



ANNO QUINQUAGESIMO QUARTO

GEORGI III. REGIS.

Cap. 168.

An Act to alter and amend an Act made in the Fifty-second Year of His present Majesty, for making a Canal from the *Stort* Navigation, at or near *Bishops Stortford*, to the River *Cam*. [20th June 1814.]

WHEREAS an Act passed in the Fifty-second Year of the Reign of His present Majesty, intituled *An Act for making and main- 52 G. 3.*
taining a navigable Canal, with Aqueducts, Feeders, and Reservoirs, from the Stort Navigation, at or near Bishops Stortford, in the County of Hertford, to join the River Cam, near Clayhithe Sluice, in the County of Cambridge, with a navigable Branch or Cut from the said Canal at Sawston to Whaddon, in the said County of Cambridge: And whereas by the said Act the Company of Proprietors of the *London and Cambridge Junction Canal* were empowered to make the said Canal and Cut, but were not authorized to commence the same, or make any Part thereof, or take any Lands for the Purposes of the said Act, until a sufficient Number of Subscribers should be obtained, who would undertake to raise a Sum equal to Three Fourths of the Estimate for the Completion of the Whole of the said Undertaking, and the Powers of the said Act were made to cease in case such Proportion should not be subscribed before the First Day of *January* One thousand eight hundred and sixteen: And whereas the making a Part of the said Canal from the River *Cam* near *Clayhithe Sluice* in the County of *Cambridge*, to the Town of *Saffron Walden* in the County of *Essex*, in the said Act mentioned, would be of great public Utility, and the Sum already subscribed is nearly adequate to the Completion of such Part of the said

[*Loc. & Per.*]

34 Z

Canal;

Canal; and it is therefore expedient that the Restrictions contained in the said Act should be repealed, in order that the said Company may be empowered to make such Parts of the said Canal and navigable Branch or Cut: And whereas some of the Provisions and Powers of the said Act require Amendment, but the Purposes aforesaid cannot be effected but by the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it 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 so much of the said recited Act as enacted, that nothing in the said Act contained should extend to authorize or empower the said Company of Proprietors to take any Lands, Grounds, or Premises for the Purposes of the said Act, or commence the said Canal, Cut, Reservoirs, or other Works therein authorized to be made, until a sufficient Number of Subscribers should have been obtained, who would undertake to raise a Sum equal to Three-fourth Parts of the Estimate for the Completion thereof; and that in case a sufficient Number of Subscribers should not be obtained on or before the First Day of *January* One thousand eight hundred and sixteen, who should have subscribed such Sum at the least, to be proved as in the said Act is directed, that then and in such Case the said Act, and every Clause, Matter, and Thing therein contained, so far as the same related to the making and maintaining the said Canal and Cut, and other Works thereby authorized to be made, should from thenceforth be repealed and become null and void to all Intents and Purposes whatsoever; shall, from and after the passing of this Act, be, and the same is hereby repealed, so far as relates to the making, completing, and maintaining the Part of the said Canal in the said recited Act mentioned, from the Town of *Saffron Walden* in the County of *Essex*, with proper Aqueducts, Tunnels, and other Works, to join and communicate with the River *Cam* below or near *Clayhithe Sluice*, in the Parish of *Horningsea*, in the said County of *Cambridge*, and the Branch or Cut by the said recited Act authorized to be made, with proper Aqueducts and other Works from and out of the said Canal, in the Parish of *Sawston*, at or near a certain Place called *Great Shelford*, in the said County of *Cambridge*, and to render the same navigable and passable for Barges, Boats, Lighters, and other Vessels.

Part of
recited Act
repealed.

Certain Part
of the Canal
not to be
commenced
till a sufficient
Number of
Subscribers
be obtained.

II. Provided always, and be it further enacted, That nothing in this Act shall extend, or be construed to extend, to authorize or empower the said Company to take any Lands, Grounds, or Premises for the making any Part of the said Canal, or to commence any Part of the said Canal between the said Town of *Saffron Walden* and the *Stort* Navigation aforesaid, until a sufficient Number of Subscribers shall have been obtained who would undertake to raise a Sum equal to Three Fourths of the Estimate for the Completion of the Whole of the said Canal in the Manner in the said Act mentioned.

