



ANNO TERTIO & QUARTO

GULIELMI IV. REGIS.

Cap. cxv.

An Act to amend an Act passed in the Ninth Year of the Reign of His late Majesty, for regulating and enabling the City of *Dublin* Steam Packet Company to sue and be sued.

[24th *July* 1833.]

WHEREAS an Act was passed in the Ninth Year of the Reign of His Majesty King *George* the Fourth, intituled *An Act for regulating and enabling the City of Dublin Steam Packet Company to sue and be sued, and thereby to encourage the Use of Vessels propelled by Steam in the Trade of Ireland*, whereby, after reciting that that Part of the United Kingdom called *Ireland* abounded in Cattle, Corn, and various Agricultural Products, the speedy and regular Conveyance of which by Steam Vessels to *Great Britain* has been found of great Advantage to both Countries, and that from the peculiar Circumstances of *Ireland*, and its Want of adequate inland Navigation, it is desirable to encourage the Investment of Capital, so that the Produce of that Part of the United Kingdom may be conveyed at lower Rates and with more Facility and Advantage than heretofore, whereby the Employment of the Labouring Classes in that Country will be promoted, and further reciting, that certain Persons had entered into a Company or Copartnership for trading by means of Steam Vessels between *Dublin* and *Liverpool* and other Sea Ports, according to the Regulations and under the Protection of an Act of the Parliament of *Ireland* passed in the Twenty-first and Twenty-second

[*Local.*] 9 G. 4. c. 66.

29 E Years

Years of the Reign of His Majesty King *George* the Third, intituled *An Act to promote Trade and Manufactures by regulating and encouraging Partnerships*, and that it was expedient to increase the Number of Partners and the Capital or Joint Stock of the said Company, and that the Sums subscribed towards the said Capital amounted to the Sum of Two hundred and twenty-five thousand two hundred Pounds, and that the said recited Act of the Parliament of *Ireland* was confined to Companies or Copartnerships whose Joint Stock does not exceed Fifty thousand Pounds, and that it was desirable that the Members of the said Company should have the same Protection as afforded by the said Act to the Companies to whom its Provisions extend, certain Persons therein named, and all and every other Person or Persons who should, according to the Conditions and Restrictions in the said Act mentioned, be or become possessed of any Shares of the Capital or Joint Stock of the said Company, their Executors, Administrators, and Assigns, were created and constituted One Joint Stock Company by the Name and Description of "The City of *Dublin* Steam Packet Company," for the Purposes, and with the Powers, Privileges, and Authorities, in the said Act mentioned: And whereas the full Amount of the Capital by the said Act of the Ninth Year of His late Majesty's Reign authorized to be subscribed and raised in furtherance of the Purposes of such Act has been paid up and invested in the Undertaking thereby authorized, save and except the Sum of Five hundred Pounds, which is still due to the Company by defaulting Subscribers; and the said Company have extended the Intercourse from the City of *Dublin* to the River *Shannon* by the Grand and Royal Canals, and further along the River *Shannon* from *Athlone* to *Limerick*, and thence to the Sea, by Steam Navigation, and have thereby greatly increased the Commerce and promoted the Prosperity of the adjacent Districts: And whereas it is expedient still further to encourage such Undertaking, and to make Regulations in accordance therewith, so as to promote the Establishment of Manufactories in the inland Counties, and increase the Facilities of Transport for Manufactures and agricultural and other Produce, and thereby give Employment to many Districts, and enable the said Company to carry the Objects of the said hereby recited Act more fully into effect: And whereas it is desirable for that Purpose that they should be authorized to increase their Capital, and that further and other Powers should be given to them; but such Objects cannot be effectuated without the Aid and 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 Consent and Advice of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said recited Act of the Ninth Year of the Reign of His late Majesty, and all and every the Provisions, Powers, Penalties, Matters, and Things therein contained, shall be and the same are hereby repealed: Provided nevertheless, that every Purchase, Conveyance, Act, Matter, Proceeding, and Thing already done, made, executed, commenced, or instituted by virtue and in pursuance of the said Act of the Ninth Year of the Reign of His late Majesty shall be and the same is hereby declared to be as good, valid, and effectual, to all Intents and Purposes whatsoever, as if the said Act had not been hereby repealed.

Recited Act repealed, but Matters already done under it to be good.

II. And

II. And be it enacted, That all and every the Person and Persons, Corporation and Corporations, who are the present Proprietors of the said Joint Stock Company, and all and every other Person or Persons, Bodies Politic and Corporate, who shall hereafter become Subscribers to and for the Purposes of this Act, shall be and they are hereby united into a Company for navigating Steam Vessels, and doing the several Matters and Things and executing the Works authorized by this Act, according to the Provisions and Restrictions herein-after mentioned, and for that Purpose shall be One Company by the Name and Style of "The City of *Dublin* Steam Packet Company," and by that Name shall have Succession, and by that Name shall sue and be sued, and also shall have Power and Authority to purchase and hold Lands and other Hereditaments for the Purposes of this Act.

Proprietors
united.

III. And be it further enacted, That the said Company shall have full Power and Authority to contract and agree for the building, equipping, and fitting up, or for hiring or chartering of Ships, Vessels, Boats, or Barges, and for supplying and providing Fuel or other necessary Materials or Things, and for providing all or any Tackle, Apparel, and other Matters and Things needful or necessary for any such Ships, Vessels, Boats, or Barges, and to contract for the hiring or making of all or any Steam or other Engines and Machinery, or any other Matters or Things requisite for propelling or navigating all or any of such Ships, Vessels, Boats, or Barges, and for refitting, repairing, or replacing the same Ships, Vessels, Boats, or Barges, or the Apparel thereof, and the Steam or other Engines, Machinery, or any other such Matters or Things as aforesaid; and to hire and engage from Time to Time Masters, Seamen, Mariners, Engineers, or other Men necessary for the safe Conduct and Navigation of such Ships, Vessels, Boats, and Barges, or the supplying thereof; and to navigate such Ships, Vessels, Boats, or Barges, or any of them, between the Ports of *Dublin* and *Liverpool*, and between either of the said Ports, or any other Port or Ports, Place or Places, in *Great Britain* or *Ireland* or elsewhere, as the Directors of the said Company for the Time being shall think fit; and to contract for the conveying and carrying, and to carry and convey, Passengers, Cattle, Stores, Goods, Merchandize, or any other Effects, Matters, or Things, from Place to Place, upon such Terms and Conditions, and in such Manner, as the said Directors of the said Company for the Time being shall deem expedient; and also to sell and dispose of all or any of such Ships, Vessels, Boats, Barges, Tackle, Apparel, Steam, or other Engines and Machinery, or any other Matters and Things as aforesaid; and also to contract and agree for the Harbour, Port, Canal, or other Rates, Tolls, Wharfage Dues, and Charges to be paid in respect of any of the Vessels, Boats, and Barges belonging to or employed by the said Company, or of any Passengers, Cattle, Stores, Goods, Merchandizes, and other Effects to be carried or conveyed by the said Company; and also to provide Offices, Warehouses, Yards, and Storehouses for the Accommodation of Passengers, Cattle, Stores, and Goods to be carried or conveyed thereby; and generally to enter into such Contracts or Agreements, and do all such Acts and Things, as shall be necessary or convenient for effecting the Purposes of this Act, and for carrying on the Business of the said Company.

Powers of
Company.

IV. And

Capital or Joint Stock deemed to be, with further Capital authorized to be raised, the Capital of Company.

IV. And be it further enacted, That the Capital or Joint Stock of the said Joint Stock Company subscribed as aforesaid under Authority of the said recited Act of the Ninth Year of the Reign of His late Majesty, and amounting to the Sum of Two hundred and twenty-five thousand two hundred Pounds, shall, together with the further Capital by this Act authorized to be subscribed and raised, be deemed and taken to be and shall be the Capital of the said Company by this Act empowered; and that the several Bodies Politic, Corporate, and Collegiate, Person and Persons, who appear by the Books of the said Joint Stock Company to be entitled to the said Capital so subscribed as aforesaid under Authority of the said recited Act, or who shall be admitted as Proprietors of the Stock or Capital of the said Company, or who shall acquire additional Shares in the said new Stock to be created according to the Provision hereafter contained for increasing the Capital thereof, shall be entitled to the Profits and Advantages arising to the same according to the Number of Shares he, she, or they shall hold therein.

Company empowered to raise an additional Sum of 74,800*l.*

V. And be it further enacted, That it shall and may be lawful for the said Company to raise any further Sum or Sums of Money, not exceeding in the whole Seventy-four thousand eight hundred Pounds, for carrying on the said Steam Navigation and the other Business of the said Company, in addition to the Sum of Two hundred and twenty-five thousand two hundred Pounds which for such Purpose was by the said recited Act of the Ninth Year of the Reign of His Majesty King *George* the Fourth authorized to be raised; and the said Company are hereby authorized and empowered to raise any such further Sum or Sums, not exceeding in the whole Seventy-four thousand eight hundred Pounds, by Contribution amongst themselves, or by the Admission of other Persons or Subscribers, and by issuing new Shares of Fifty Pounds each to such Contributors or Subscribers, but so as that each such Contributor or Subscriber shall not pay a less Price than Thirty-eight Pounds for each or any such new Share of Fifty Pounds; and that all such new Shares shall be deemed and transmissible as Personal Estate; and every Person, Body Politic, Corporate, or Collegiate, subscribing towards raising such further Sum or Sums of Money, shall be a Proprietor in the said Steam Navigation and other Business of the said Company, and shall be subject to all Calls on the same, and also liable to such Forfeitures, and stand interested in all the Profits of the said Steam Navigation and other Business of the said Company, in proportion to the Sum he, she, or they shall or may subscribe thereunto, as generally and extensively, to all Intents and Purposes, as the original Subscribers to or Proprietors of Shares in the said Company.

