Privileges, and Exemptions.

To incorporate in the said Bill, and to confer upon the Company, in respect of the said Railway, all or some of the powers and provisions now vested in them under their existing Acts relating to their present undertaking, and also all or some of the powers and provisions of "The Companies' Clauses Consolidation (Scotland) Act 1845," "The Lands' Clauses Consolidation (Scotland) Act 1845," "The Lands' Clauses Consolidation Acts Amendment Act 1860," "The Railways' Clauses Consolidation (Scotland) Act 1845," "The Railways' Clauses Act 1863," "The Companies' Clauses Act 1863," and all other necessary powers and provisions, and to make the said Railway subject to the provisions of the said Acts, and of the General Acts relating to Railways.

And it is intended by the said Bill, so far as it may be necessary for the purposes thereof, to repeal, alter, amend, and enlarge or extend all or some of the powers and provisions of the several local and personal Acts of Parliament following, that is to say:—"The Scottish North Eastern Railway Act 1863," and the several Acts therein recited, "The Alyth Railway Act 1864," and the several Acts therein recited, "The Scottish North Eastern and Perth Almond Valley and Methven Railway Act 1864," and the several Acts therein recited, "The Denburn Valley Railway Act 1864," and the several Acts therein recited, "The Scottish North-Eastern Railway (Newtyle and Meigle Junction) Act 1864," and "The Scottish North-Eastern Railway (Dundee and Forfar) Act 1864," and the several other Acts relating to the Scottish North-Eastern Railway Company, and to make other provisions in lieu of the provisions so repealed, varied, or altered.

Printed copies of the said Bill or Act will, on or before the 23d day of December next, be deposited at the Private Bill Office of the House of Commons.

Dated this 11th day of November 1864.

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