



ANNO VICESIMO SEPTIMO & VICESIMO OCTAVO
VICTORIÆ REGINÆ.

Cap. clv.

An Act for enlarging the Powers of "The *Weston-super-Mare* Pier Act, 1862;" and for other Purposes. [30th June 1864.]

WHEREAS by "The *Weston-super-Mare* Pier Act, 1862," 25 & 26 Vict. c. clxix. (herein-after called "the recited Act") a Company was incorporated for the Purpose of constructing and maintaining a Pier at *Weston-super-Mare* in the County of *Somerset*: And whereas the Company have purchased the Land required for the above Purpose, and have entered into a Contract for the Construction of the said Pier and Works: And whereas it is expedient that the Company should be empowered to enlarge the authorized Pier, and to raise additional Capital for that Purpose, but the same cannot be effected without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and of the Commons, in this present Parliament assembled, and by the Authority of the same, as follows:

1. This Act may be cited for all Purposes as "The *Weston-super-Mare* Pier (Extension) Act, 1864." Short Title.

2. "The Lands Clauses Consolidation Act, 1845," "The Lands Clauses Consolidation Acts Amendment Act, 1860," "The Harbours, Docks, and Piers Clauses Act, 1847," and Parts I. and II. of "The Companies Clauses Act, 1863," relating to Cancellation and Surrender of Shares, and to additional Capital (by new ordinary Shares only), shall be incorporated with and form Part of this Act: Provided [Local.] 22 U nevertheless, 8 & 9 Vict. c. 18., 10 & 11 Vict. c. 27., 23 & 24 Vict. c. 106., and 26 & 27 Vict. c. 118. incorporated.

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nevertheless, that the Provisions of "The Harbours, Docks, and Piers Clauses Act, 1847," "with respect to Lifeboats," and "with respect to keeping a Tide and Weather Gauge," shall not be in force for the Purposes of this Act except so far as from Time to Time the same may be required by the Board of Trade.

Part of
26 & 27 Vict.
c. 92. incor-
porated.

3. Sections 13 to 19, both inclusive, of Part I. of "The Railways Clauses Act, 1863," shall be incorporated with and form Part of this Act, and in construing those Sections the Words "Work" and "Railway" shall be taken to mean the Pier and Works authorized by this Act.

Works to be
made ac-
cording to
deposited
Plans.

4. Whereas Plans and Sections of the proposed Alteration and Enlargement of the said authorized Pier showing the Lines, Levels, and Situation thereof, and also a Book of Reference to those Plans containing the Names of the reputed Owners, Lessees, and Occupiers of the Lands through which the said Alteration and Enlargement are intended to be made or which may be required to be taken for those Purposes, were in the Month of *November* One thousand eight hundred and sixty-three deposited for public Inspection with the Clerk of the Peace for the County of *Somerset*: Therefore, subject to the Provisions in this and the incorporated Acts contained, it shall be lawful for the Company to make and maintain the Works delineated on those Plans in the Lines and the Situations and upon the Lands delineated on the said Plans so deposited as aforesaid, and to enter upon, take, and use such of the said Lands described in the said Book of Reference as shall be necessary for such Purpose.

Description
of Works.

5. The Works authorized to be constructed are as follows: An Extension of the authorized Pier for a Distance of One thousand one hundred and twenty Feet, or thereabouts, further Seaward in a North-westerly Direction, and Two hundred and sixty Feet, or thereabouts, in a Northerly Direction, from *Berne Island*.

Tolls.

6. The Company may demand and take in respect of all Persons landing on or embarking from the Pier the Sum of Sixpence; and all other Tolls which they may demand and take in respect of the said Pier when enlarged shall be the Tolls authorized by the recited Act; and no further or additional Tolls shall be demanded or taken in respect of the Use of the same (except as aforesaid).

Powers for
compulsory
Purchases
limited.

7. The Powers by this Act conferred for the compulsory Purchase of Lands shall not be exercised after the Expiration of Two Years from the passing of this Act.

Period for
completing
Works.

8. The Works by this Act authorized shall be completed within Three Years after the passing of this Act, and on the Expiration of that Period the Powers by this Act granted for making the same, or otherwise in relation thereto, shall cease, except as to so much thereof as shall then be completed.