Shares to be Personal Estate.

Subscribers of additional Sums authorized to be raised to be deemed Proprietors.

Additional Capital to be applied to the Navigation of the River *Shannon*, and to no other Purpose.

VI. Provided always, and be it further enacted, That the said additional Capital of Seventy-four thousand eight hundred Pounds hereby authorized to be raised, when and according as the same may be subscribed, shall be laid out and expended in the building, equipping, and fitting up of Steam Vessels, Boats, or Barges, and for supplying Fuel and other necessary Materials or Things, and for providing all or any Tackle, Apparel, and other Matters and Things needful and necessary, for the exclusive Purpose of navigating the River *Shannon* in *Ireland*, and the Lakes and Canals connected therewith, and also in making Landing Places,

Places, Harbours, Piers, Towing Paths, and Roads or Approaches to the same, and also in the building of Warehouses and other Conveniences for Trade along the said Navigations; and that such Steam Vessels, Ships, Boats, or Barges shall be applied to the Navigation of the said River *Shannon*, and the Lakes, Canals, and Rivers adjoining thereto, and to no other Purpose whatsoever.

VII. And be it further enacted, That a separate and distinct Account shall be kept of the said additional Capital of Seventy-four thousand eight hundred Pounds, and of the Application thereof; and a Copy of such Account shall be published half-yearly in the *Dublin Gazette*, as the same shall be laid out and expended.

Company to publish Account of additional Capital in the *Dublin Gazette*.

VIII. Provided always, and be it further enacted, That when and as from Time to Time the Directors of the said Company shall determine to issue new Shares under the Provisions of this Act, they shall, by a Circular Letter, to be sent by Post or otherwise, and addressed to each of the then Proprietors of Shares in the said Company, signify the Number of new Shares proposed to be issued, and the lowest Prices intended to be taken for the same respectively; and the then Proprietors of Shares shall, within a Period to be stated in such Circular Letter, but not less than Fourteen Days from the sending thereof, be entitled to the Option of taking all or any such Shares so to be newly created, in preference to any other Person or Persons; and that such of the said then Proprietors of Shares who, within such Period of Fourteen Days, may signify in Writing to the Clerk of the said Company, to be addressed to or left for them at their Office in *Dublin*, their Desire to partake in the Distribution of such new Shares, shall, as between themselves, be entitled to have so many of such newly-created Shares allotted to them respectively as shall be in proportion to the Number of Shares in the said Company then belonging to them respectively.

Pre-emption to Proprietors of original Shares.

IX. And be it further enacted, That whenever several Persons shall be jointly possessed of or entitled to any Share in the said Company, the Person whose Name shall stand first in the Books of the said Company as Proprietor of such Share shall, for the Purposes of this Act, be deemed and taken to be the Proprietor of such Share; and all such Proprietors shall be entitled to give their Votes in respect thereof by the Person whose Name shall stand first on the Books of the said Company as Proprietor of such Share, and whose Vote shall, either in Person or Proxy, on all Occasions be deemed and allowed to be the Vote for or in respect of the whole Property in such Share, without Proof of the Concurrence of the other Proprietor or Proprietors of such Share; and all Notices by this Act directed to be given to the Proprietors of such Shares in the said Company shall and may, for or in respect of any such Share so jointly held, be given to the Person whose Name shall stand first in the Books of the said Company, or be left at the last or usual Place of Abode of such Person, or be inserted in the *Dublin Gazette* as herein mentioned (as the Case may require); and such Notice to such Person shall be deemed and taken to be sufficient Notice to all the Proprietors of such Share or Shares for all the Purposes for which Notice is intended to be given.

The Person whose Name stands first as a joint Proprietor with others, to be deemed the Owner.

Lunatics and
Minors to
vote by
Committees
and Guar-
dians.

X. And be it further enacted, That in case any Proprietor entitled to vote at such Meeting as aforesaid shall be a Lunatic or a Minor, such Lunatic shall or may vote at such Meeting by his or her Committee or any of such Committee, and such Minor shall and may vote by his or her Guardian or any of such Guardians; provided that every such Committee or Guardian may also vote in right of his own Shares as well as in the Character of Committee of any Lunatic or of Guardian of any Minor on the same Occasion.

Management
of Company
to be con-
formable to
the Deed of
1st January
1828.

XI. And whereas prior to the passing of the said recited Act the said City of *Dublin* Steam Packet Company was formed under and by virtue of a certain Deed of Settlement bearing Date the First Day of *January* in the Year of our Lord One thousand eight hundred and twenty-eight, and made between the several Persons whose Names are thereunto subscribed and whose Seals are thereunto affixed (except the several Persons Parties thereto of the Second Part) of the First Part, and *Charles Wye Williams* of the Town of *Liverpool* in the Kingdom of *England*, Esquire, *Richard Williams* of *Drumcondra Castle* in the County of *Dublin* in the Kingdom of *Ireland*, Esquire, *James Jameson* of *Harcourt Street* in the City of *Dublin*, Esquire, *James Ferrier* of *Willow Park* in the County of *Dublin* aforesaid, Esquire, *Joseph Robinson Pim* of *Fitzwilliam Square* in said City of *Dublin*, Esquire, *William Dixon* of said Town of *Liverpool*, Esquire, Sir *John Tobin* of said Town of *Liverpool*, Knight, *Alexander Parsons* and *George Parsons*, both of said Town of *Liverpool*, Esquires, of the Second Part, and which Deed has been duly enrolled and is now of Record in His Majesty's High Court of Chancery in *Ireland*: And whereas the subsequent Operations of the said City of *Dublin* Steam Packet Company, as a Joint Stock Company under the Provisions of the said recited Act of the Ninth Year of the Reign of His late Majesty, were thereby appointed to be carried on according to the then Constitution of such Company, and the same has been so conducted, and the Provisions, Conditions, Covenants, and Agreements in the said recited Deed of Settlement contained have been found convenient and necessary to and for the Management and Direction of the Business of the said Steam Navigation, and it is expedient that such Business should be and continue to be carried on under such and the same Rules and Regulations; be it therefore further enacted, That the Business, Management, and common Concern of the said Company shall be carried on in conformity with and subject to the several Agreements, Covenants, Conditions, Provisoes, and other Matters and Things in the said Deed contained, so far as the same are not repugnant to nor inconsistent with the Provisions of this Act, and so far as the same are applicable to the said Company.

Company
liable to for-
mer Debts.

XII. And be it further enacted, That the Company by this Act appointed, and all and every the Lands, Tenements, and Hereditaments, Monies, Effects, and Property, of what Description soever, of or belonging to such Company, shall be and the same is hereby made subject and liable to the Payment of all Monies heretofore borrowed and which are due and owing by or on the Credit or on account of the Joint Stock Company by said recited Act created, and of all Interest due and to grow due on the same respectively, as fully and effectually to all Intents and Purposes as if such Monies had been borrowed and become due by or on the Credit of the Company by this Act appointed; and all
Indentures,

Indentures, Conveyances, Grants, Bonds, Covenants, Agreements, Engagements, Contracts, Leases, Mortgages, and Securities made or entered into by the said Joint Stock Company shall, notwithstanding the Repeal of the said recited Act, remain in full Force and Effect, and be and continue available in all Courts of Law and Equity for and be binding on the Company by this Act established, in the same Manner as if the same had been made or entered into by such Company under the Authority of this Act.

XIII. And be it further enacted, That the Capital Stock of the said Joint Stock Company, and all and every the Lands, Tenements, or Hereditaments, Sum or Sums of Money, Goods, Chattels, Effects, Estate, or Property, of what Nature or Kind soever, immediately before the passing of this Act vested in or belonging to the said Joint Stock Company, or in any other Person or Persons whatsoever by virtue of the said recited Act or otherwise, for the Uses and Purposes of the said Joint Stock Company, shall be and are hereby from henceforth transferred to and vested in the Company by this Act appointed, to and for the several Uses, Intents, and Purposes directed by this Act; and the same, and all and every the Books of Account, Minutes, Vouchers, Securities, Papers, Deeds, Leases, Grants, Assignments, Evidences, and Writings whatsoever (if any such there be) relating to the same, shall be, immediately after the passing of this Act, the Property and Estate of the said Company, and be assigned, conveyed, and delivered to the Directors of the said Company by such Person or Persons as shall have the Custody thereof, or in whom the same may be now vested as a Trustee for the said Joint Stock Company.