To elect
Fifteen addi-
tional Direc-
tors.

III. And be it further enacted, That it shall be lawful for the said Company, and they are hereby empowered, at their next General or Special General Assembly, to elect Fifteen Persons of and out of the said Company of Proprietors, each possessing Ten Shares at least in the said Undertaking in his own Right, as and for Directors, in Addition to the Nine Directors, under the said Act, who shall, with such former Nine Directors, making together Twenty-four Directors, be and constitute thereafter the Court of Directors

Directors of the said Company, and upon the First *Thursday* in the Month of *May* following, Eight of such Directors shall go out of Office and cease to be Directors, and the Names of the Eight Directors so to go out shall be determined in like Manner as is in the said Act directed, as to the going out of Three Directors; and all the Rules, Regulations, Provisions, and Clauses in the said recited Act contained, in relation to the going out of Three Directors in Rotation, and the Election of other Three Directors in their Room, shall be applied and put in force for the determining the going out of Office of Eight Directors instead of Three, and of electing others in their Room, and also for the supplying of any Vacancies by Death or otherwise, as fully and effectually, to all Intents and Purposes, as if the Clauses and Provisions were severally and separately re-enacted as to such Twenty-four Directors, instead of Nine Directors, and the going out and replacing of Eight of such Directors by Rotation, instead of Three Directors; and as to supplying all Vacancies which may arise in such Court of Twenty-four Directors, and as if the Number of Twenty-four Directors had been enacted by the said Act, instead of Nine, and the Number of Eight Directors had been enacted by the said Act, instead of Three, to go and be replaced by Rotation in Manner directed by the said Act; and that all the Powers and Authorities given by the said Act to the Court of Directors of Nine Persons, chosen under the said Act, shall be used and exercised by the major Part of the Directors present at any future Meeting or Meetings of Directors of the said Company, at which not less than Three Directors shall be present.

IV. And be it further enacted, That every Proprietor of the said Company, who shall by virtue of the Provisions contained in the said recited Act have a Vote or Votes in any General or Special General Assembly of the said Company, may vote by his, her, or their Proxy or Proxies, duly constituted under his, her, or their Hand or Hands, or under the Seal of any Bodies Politic, Corporate, or Collegiate, which shall at any Time be possessed of a sufficient Number of Shares in the said Navigation, and such Vote or Votes by Proxy shall be as valid as if such Principal or Principals had voted in Person, and all and every Question or Questions whatever, as to the Election of proper Officers, or the Determination of any other Matter or Thing which shall be proposed or considered in any General or other Assembly of the said Company of Proprietors, shall be finally determined by the Majority of Votes and Proxies then present: Provided nevertheless, that no Person shall give or deliver a Vote in respect of Proxies, who is not himself or herself one of the said Company of Proprietors; and the Appointment of every Proxy shall be made according to the Form following:

Votes by
Proxy.

‘ I of one of the Proprietors of the
‘ *London and Cambridge Junction Canal*, do hereby nominate, constitute,
‘ and appoint jointly, or each of them separately,
‘ in my Name, and in my Absence, to vote or give my Assent to or
‘ Dissent from any Business, Matter or Thing relating thereto, which
‘ shall be proposed at any General or Special General Assembly of the
‘ Company of Proprietors of the said Canal, or any Adjournment thereof,
‘ at all Times hereafter, until I shall revoke the Appointment by Notice in
‘ Writing under my Hand, to some Clerk to the said Company of Pro-
‘ prietors. In Witness whereof I have hereunto set my Hand this
‘ Day of

Form of
Proxy.

V. Provided

Bridges to be
of a certain
Ascent.

V. Provided always, and be it further enacted, That in all Places where the Line of the said Canal or Branch shall be made across any public Carriage Road, the Ascent to every Bridge to be made over the said Canal and Branch, for the Purpose of such Road, shall not be more than One Foot in Thirteen; and that a good and sufficient Fence shall be made on each Side of every such Bridge, which Fence shall not be less than Four Feet above the Surface of such Bridge.

Public Act.

VI. 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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