9. The

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- 9.** The Company may raise for the Purposes of this Act, by the Creation and Issue of new Shares, such Amount of Capital as they think fit, not exceeding Eleven thousand five hundred Pounds. Power to raise new Capital by Shares.
- 10.** It shall not be lawful for the Company to issue any Share, nor shall any Share vest in the Person accepting the same, unless and until a Sum not being less than One Fifth Part of the Amount of such Share shall have been paid up in respect thereof. Shares not to issue until One Fifth Part paid up.
- 11.** When the whole of the additional Capital of Eleven thousand five hundred Pounds has been subscribed, and One Half thereof paid up, the Company may borrow on Mortgage any further Sum or Sums of Money, not exceeding in the whole Two thousand eight hundred and seventy Pounds; but no Part of such last-mentioned Sum of Two thousand eight hundred and seventy Pounds shall be borrowed until the whole of the said additional Capital of Eleven thousand five hundred Pounds shall have been *bonâ fide* subscribed and issued, and One Half thereof paid up, and the Company shall have proved to the Justice who is to certify under the Provisions contained in the Fortieth Section of "The Companies Clauses Consolidation Act, 1845," before he so certifies, that the whole of the said additional Capital of Eleven thousand five hundred Pounds has been subscribed for *bonâ fide* and issued, and that not less than One Fifth of the Amount of each Share has been paid on Issue of the same, and that such Shares are held by the Subscribers or their Assigns, and for which such Subscribers or their Assigns are legally liable, of which Proof having been given the Certificate of the Justice under that Section shall be sufficient Evidence. Power to borrow on Mortgage.
- 12.** All and every Part of the Money to be raised under this Act, whether by Shares or by borrowing, shall be applied to the Purposes by this Act authorized, and to no other Purpose. Application of Monies.
- 13.** All Mortgages or Bonds granted under the Authority of any former Act relating to the Company, and which shall be in force at the Time of the passing of this Act, shall during the Continuance thereof have Priority over any Mortgages to be granted by virtue of this Act. Former Mortgages to have Priority.
- 14.** The Company from Time to Time may apply for or towards all or any of the Purposes of this Act any Sums of Money which they have already raised or are authorized to raise by the recited Act. Company may apply Corporate Funds to Purposes of Act.
- 15.** The following Provisions of "The Companies Clauses Consolidation Act, 1845," are incorporated with this Act; (that is to say,) Part of 8 & 9 Vict. c. 16. incorporated.
- With respect to the Distribution of the Capital of the Company into Shares:
- With respect to the Transfer or Transmission of Shares:
- With respect to the Payment of Subscriptions and the Means of enforcing the Payment of Calls:

With

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With respect to the Forfeiture of Shares for Nonpayment of Calls :

With respect to the Consolidation of Shares into Stock :

With respect to the Remedies of Creditors of the Company against the Shareholders :

With respect to the borrowing of Money by the Company on Mortgage :

With respect to the Conversion of borrowed Money into Capital :

With respect to the Provisions to be made for affording Access to the Special Act.

Repeal of Part of recited Act.

16. From and after the passing of this Act, Sections 5 and 11 of the recited Act shall be and the same are hereby repealed.

Division of Capital authorized by recited Act.

17. The Capital authorized to be raised by Section 4 of the recited Act shall be divided into Eight hundred and fifty Shares of Ten Pounds each.

Number and Qualification of Directors.

18. The Number of Directors of the Company shall be not more than Six nor less than Three, and the Qualification of a Director shall be the Possession in his own Right of not less than Twenty Shares in the Capital of the Company.

Saving Rights of the Crown.

19. Nothing contained in this Act or in any of the Acts herein referred to shall authorize the said Company to take, use, or in any Manner interfere with any Foreshore, or other Land, Soil, Tenements, or Hereditaments, or any Rights of whatsoever Nature belonging to or enjoyed or exerciseable by the Queen's most Excellent Majesty in right of Her Crown, without the Consent in Writing of the Commissioners for the Time being of Her Majesty's Woods, Forests, and Land Revenues, or One of them, on behalf of Her Majesty, first had and obtained for that Purpose (which Consent such Commissioners are hereby respectively authorized to give); neither shall anything in the said Act or Acts contained divest, take away, prejudice, diminish, or alter any Estate, Right, Privilege, Power, or Authority vested in or enjoyed or exerciseable by the Queen's Majesty, Her Heirs or Successors.

Expenses of Act.

20. All the Costs, Charges, and Expenses of and incident to the obtaining and passing of this Act, or otherwise in relation thereto, shall be paid by the Company.

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