Property of Company under former Act vested in the Company under this Act.

XIV. And be it further enacted, That all Persons who are or have been employed, or who shall have received any Freights or other Money, or who may owe or be subject to the Payment of any Money, by virtue of the said recited Act, or who shall have in their Custody or Possession any Boats, Craft, Machinery, Tools, Money, Books, Accounts, Receipts, Papers, Writings, or other Matters or Things relating or belonging to the said Joint Stock Company, or connected therewith, shall be and remain liable to account for, pay, and deliver over the same and every Part thereof to the Company appointed by this Act, or to any Person whom they may appoint, in the same Manner as if they had been employed or received such Money by or for such Company, or were subject to the Payment of such Money, or had such Things in their Custody or Possession, by virtue of this Act.

Officers under former Act to account under this Act.

XV. And be it further enacted, That it shall not be necessary for the present Directors, or their or his Successors, to reside in the Town of *Liverpool*; and that each and every Director, Clerk, Treasurer, or other Officer who shall have been appointed by the said Joint Stock Company under the said recited Act hereby repealed shall respectively continue to hold and exercise their respective Offices and Employments according to the present Constitution of the said Company, and shall have the like Powers and Authorities for carrying this Act into execution, and shall be subject to the like Rules and Regulations, Pains and Penalties, in all respects, as if they had been severally appointed

Not necessary for Directors to reside in *Liverpool*.

Directors and Officers under former Act to continue.

by

Treasurer to give Security.

by virtue of this Act: Provided always, that the said Company shall and they are hereby required to take sufficient Security from every Person appointed or who shall be appointed Treasurer of the said Company, and from every Receiver, Collector, or other Officer appointed by them or by the said Directors having the Custody or Control of any Money received by virtue of this Act, for the faithful Execution of his or their Office.

Books of Proceedings to be Evidence.

XVI. And be it further enacted, That all and every the Books and Book of Proceedings which have been kept by the said Joint Stock Company, or by their Treasurer, Secretary, Clerk, or any other Officer under their Direction, according to the Provisions of such Act, and made Evidence thereby, shall be admitted as Evidence in all Courts, and by all Judges, Justices, and others.

Debts, &c. due to and from Company under former Act may be recovered under this Act.

XVII. And be it further enacted, That all Debts, Damages, and Monies which at the Time of the passing of this Act shall have been owing to, from, or by the said Joint Stock Company created by the said Act of the Ninth Year of the Reign of His Majesty King *George* the Fourth, shall be deemed and taken to be owing to, from, or by the Company by this Act created, and shall and may be sued for, recovered, and received in the same Manner as if the same had been incurred or accrued after the passing of this Act by the Company hereby created.

This Act not to abate Actions already brought.

XVIII. And be it further enacted, That nothing in this Act contained shall abate, discontinue, prejudice, or affect any Action, Suit, or other Proceeding whatsoever brought, commenced, or instituted by or against the said Joint Stock Company, or the Secretary of the said Joint Stock Company, or any Officer thereof, under or by virtue of the said recited Act, but that the Creation of the said Company under this Act being suggested on the Record, such Action, Suit, or other Proceeding shall and may be carried on and proceeded by or against any one of the Directors of the said Company for the Time being, in such or the like Manner, and with such or the like Effect, as the same could or might have been continued or carried on against the said Joint Stock Company, or their Secretary or other Officer, if the said recited Act had not been repealed, or as if the same had been commenced after the passing of this Act, by or against any Director of the said Company hereby created.

Company deemed to be a Company in Ireland.

XIX. And be it further enacted, That the said Company shall be deemed and taken to be a Company in *Ireland*, and the Shares in the Capital Stock, Property, and Effects of the said Company, wheresoever the same shall be situate or invested, shall be and be deemed, to all Intents and Purposes, Personal Estate in *Ireland*; and the several Subscribers to or Holders of any Shares in the Capital of the said Company, who shall have paid up the full Amount of such Shares, and the several Subscribers to the additional Capital hereby authorized to be raised, shall, so soon as he, she, or they shall have paid the full Amount of the Shares by them respectively subscribed for, cease to be liable for any Debts or Demands whatsoever against the said Company, and which shall or may be contracted after the passing of this Act.

Shareholders not liable to Debts of Company beyond Amount of Shares.

XX. And

XX. And be it further enacted, That it shall not be lawful for the said Company to become Carriers of Passengers by Land, general Merchants, Traders, or Dealers.

Company not to be general Merchants.

XXI. And be it further enacted, That it shall not be lawful for any Person who may have been or may be appointed to act as the Clerk of the said Joint Stock Company, or the Partner of any such Clerk, or the Clerk or other Person in the Employment of any such Clerk or of his Partner, to be the Treasurer for the Purposes of this Act, or the Person who may have been or may be appointed Treasurer, or the Partner of any such Treasurer, or the Clerk or other Person in the Service or Employ of any such Treasurer or of his Partner, to be the Clerk to the said Company; and if any Person shall act in both the Capacities of Clerk and Treasurer for the Purposes of this Act, or if any Person being the Partner of any such Clerk, or the Clerk or other Person in the Service or Employ of any such Clerk or of his Partner, shall act as Treasurer, or being the Partner of any Treasurer, or the Clerk or other Person in the Service or Employ of any such Treasurer or of his Partner, shall act as Clerk in the Execution of this Act, or if any such Treasurer shall hold or accept any Place or Office of Profit or Trust under the said Company other than that of Treasurer, every such Person so offending shall for every such Offence forfeit and pay the Sum of One hundred Pounds to any Person or Persons who shall sue for the same, to be recovered, with full Costs of Suit, in any of His Majesty's Courts of Record at *Westminster* or *Dublin* by Action of Debt or on the Case, or by Bill, Suit, or Information, wherein no Essoign, Protection, or Wager of Law, nor more than One Imparlance, shall be allowed.

Same Person not to be Clerk and Treasurer.

XXII. And be it further enacted, That it shall be lawful for the said Directors of the said Company for the Time being, and they are hereby empowered and required, at or previous to every Half-yearly General Meeting of the said Company hereby united to be held for the Purpose of considering of or for making or declaring a Dividend or Dividends of the clear Profits of the said Company, to deduct and set apart, out of the clear Profits and Produce of the Business of the said Company, such Sum as the Directors for the Time being may deem necessary for the present and future Repairs and Maintenance of the Property of the said Company, or for the building of new Boats, Vessels, or Barges, not being less than One Pound *per Centum* half-yearly on the subscribed Capital of the said Company; and the said Directors shall forthwith lay out and vest in the Name of Three or more of the Directors of said Company for the Time being such reserved Fund as aforesaid, when the same shall be so deducted and set apart as aforesaid, in such of the Public or Parliamentary Funds or Stocks of *Great Britain* or *Ireland*, or in the Stocks of the Bank of *England* or Bank of *Ireland* respectively, as the said Directors shall in their Discretion deem expedient, until the Monies so set apart and funded as aforesaid shall amount to the Sum of Thirty thousand Pounds, and also from Time to Time and at all Times thereafter, so often as the same Fund or Sum of Thirty thousand Pounds shall be reduced by the Payment of or for any extraordinary Contingencies, to

A Fund to be raised from Profits to answer Contingencies.

[*Local.*]

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deduct

deduct and set apart, at any future subsequent General Meeting or Meetings, at the least, the like Sum of One Pound *per Centum* on the subscribed Capital of the said Company out of such clear Profits and Produce, until the same Fund shall be restored and again amount to the Sum of Thirty thousand Pounds, and so on from Time to Time hereafter, and so often as the same shall be reduced in manner aforesaid; and that the Dividends and Interest to become and be due and payable in respect of the said Funds or Stock so set apart and funded as aforesaid, and each and every of them respectively, shall fall into and become a Part of the Profits and Produce of the said Company, and be divisible accordingly: Provided always, that the said Directors for the Time being of the said Company shall have full Power and Authority from Time to Time, when and so often as they shall deem expedient, to vary and transpose the Funds or Stock, or any of them, or any Part thereof, in which the said Monies or Funds shall from Time to Time be invested, and also shall and may sell and dispose of all or any Part or Parts of the said Funds or Stock, and convert the same into Money for the Purpose of answering every or any such extraordinary Contingency or Contingencies as aforesaid, as and when the same or any Part thereof shall by the said Directors be deemed necessary or expedient; any thing herein, or in or by the present Constitution of the said Company, provided or contained to the contrary notwithstanding.

General Meetings may make Bye Laws.

XXIII. And be it further enacted, That the said Company shall have full Power and Authority from Time to Time at any of their General Meetings as aforesaid to make such Rules, Orders, and Bye Laws, not contrary to the Provisions of this Act, nor to the Laws in force in *Ireland*, as to them shall seem meet and proper for regulating the Affairs of the said Company, and the Proceedings of the said Directors, and for the regulating of all Workmen and Servants to be employed in or about the Affairs and Business of the said Company, and from Time to Time to alter or repeal such Rules, Orders, and Bye Laws, or any of them, and to make others, as to the Members of the said Company at a General Meeting shall seem meet and expedient; and all Rules, Orders, and Bye Laws so made as aforesaid (being reduced into Writing), and signed by the Chairman present at any such Meeting, shall be binding upon all Persons, and shall be sufficient, in any Court of Law or Equity, to justify all Persons who shall act under the same: Provided always, that such Rules, Orders, and Bye Laws be not repugnant to the present Constitution of the said Company, or the Laws of the United Kingdom of *Great Britain and Ireland*, or any of the Provisions of this Act; provided also, that Copies thereof shall be printed, fixed, and continued in the Office of the said Company.

Members may transfer Shares, and such Transfers shall be registered in the Books of the Company.

XXIV. And be it further enacted, That it shall be lawful for any and every Member of the said Company, their respective Executors, Administrators, and Assigns, to sell and transfer to any Person or Persons whatsoever, without the Control or Interference of the Directors, or any Person or Persons whatsoever, any Share or Shares or the entire Stock or Interest which any such Member respectively is or may be entitled to or possessed of in the said Company, and the Property and
Funds

Funds thereof; and whenever any such Sale and Transfer shall be made, a Return or Account thereof shall be made to the Clerk of the said Company for the Time being, and shall from Time to Time be entered and registered in the Books of the said Company, on Payment of the accustomed Fee of Two Shillings and Sixpence on each Share so transferred; and the Person or Persons to whom such Transfer shall be made shall be and stand in all respects, and to all Intents and Purposes, in the Place and Stead of the Person or Persons making such Transfer, and shall be liable to be sued in an Action of Covenant or otherwise for any Breach of the Rules and Regulations of the said Company, as fully and effectually to all Intents and Purposes as if such Person or Persons to whom such Transfer or Transfers have or shall have been made had been a Proprietor or Proprietors of the said Company at the Time of the original Institution thereof, or at the passing of this Act.

XXV. Provided always, and be it further enacted, That no Person or Persons shall sell or transfer any Share or Shares of the Stock of the said Company which he, she, or they shall possess therein, after any Call in respect of such Share shall be duly made, until the Money so called for in respect of his, her, or their Share or Shares intended to be sold shall be paid; and until such Money so called for shall be paid any such Sale or Transfer of any Share or Shares shall be void; and all and every Person or Persons making default therein shall be subject and liable to forfeit such his, her, or their Share or Shares in the said Company to and for the general Benefit of the said Company, unless he, she, or they shall, at the Time of such Sale or Transfer, pay to the Directors for the Time being of the said Company the full Sum of Money called for upon every Share so to be sold or transferred, such Forfeiture, nevertheless, to be first notified and declared in manner directed by this Act with respect to the Forfeiture of Shares for not answering Calls to be made thereon as aforesaid.

Stock not to be sold after a Call is made until the Money so called for is paid.

XXVI. And in order, where the original Holder or Proprietor of One or more Share or Shares in the Stock of the said Company shall marry, die, become insolvent or bankrupt, or go out of the Kingdom, or shall transfer his or her Right and Interest to some other Person, and no Register shall have been made of the Transfers thereof in the Books of the said Company, it may not be in the Power of the Directors to know who is the Owner or Proprietor of such Share or Shares, in order to give him, her, or them, their Executors, Administrators, and Assigns, Notice or Notices of Calls to be made on such Share or Shares, and to maintain any Action or Actions against him, her, or them, their Executors, Administrators, and Assigns, for the Recovery of the same, or for the Purpose of safely paying to him, her, or them the Interest and Dividends to which he, she, or they may be entitled by virtue thereof; be it therefore further enacted, That before any Person or Persons who shall claim any Part or Share in the Profits arising from such Share or Shares in the Capital Stock of the said Company in right of Marriage shall be entitled to receive the same, an Affidavit containing a Copy of the Register of such Marriage shall be made and sworn to by some credible Person before a Master or Master Extraordinary in Chancery, or any One of His Majesty's Justices of the Peace, (who are hereby authorized and empowered

Providing for the Security of Persons in certain Cases.

empowered to swear any such Person to such Affidavit,) and such Affidavit shall be transmitted to the Clerk of the said Company for the Time being at the Office of the said Company in *Dublin*, who shall file the same, and make an Entry thereof in the Book or Books which shall be kept by him for the Entry of Transfers and Sales of Shares or Stock in the said Company; and before any Person or Persons who shall claim any Part or Share in the Profits on such Share or Shares in the Capital Stock of the said Company by virtue of any Bequest or Will, or in a Course of Administration, shall be entitled to receive the same, such Will or the Probate thereof shall be produced and shown to the Clerk for the Time being of the said Company at the Office of the said Company in *Dublin*, or an Affidavit containing a Copy of so much of such Will as shall relate to the Share or Shares of the Testator, or of the Letters of Administration in case the Proprietor shall have died intestate, shall be made or sworn to by any Executor or Executors of such Will, or by any Administrator or Administrators of the Estate and Effects (as the Case may happen to be), before a Master or Master Extraordinary in Chancery, or One of His Majesty's Justices of the Peace; and such Affidavit, when so made, shall also be transmitted to the Clerk for the Time being of the said Company at the Office of the said Company in *Dublin*, who shall file and enter the same in the Manner herein mentioned; and that in all Cases, other than as herein-before mentioned, when the Right or Property in One or more Share or Shares in the said Company shall pass from the original Subscriber or Subscribers, or any Proprietor or Proprietors thereof, to any other Person or Persons by any other legal Means than a Transfer thereof in the Form and Manner heretofore used and adopted by the said Joint Stock Company, an Affidavit shall be made and sworn to by Two credible Persons before a Master or Master Extraordinary in Chancery, or before One of His Majesty's Justices of the Peace, stating the Manner in which such Share or Shares hath or have passed to such other Person or Persons, their Executors, Administrators, or Assigns, and such Affidavit shall be transmitted to the Clerk of the said Company for the Time being at the Office of the said Company in *Dublin*, to the Intent that the Name or Names of every such other Proprietor or Proprietors may be entered and registered in the Register Book or List of Subscribers and Proprietors of the said Company; and that in all or any of the said Cases it shall be lawful for the said Directors, after Fourteen Days Notice shall have been given under the Hand of the Clerk of the said Company to the Person or Persons claiming by such Affidavit to be the Owner or Owners thereof, and that such Person or Persons, their Executors, Administrators, and Assigns, shall not have paid his, her, or their Portion of the Money becoming payable by virtue of any Call or Calls, and after Notice thereof shall have been given in the Manner herein directed, to declare, at any Meeting of the said Directors, the same Share or Shares to be forfeited, and that in such Cases the same shall be and become forfeited, and be sold and disposed of in such Manner as is herein directed respecting the Sale of Shares forfeited.

Subscribers
to additional
Capital or
Stock liable

XXVII. And be it further enacted, That the several Persons who shall subscribe to the said additional Stock or Capital of the said Company, or who shall have or hold, or shall at any Time hereafter have or hold, any Share

Share or Shares in the said additional Stock or Capital, shall and they are hereby respectively required to pay the Sum of Money by him, her, or them respectively subscribed for or to be subscribed for, or such Parts or Proportions thereof as have been or shall from Time to Time be called for, at such Times and Places as shall be ordered and directed by the Majority of the said Directors for the Time being of the said Company; and in case of Default of or in any such Payment it shall be lawful for the said Company to sue for and recover the same by Action of Debt or otherwise in any of His Majesty's Courts of Record, together with lawful Interest for the same from such appointed Time of Payment, and together also with all Costs of Suit as between Attorney and Client, from such Person or Persons.

to be sued for
the Sums
subscribed.

XXVIII. And be it further enacted, That the Directors of the said Company for the Time being shall have full Power to make such Call or Calls for Money from the Proprietors of any additional Capital to be raised as aforesaid as the Directors shall from Time to Time find necessary for the Purpose of doing the several Matters and Things and carrying on the Undertaking authorized by this Act, so as that no such Call do exceed the Sum of Twenty Pounds *per Centum* to be paid or payable at any One Time for or in respect of any One Share, and so that no Call or Calls be made but at the Distance of Three Calendar Months at the least from each other; and the Sum or Sums of Money so to be called for shall be paid at such Time or Times and in such Manner as the said Directors of the said Company shall appoint and direct, and the same shall be placed at the Disposal of the said Directors; and all Notice or Notices of any such Call or Calls shall be given by Advertisement in the *Dublin Gazette*, and in Two or more of the Newspapers published in the City of *Dublin* and Town of *Liverpool*; and if any Person or Persons shall neglect or refuse to pay his, her, or their Proportion of the Money to be called for during the Space of Fifteen Days next after the Time appointed for Payment thereof, and due Notice of such Call shall have been given, then and in every such Case such Person or Persons so neglecting or refusing to pay such Call or Calls shall absolutely forfeit all his, her, or their Share, Part, and Interest in the said Company and Capital Stock, and all Profit and Advantage thereof; and all Shares that shall or may be so forfeited shall be applied and disposed of in manner by this Act directed; and all and every Share and Shares so forfeited as aforesaid shall and may be sold by the said Directors for the highest and best Price that can be reasonably gotten for the same, every such Sale being advertised for Three Weeks successively in some Two or more of the Newspapers published in *Dublin* and *Liverpool*: Provided always, that such Forfeiture of any Share or Shares in the said Company as aforesaid shall be declared at some Meeting of the Directors of the said Company not earlier than One Calendar Month next after such Forfeiture shall happen; and that any such Forfeiture, when so declared by the said Directors, shall be an absolute Indemnification and Discharge to and for the Proprietor or Proprietors, his, her, or their Executors, Administrators, and Assigns, so forfeiting, against all Actions, Suits, and Prosecutions for any Breach of Contract or Agreement between such Proprietor or Proprietors, his, her, or their Executors, Administrators, and Assigns, and the said Company, with regard to the future carrying on and Management of the said Company:

Directors em-
powered to
make Calls on
Subscribers.

Proceedings
in default of
Payment of
Calls.

[Local.]

29 H

Provided

Provided always, that it shall not be lawful for the said Directors to cause more Shares to be sold than shall be sufficient to satisfy the Call or Calls made from the said Proprietors, their Executors, Administrators, and Assigns; and that the Surplus (if any) arising from the Sale of such Shares, after satisfying such Call or Calls, shall be returned to the Owner or Owners of such Share or Shares.

Executors,
&c. indemnified in paying Calls.

XXIX. And be it further enacted, That if any Person or Persons, Proprietor or Proprietors of any Share or Shares in the said Company, shall die before Payment shall have been made by him, her, or them of the full Sum to be called for in respect thereof as aforesaid, without having made any sufficient Provision by Will or otherwise how such Share or Shares shall be disposed of, and for the Payment or Payments then due or to become due on account of any Call or Calls made or to be made in respect of such Share or Shares, that then and in such Case the Executors or Administrators of such Proprietor or Proprietors, and the Trustee or Trustees, Guardian or Guardians of any Infant or other Person entitled to the Estate and Effects of such Proprietor or Proprietors, shall be indemnified against such Infant or other Person (other than a Creditor or Creditors) entitled to the Estate and Effects of such deceased Proprietor or Proprietors, for paying any Money which shall be called for as aforesaid in respect of the Share or Shares of such deceased Proprietor or Proprietors.

Members may be indicted for Fraud on Company.

XXX. And be it further enacted, That if any Person or Persons being a Proprietor or Proprietors of any Share or Shares in the said Company shall steal or embezzle any Money, Goods, Effects, Bills, Notes, Securities, or other Property, of any Kind or Description whatsoever, of or belonging to or in the Custody for Carriage or Safe-keeping or otherwise of the said Company, or shall commit any Fraud, Forgery, Crime, or other Offence against or with Intent to injure or defraud the said Company, such Member or Members shall be liable to Indictment, Information, Prosecution, or other Proceeding for every such Fraud, Forgery, Crime, or other Offence, and may thereupon be lawfully convicted as if such Person or Persons had not been or was or were not a Proprietor or Proprietors of the said Company, any Law, Usage, or Custom to the contrary notwithstanding.

Company may contract for Purchase of Land.

XXXI. And be it enacted, That it shall and may be lawful for the said Company, and they are hereby authorized and empowered, to contract with any Person or Persons, Bodies Politic, Corporate, and Collegiate, Corporations Aggregate or Sole, for the Purchase of any Parcel or Parcels of Land in *Ireland*, for the Purpose of improving and supporting any Navigation, and for the Purposes of making and erecting Towing Paths, Quays, Wharfs, Landing Places, Warehouses, and other Buildings, Yards, and Conveniences for receiving, lodging, depositing, and keeping any Goods, Merchandize, or other Things carried or conveyed, or intended to be carried and conveyed, upon or on any such Navigations, and for making convenient Roads, Avenues, or Ways leading thereto, or for any other Purposes whatever connected with such Navigations which the said Company shall judge requisite and necessary for rendering such Navigations more useful and convenient to the Public; and it shall be lawful

for all Bodies Politic, Corporate, and Collegiate, Corporations Aggregate or Sole, and all other Persons whomsoever, to sell, grant, lease, demise, or convey to Two or more of the Directors of the said Company for the Time being, and their Successors, any Parcel or Parcels of Land in *Ireland* for the Purposes aforesaid: Provided always, that it shall not be lawful for the said Company to hold or possess any Quantity of Land exceeding Ten Acres in any One Barony along the Line of any such Navigation at any One Time, any thing herein contained to the contrary notwithstanding.

XXXII. And be it further enacted, That the First General Meeting of the Members of the said Company for putting this Act in execution shall be held at the Office of the Company in *Dublin* within Three Months after the passing of this Act; and that an Half-yearly General Meeting of the said Members of the said Company shall be held on the Twenty-fifth Day of *October* and the Twenty-fifth Day of *April* in every Year, or within Thirty Days next after such Days respectively, at such Place or Places in the City of *Dublin* as the Directors for the Time being may direct; and Notice of the First and of every Half-yearly General Meeting shall be given by public Advertisement in the *Dublin Gazette*, and in Two or more Newspapers printed and circulated in the said City of *Dublin*, and in Two or more Newspapers printed and circulated in the Town of *Liverpool*, at least Ten Days and not more than Fifteen Days before the Time to be appointed for holding the same respectively, or in such other Manner as the said Company at their respective General Meetings shall direct.

General Meetings of the Company,

XXXIII. And be it further enacted, That it shall be lawful for the Directors of the said Company as often as they shall think necessary to call an Extraordinary or Special General Meeting of the said Company, by giving such Notice thereof as aforesaid, at least Ten Days and not more than Fifteen Days before the Time to be appointed for holding the same, and in such Notice the Business intended to be proceeded upon at such Meeting shall be stated.

Extraordinary Meetings may be called by the Directors.

XXXIV. And be it further enacted, That if at any Time any Forty-five or more of the Members of the said Company, each of whom shall be a Holder of Two Shares of One hundred Pounds each, or Four Shares of Fifty Pounds each, at the least, shall deem it necessary or expedient to call a Special General Meeting of the Members of the said Company for the Purpose of taking their Opinion and Determination on any Matter or Thing relating to the said Company, and shall sign a Requisition in Writing to the said Directors for that Purpose which shall specify the Object of such Meeting, and shall deliver or cause the same to be delivered to the Clerk for the Time being of the said Company at the Company's Office in *Dublin*, it shall be lawful for the said Directors and they are hereby required to call such Special Meeting; and in case the said Directors shall refuse or neglect for the Space of Fourteen Days after the Delivery of such Requisition to comply with such Requisition, then and in such Case it shall be lawful for the Members of said Company who shall have signed the same to call a Special General Meeting of the said Company by Advertisement in the *Dublin Gazette*, and in Two or more of

Power for Forty-five Members of the Company to call Special General Meetings in certain Cases.

of the Newspapers published in the City of *Dublin*, and Two or more Newspapers published in the Town of *Liverpool*, specifying the Place within the City of *Dublin* where and the Time when such Meeting is to be held, the Time being not less than Ten Days nor more than Fifteen Days after such Notice, the Reason for and Intention of calling such Special Meeting; and the said Subscribers to and Members of such Company are hereby authorized to meet pursuant to such Notice, and take into consideration the Matter or Matters to be submitted to them by the Persons calling such Special Meeting as specified in such Notice.

Meetings
may be ad-
journed.

XXXV. And be it further enacted, That any Half-yearly or Special General Meeting may be adjourned from Time to Time and from Place to Place in the City of *Dublin* as shall be thought expedient.

Business at
General or
Special
Meetings.

XXXVI. And be it further enacted, That no Business shall be commenced at any General or Special General Meeting unless Twenty Members of said Company be present, and that no Business shall be transacted at any Special General Meeting besides the Business for which it shall have been called, and no other Business shall be transacted at any adjourned General Meeting than the Business left unfinished at the Meeting from which such Adjournment took place; and if at any General Meeting a sufficient Number of Members to act or to adjourn (Two Proprietors only being declared sufficient for the Purpose of Adjournment) shall not assemble and proceed to Business in Two Hours from the Time appointed for such Meeting, or if that Number be not present when the Whole or any Part of the Business to be transacted shall be decided upon, the Meeting shall adjourn till some Day to be appointed by the Directors.

As to voting
at General
Meetings.

XXXVII. And be it further enacted, That at every General or other Meeting of the said Company every Question shall be decided by all, or the Majority in Number and Value (according to their respective Shares of the said Capital) of the Members and Proxies given by Members of said Company qualified to vote; provided that no Person shall be entitled to vote at any such Meeting unless he or she shall have been registered in the Books of the Company as a *bonâ fide* Holder of not less than Two Shares of One hundred Pounds each, or Four Shares of Fifty Pounds each, in the Capital of the said Company, for Three Months at the least; and at every General Meeting a Chairman shall be appointed by the Members present, and every Chairman shall be entitled to his Vote or Votes as a Member of said Company, and also in case of an Equality of Votes shall have the casting Vote; and such Vote or Votes may be given by such respective Members or by their respective Proxies constituted under the Hands of the Members appointing such Proxies (such Proxies being Members of said Company), and every such Vote by Proxy shall be as good and sufficient to all Intents and Purposes as if the Principal had voted in Person; and at every such Meeting the Chairman thereof shall and may vote as a Proxy; and the Appointment of every such Proxy may be made according to the Form following, or as near thereto as the Quality, Nature, and Number of the Appointor or Appointors of the Proxy thereby substituted, and other Circumstances, will admit; (that is to say,)

Chairman at
General
Meetings.

Votes may be
given by
Proxy.

‘ A. B.

' *A. B.* of one of the Members of the City of *Dublin Steam* Form of
 ' *Packet Company*, doth hereby appoint *C. D.* of Proxy.
 ' to be the Proxy of the said *A. B.* in his Name, or otherwise, and in his
 ' Absence, to vote or give his Assent to or Dissent from any Business,
 ' Matter, or Thing relating to the said Steam Packet Navigation, or other
 ' Business of the said Company, which shall be proposed at any General
 ' or Special General Meeting of the said Company, in such Manner as he
 ' the said *C. D.* shall think proper, according to his Judgment, for the
 ' Benefit of such Undertaking, or any thing appertaining thereto. In
 ' witness whereof the said *A. B.* hath hereunto set his [*or her*] Hand
 ' the Day of '

Provided always, that no such Proxy shall be entitled to vote as aforesaid unless registered in the Books of the said Company Ten Days at the least before such General or Special General Meeting, and which Registry the Clerk of said Company is hereby required to make upon the Production to him of such Proxy. Proxies to be registered.

XXXVIII. And be it further enacted, That the Orders and Proceedings of all and every such General and Special General Meeting shall be entered by the Clerk of the said Company, or such other Person as shall attend in his Place, in a Book or Books to be kept for that Purpose; and such Orders and Proceedings, so entered, and signed by the Director or Member of the said Company who shall be in the Chair at each respective Meeting, shall be deemed and taken to be original Orders and Proceedings, and shall be allowed to be read in all Courts and Places whatsoever, and by and before all Judges, Justices, and others. Proceedings of Meetings to be entered, and may be received as Evidence.

XXXIX. And be it further enacted, That at every such Half-yearly General Meeting, or some Adjournment thereof, a Dividend or Dividends shall be made out of the clear Residue (after deducting therefrom One Pound *per Centum* on the subscribed Capital of the said Company, or other greater Part, as herein-before is mentioned,) of the Profits or Advantages of the said Company, unless such Half-yearly General Meeting shall declare otherwise; and such Dividend or Dividends shall be at and after the Rate of so much for every Share of One hundred Pounds each held by the Members thereof, their Executors, Administrators, or Assigns, as the Directors or as the Majority of them for the Time being shall think fit to appoint and determine: Provided always, that no Dividend shall be paid in respect of any Share or Shares after any Call for Money in respect of such Share or Shares shall have become due and payable, until such Call be paid: Provided also, that no Dividend shall be made whereby the Capital of the said Company shall be in any Degree reduced or impaired. Dividends.

XL. And be it further enacted, That no Member of said Company shall be qualified to be elected and to sit and act as a Director of the said Company if he shall not hold and possess Ten Shares, of One hundred Pounds each, or Twenty Shares of Fifty Pounds each, at the least, of the Capital Stock of the said Company: Provided always, that after the Expiration of Six Months after the passing of this Act no such
 [Local.] 29 I Member

Member shall be qualified to sit and act as a Director of the said Company unless he shall *bonâ fide* have held and possessed the said Number of Shares respectively for the full Space of Three Months next before the Day or Days of his Election, or unless such Shares shall have vested in him by Marriage, or under any Bequest, or by Intestacy.

For regulat-
ing the Pro-
ceedings of
Directors.

XLI. And be it further enacted, That the Directors of the said Company shall meet together at the Office of the said Company in *Dublin* once in every Month at the least, or at such other Times as they the said Directors shall think proper; and any Two or more of the said Directors may at any Time call a Meeting of the said Directors by Notice in Writing, to be sent to each of them the said Directors respectively, when he or they shall think fit, but no Business shall be transacted at any Meeting of the said Directors unless Three Directors at the least shall be present when such Business shall be decided upon; and the Chair shall be taken at every Meeting of the said Directors by one of the said Directors, to be chosen out of the said Directors present; and every Director not resident in *Dublin* may appoint any of his Co-directors for the Time being to act and vote as his Proxy by Writing under his Hand; and all Questions, Matters, and Things which shall be proposed, discussed, or considered by them the said Directors shall be decided and determined by the Majority in Number of the Directors and Proxies then present; and in case of an equal Division the Director for the Time being in the Chair shall have the casting Vote, besides his own personal Vote and the Vote or Votes which he may have as Proxy; and if on the Day appointed for any such Meeting a sufficient Number of Directors shall not personally attend, then and in every such Case the said Meeting shall be adjourned to the next Day by the Director or Directors then present, or, if none be present, by the Clerk to the said Company, or such other Person as shall attend in his Place, as the Case may be; and the Proceedings of every Meeting of the said Directors shall be entered in a Book to be kept by the Clerk or other Officer appointed for that Purpose, and signed by the Director who shall be in the Chair; and that no Director shall absent himself from the Business of the said Company for more than Three Months at any One Time without Leave from the other Directors or a Majority of them; and if any such Director shall so absent himself without such Leave it shall be competent for the remaining Directors, at a Special Meeting to be called for that Purpose, and by an Order or Resolution to be entered in their Book of Proceeding, to declare the Seat of each such Director so absenting himself to have become suspended.

No Director
to act when
interested.

XLII. And be it further enacted, That no Person who shall hold any Contract, or be in any Manner interested or concerned directly or indirectly in supplying any Articles or Materials for the Use of the said Company, shall have any Voice or be entitled to a Vote at any Meeting or Meetings of the said Directors respecting any Matter in which he may be so interested and concerned; and in case any Person holding any Contract, or being in any Manner interested or concerned directly or indirectly in supplying any Articles or Materials for the Use of the said Company, shall vote at any such Meeting or Meetings of the said Directors, then and in every such Case every such Person shall forfeit and pay for every such

such Offence the Sum of Five hundred Pounds, together with full Costs of Suit, to any Person or Persons who shall sue for the same, to be recovered in any of His Majesty's Courts of Record at *Westminster* or *Dublin* by Action of Debt or on the Case, or by Bill, Plaint, or Information, whereon no Essoign, Protection, or Wager of Law, or more than One Imparlance, shall be allowed; and one Moiety of such Penalty, when recovered, shall be paid to the Person or Persons who shall sue for the same, and the other Moiety shall be paid to the said Company, to be applied for the Purposes of this Act.

XLIII. Provided always, and be it further enacted, That the Directors of the said Company shall and they are hereby expressly required to present to the Members of the said Company, at each of the Half-yearly General Meetings to be held on the Twenty-fifth Day of *April* and the Twenty-fifth Day of *October* respectively, or within Thirty Days thereafter respectively, in every Year, a Statement in Writing of the Debts, Credits, and Effects of the said Company.

Directors to present an Account of Debts, Credits, &c. every Half Year.

XLIV. And be it further enacted, That all Ships, Vessels, Boats, or Barges which now are or shall at any Time hereafter be owned by the said Company, and especially of the following Steam Vessels now belonging to and navigated for the Account of the said Company, *videlicet*, the *Balinasloe*, the *Leeds*, the *Birmingham*, the *Nottingham*, the *Hibernia*, the *Britannia*, the *City of Dublin*, the *Kingstown*, the *Mersey*, the *Liffey*, the *Mona*, the *Commerce*, the *Huskisson*, the *Shamrock*, the *Mars*, the *Venus*, the *Clanricarde*, the *Dunally*, the *Mountaineer*, the *Wellesley*, and the *Wye*, and also the following other Packets and Barges, the *Vulcan*, the *Ironsides*, the *Ringsend*, the *Pringle*, the *Vernon*, the *Atlas*, the *Limerick*, the *Tully*, the *Longford*, the *Killashee*, the *Diamond*, the *Jane*, the *Newcastle*, the *Bee*, the *Dublin*, the *Shannon*, the *Superb*, the *Eliza*, the *Charming Eliza*, the *Killeen*, the *Belleisle*, the *Grazier*, the *Commodore*, the *Dart*, the *Swift*, the *Rapid*, the *Arrow*, the *Despatch*, the *Mercury*, the *Tullamore*, the *Portumna*, the *Philipstown*, the *Mary*, the *Caroline*, the *Emily*, the *Dourass Lass*, the *Richard*, the *Thomas*, the *Garryowen*, the *Killaloe*, the *Murphy*, the *Granuraile*, the *Union*, the *Anglesey*, the *Greyhound*, the *Wellington*, the *Royal George*, the *Charles*, the *Horsley*, the *Pollock*, the *Beauty*, the *Shaw*, the *Perry*, the *Ferrier*, the *Clarke*, the *Goodfellow*, the *Tarbert*, the *Kilrush*, the *Glyn*, the *Twin*, the *Siamese*, the *Foynes*, the *Geale*, and the *Young Thomas*, shall be vested in the said Company, and they are hereby authorized and required, as Occasion may arise, to be registered, under the Provisions and by virtue of an Act passed in the Sixth Year of the Reign of His late Majesty King *George* the Fourth, intituled *An Act for the registering of British Vessels*, in the Name of the said Company; and when it shall become necessary to register any Ship or Vessel belonging to the said Company, then the following Declaration, in lieu of any other Declaration heretofore required by Law to be made, shall be taken and subscribed by the Clerk of the said Company, and a Register granted thereon :

Company empowered to register Vessels.

6 G. 4. c. 110.

‘ I being the Clerk of the City of *Dublin* Steam Packet Company, do declare, That the Ship or Vessel of the Port of whereof is at present Master,

Form of Declaration.

‘ Master, being [*kind of Build, Burthen, et cetera, as described in the Certificate of the Surveying Officer*] was [*when and where built, or, if Prize or forfeited, Capture and Condemnation as such*] and that the same doth wholly and truly belong to the City of *Dublin* Steam Packet Company, and that the Directors of the said Company are and each of them is a natural-born Subject of the United Kingdom of *Great Britain* and *Ireland.*’

Leases to be made to Three Directors of the Company for the Time being.

XLV. And be it further enacted, That every Lease or Demise of any Lands, Tenements, or Hereditaments requisite or necessary for the Purposes of this Act, and every Contract or Agreement to be made or entered into by or on behalf of the said Company, shall be made to the Company; and a Counterpart of any such Lease, Demise, Contract, or Agreement shall be made and executed by Three of the Directors of the said Company, and attested by the Clerk or Treasurer of the said Company for the Time being, and shall be delivered to the Lessor or Lessors, or the Person or Persons contracting or agreeing with the said Company, or his or their Agent or Agents; and all and every Lease, Demise, Contract, or Agreement already made to any One or more of the Directors of the said City of *Dublin* Steam Packet Company, for the Use of and in Trust for the said Company, shall enure to and be vested in the Company hereby created.

Resale of Lands.

XLVI. And be it further enacted, That it shall be lawful for the said Company to sell, assign, surrender, or otherwise dispose of, and by Indenture or Indentures under the Hands and Seals of Two or more of the Directors for the Time being of the said Company, to grant and convey, by way of absolute Sale, in Fee Simple, Fee Farm, Freehold, or Chattel Tenure, or in any other Manner, for a valuable Consideration, all or any Part or Parts of the Lands, Messuages, Tenements, and Hereditaments which are now the Property of the said Company, and which have been purchased or taken upon Lease by or on account of the same, or which may be purchased by or become vested in them under or by virtue of this or the said recited Act; and upon Payment of the Money or other Consideration which shall arise by or from the Sale or Sales or other Disposition of such Messuages, Lands, Tenements, or Hereditaments, or any Part or Parts thereof, it shall be lawful for the Directors for the Time being of said Company, or any Two of them, to sign and give a Receipt or Receipts for the Money or other Consideration for which the same shall be so sold or otherwise disposed of, which Receipt or Receipts shall be a sufficient Discharge or sufficient Discharges to any Person or Persons for the Money then and thereby expressed or acknowledged to be received; and such Person or Persons having *bonâ fide* paid the same shall not afterwards be answerable or accountable for any Loss, Misapplication, or Nonapplication of such Purchase Money or other Consideration, or any Part thereof.

Company not to purchase or to sell more than

XLVII. And whereas the said Company are enabled to purchase Land by virtue of this Act for the Purposes thereof, and all Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, and all other
Persons

Persons whomsoever, are empowered to sell Land to the said Company : And whereas it is expedient to restrain the said Company from selling any such Lands so purchased from any Body Corporate or Person being under legal Disability or Incapacity, and again purchasing other Lands from the same or any other Body or Person being under legal Disability or Incapacity in lieu or stead of the Lands so sold ; be it therefore further enacted, That it shall not be lawful for the said Company to purchase from any Body Politic, Corporate, or Collegiate, Corporation Aggregate or Sole, Trustee or Feoffee in Trust for charitable or other Purposes, Executor, Administrator, Husband, Guardian, Committee, or other Trustees for or on behalf of Infants, Lunatics, Idiots, Femes Covert, Cestuique Trust, Tenants for Life or in Tail, or Person to whom or for whose Use Lands are limited in strict Settlement, or other Person being under legal Disability or Incapacity, more than Ten Statute Acres ; and in case the said Company shall afterwards sell the Whole or any Part of such Land so purchased it shall not be lawful for the said Company to purchase of or from the same or of or from any other Body Politic, Corporate, or Collegiate, Corporation Aggregate or Sole, Trustee or Feoffee in Trust for charitable or other Purposes, Executor, Administrator, Husband, Guardian, Committee, or other Trustee for or on behalf of Infants, Lunatics, Idiots, Femes Covert, Cestuique Trust, Tenant for Life or in Tail, or Person to whom or for whose Benefit Lands are limited in strict Settlement, or other Person being under legal Disability or Incapacity, nor for the same or any other Body Politic, Corporate, or Collegiate, Corporation Aggregate or Sole, Trustee or Feoffee in Trust for charitable or other Purposes, Executors, Administrators, Husband, Guardian, Committee, or other Trustee for or on behalf of any Infants, Lunatics, Idiots, Femes Covert, Cestuique Trust, Tenant for Life or in Tail, or Persons to whom or for whose Benefit Lands are limited in strict Settlement, or other Persons being under legal Disability or Incapacity, to sell to the said Company, any other Lands in lieu or stead of such Ten Statute Acres or any Part thereof so sold or disposed of by the said Company.

Ten Acres of Land purchased from incapacitated Persons.

XLVIII. And be it further enacted, That all Actions and Suits, and also all Petitions to found any Sequestration or any Commission of Bankruptcy, against any Person or Persons who may be at any Time indebted to the said Company, and all Proceedings at Law or in Equity under any Sequestration or Commission of Bankruptcy, or to prove any Debt or Debts under any Commission of Bankruptcy, or any Act for the Relief of Insolvent Debtors, or Vote in the Choice of Assignees, or to sign any Certificate of any Bankrupt, and all other Proceedings at Law or in Equity, civil or criminal, to be commenced or instituted and made or done for or on behalf of the said Company against or in respect of any Person or Persons, Bodies Politic or Corporate, or others, whether Proprietors of the said Company or otherwise, for recovering any Debt or Debts, or enforcing any Claim or Claims, Demand or Demands, due to the said Company, or for enforcing any Contracts, Bonds, or other Instruments made or to be made with any Person or Persons, whether as Directors or otherwise, to or for the Use or Benefit or on behalf of the said Company, or for any Cause of Action of any Nature or Kind whatsoever accruing to the said Company, or for any other Matter or Thing

Company to sue in Name of any Director for the Time being.

[Local.]

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in

in anywise relating to the Concerns of the said Company, shall and lawfully may, from and after the passing of this Act, be done, signed, commenced, or instituted and prosecuted in the Name of any One of the Directors of the said Company for the Time being as the Plaintiff, Petitioner, Creditor, or Prosecutor.

Parties obtaining Judgment in Ireland may authorize the Acknowledgment of like Judgment in Great Britain;

XLIX. And be it further enacted, That it shall be lawful for any Person or Persons obtaining a Judgment in any of His Majesty's Courts of Record in *Dublin* against such Directors of the said Company, and such Person or Persons is and are hereby empowered, by Warrant under Hand and Seal reciting the Effect of such Judgment, to authorize any Attorney or Attornies in *Great Britain* to appear for such Directors of the said Company in any Action of Debt to be brought in any Court of Record in *Great Britain* against such Directors of the said Company at the Suit of the Person or Persons obtaining such Judgment in *Ireland*, and thereupon to confess Judgment forthwith in such Action, for a Sum equal to the Sum for which Judgment shall have been so obtained in *Ireland*, together with the Costs of such Proceeding; and such Judgment shall be thereupon entered up of Record in the said Court in *Great Britain* against such Directors of the said Company, and shall have the like Effect in *Great Britain* against the Property and Effects of the said Company as the original Judgment so obtained in *Ireland*.

and in like Manner Parties obtaining Judgment in Great Britain may proceed thereon in Ireland.

L. And be it further enacted, That it shall be lawful for any Person or Persons obtaining a Judgment in any Court of Law in *Great Britain* against such Directors of the said Company, and such Person and Persons is and are hereby empowered, by Warrant under Hand and Seal reciting the Effect of such Judgment, to authorize any Attorney or Attornies in *Ireland* to appear for such Directors of the said Company in any Action of Debt to be brought in any Court of Record in *Ireland* against such Directors of the said Company at the Suit of the Person or Persons obtaining such Judgment in *Great Britain*, for a Sum equal to the Sum for which Judgment shall have been so obtained in *Great Britain*, together with the Costs of such Proceeding; and such Judgment shall be thereupon entered up of Record in the said Court of *Ireland* against such Directors of the said Company, and shall have the same Effect in *Ireland* against the Property and Effects of the said Company as the original Judgment so obtained in *Great Britain*.

Decrees and Orders of a Court of Equity against the Company to take effect against Property of Company.

LI. And be it further enacted, That all and every Decree or Decrees, Order or Orders, made or pronounced in any Suit or Proceeding in any Court of Equity against such Directors of the said Company, shall have the like Effect and Operation upon and against the Property and Funds of the said Company as if all the Members of the said Company were Parties before the Court to and in any such Suit or Proceeding; and it shall be lawful for any Court in which such Order or Decree shall have been made to cause such Order and Decree to be enforced against the Funds, Property, and Effects of the said Company in like Manner as if every Member of the said Company were Parties before such Court to and in such Suit or Proceeding.

LII. And

LII. And be it further enacted, That an Act passed in the Forty-first Year of the Reign of King George the Third, intituled *An Act for the more speedy and effectual Recovery of Debts due to His Majesty, His Heirs and Successors, in right of the Crown of the United Kingdom of Great Britain and Ireland, and for the better Administration of Justice within the same*, and also an Act passed in the Fifth Year of His late Majesty King George the Fourth, intituled *An Act to amend an Act of the Forty-first Year of the Reign of His late Majesty King George the Third, for the more speedy and effectual Recovery of Debts due to His Majesty, His Heirs and Successors, in right of the Crown of the United Kingdom of Great Britain and Ireland, and for the better Administration of Justice within the same*, shall extend to all Suits, Matters, and Proceedings in any Court of Equity in *England or Ireland* in which such Directors of the said Company shall be a Party, in like Manner as if all the Proprietors of the said Company were Parties before the Court in such Suits, Matters, and Proceedings.

The Acts
41 G. 3. c. 90.
and 5 G. 4.
c. 111. to ex-
tend to all
Suits against
Company.

LIII. And be it further enacted, That it shall be lawful for any Person or Persons obtaining any Judgment in any Court of Law, or Decree or Order in any Court of Equity, against any such Directors of the said Company, to produce an Office Copy of such Judgment, Decree, or Order under the Seal of the Court in which Judgment, Decree, or Order shall have been obtained, to One of the Principal Clerks in the Court of Session in *Scotland*, or his Deputy, for Registration there; and such Judgment, Decree, or Order shall thereupon be registerable and registered there in like Manner as a Bond executed according to the Law of *Scotland*, with a Clause of Registration therein contained; and Execution may and shall pass upon a Decree to be interponed thereto in like Manner as Execution passes upon a Decree interponed to such Bond, and shall have the like Effect upon and against all and every the Funds, Property, and Effects of the said Company as if all the Members thereof had executed such Bond.

Decrees,
Judgments,
and Orders
to be regis-
tered and
have Effect
in *Scotland*.

LIV. And be it further enacted, That Execution upon any Judgment in any Action obtained against the said Company, whether as Plaintiff or Defendant, may be issued against all or any and every the Goods, Chattels, Property, and Effects of every Nature and Kind soever for the Time being of the said Company; and that in case any such Execution against the Property and Effects for the Time being of the said Company shall be ineffectual for obtaining Payment and Satisfaction of the Amount of such Judgment, it shall be lawful for the Party or Parties so having obtained Judgment against said Company to issue Execution against any Person or Persons who may be a Member or Members of the said Company for the Time being, and who shall not have paid the full Amount of the Shares to which he, she, or they may be entitled in the Capital Stock of the said Company for the Amount of any Sum or Sums due upon or awarded by such Judgment: Provided always, that no such Execution as last mentioned shall be issued without Leave first granted, on Motion in open Court, by the Court in which such Judgment shall have been obtained, and which Motion shall be made on Notice to the Person or Persons sought to be charged.

Execution
upon Judg-
ment in any
such Action
may be is-
sued against
the Property
and Effects
of Company,
or any de-
faulting
Member
thereof.

LV. And

Directors
may appoint
Committees,
with Power
to make Con-
tracts.

LV. And be it further enacted, That it shall be lawful for the said Directors to nominate and appoint, out of their own Body, a Committee or Committees, who shall have full Power and Authority to enter into and make any Contracts or Agreements on behalf of the said Company, and to do, execute, and perform all other Matters and Things whatsoever which the said Directors themselves are herein-before authorized to do, or such of them as the said Directors shall think proper to entrust to the Care and Management of any such Committee or Committees; and it shall be lawful for the said Directors for the Time being to order and direct such Compensation or Recompence to be made to the Committee or Committees from Time to Time as they shall think reasonable; and it shall be lawful for the said Directors, by an Order or Resolution for that Purpose, to break up and dissolve any such Committee or Committees, or to remove and displace any Member or Members thereof, and to appoint another or others in his or their Place and Stead, when and as often as such Directors shall think proper; and such Committee or Committees shall have full Power and Authority to meet from Time to Time and to adjourn from Place to Place, as they shall think proper and as Occasion shall require, for effecting the Purposes aforesaid; and all Powers and Authorities hereby vested or which shall by the said Directors be confided to any such Committee or Committees within the Intent and Meaning of this Act shall and may be exercised by the major Part of the Members present at the respective Meetings of such Committee or Committees.

What shall
be deemed
Service upon
the Com-
pany.

LVI. And be it further enacted, That in all Cases wherein it may be necessary for any Person or Party to serve any Summons, Notice, Writ, or other Proceeding at Law or in Equity, or to make any Demand, upon the said Company, Service thereof respectively upon any one of the Directors of the said Company, or left at his last or usual Place of Abode, or upon the Clerk or Treasurer of the said Company, or left at the Office of such Clerk or Treasurer, or at his last or usual Place of Abode, or at the Office of the said Company, or in case the same respectively shall not be found or known, then Service upon any other Agent of or Officer employed by the said Company, or left at his last or usual Place of Abode, shall be deemed good and sufficient Service of the same respectively on the said Company.

Notices given
by the Com-
pany to be
signed by the
Clerk or Treas-
urer for the
Time being.

LVII. And be it further enacted, That in all Cases wherein it may be necessary for the said Company to give any Notice to any Body Politic, Corporate, or Collegiate, or to any Person whomsoever, under the Provisions or Directions contained in this Act, such Notice shall or may be in Writing or in Print, or partly in Writing and partly in Print, and be signed by the Clerk for the Time being of the said Company, or by the Treasurer of the said Company; and such Notice shall be delivered to such Person, or be left at his or her last or usual Place of Abode, or be delivered to some Member of such Company, or be left at his last or usual Place of Abode, or to some Clerk or other Officer of such Company, or be left at the Office of such Clerk or Officer, or at his last or usual Place of Abode.

LVIII. And

LVIII. And be it further enacted, That in all Actions, Suits at Law or in Equity, and in all Proceedings under this Act or otherwise, for any Debt, Claim, or Compensation against or for or on behalf of the said Company, and also in all Prosecutions commenced or instituted by or on behalf of the said Company, and in all Arbitrations, References, or other Proceedings in or upon, consequent upon, or arising out of any such Actions, Suits, or Proceedings, it shall be lawful for any one of the Directors of the said Company, for and on behalf of the said Company, to make, sign, seal, execute, and deliver such general or other Releases as may be or may be deemed to be necessary for the Purpose of exonerating, releasing, and discharging any Person who shall or may be produced as a Witness in any such Action, Suit, Prosecution, Arbitration, Reference, or other Proceeding as aforesaid, from any Claim or Demand which may be necessary to be released by the said Company so as to qualify such Person to give Evidence as a Witness in any such Action, Suit, Prosecution, Arbitration, Reference, or other Proceeding aforesaid, and also to do any other Act, Matter, or Thing in any such Action, Suit, Prosecution, Arbitration, Reference, or other Proceeding which any Petitioner, Creditor, Prosecutor, Informant, Appellant, Plaintiff, or Defendant may do in any Action, Suit, or Prosecution, Arbitration, Reference, or other Proceeding; and every such Release, Act, Matter, and Thing shall be as valid and effectual in all respects, and to all Intents and Purposes whatsoever, as if the same were made by all and every the Members for the Time being of the said Company.

Releases may be granted.

LIX. And be it further enacted, That if any Clerk or other Person employed by the said Company shall embezzle or take away any Chattels, Goods, Wares, Merchandize, Money, Cash, Notes, or Securities for Money to the Value of Ten Pounds belonging to or lodged for Carriage, Safe-keeping, or otherwise with the said Company, or entrusted to the Care of such Clerk or other Person employed by said Company, with an Intent to defraud the said Company, such Clerk or other Person shall upon Conviction thereof be adjudged to be guilty of Felony, and shall be liable, at the Discretion of the Court, to be transported beyond the Seas for any Term not exceeding Fourteen Years nor less than Seven Years, or to be imprisoned for any Term not exceeding Two Years.

Punishment of Clerks, &c. embezzling Money, &c.

LX. And be it further enacted, That all the Costs, Charges, and Expences attending the applying for, obtaining, and passing this Act shall be paid and discharged by the said Directors out of the Profits or Capital Stock of the said Company.

Expences of the Act how to be paid:

LXI. Provided always, and be it further enacted, That nothing herein contained shall extend, or be deemed, construed, or taken to extend, to incorporate said Company.

Company not incorporated.

LXII. 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.

Public Act.

Term of Act. LXIII. And be it further enacted, That this Act shall continue in force for the Term of Ninety-nine Years from and after the passing of this Act, and for no longer or further Term or Space.

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