

VALE OF CLWYDD
COAL-MINING
COMPANY'S.

An Act to enable the directors and shareholders of the “Vale of Clwydd Coal-mining and Copper-smelting Company (Limited)” to alter, vary, repeal, or add to the present rules and regulations of the said company, and to change the name and style of the said company. [12th June, 1893.]

Preamble.

WHEREAS, in the year one thousand eight hundred and seventy-two, a joint stock company called the “Vale of Clwydd and Lithgow Valley Coal-mining and Copper-smelting Company (Limited)” was established at Sydney, in the colony of New South Wales, under the provisions of the Act of the Legislature twenty-fourth Victoria number twenty-one, intituled “*An Act to limit the Liability of Mining Partnerships*,” subject to the rules, regulations, and provisions contained in a certain deed of settlement bearing date the seventh day of November, one thousand eight hundred and seventy-two, and by the said deed the several parties thereto agreed to constitute themselves into a company, and respectively covenanted and agreed that they should form and be a joint stock company under the style and designation of the “Vale of Clwydd and Lithgow Valley Coal-mining and Copper-smelting Company (Limited),” and that the objects and business of the company should be to mine and seek for coal which may be discovered upon or in certain ground the property of the company situate at Lithgow Valley, Bowenfels, in the colony of New South Wales, and to prepare for sale and sell at any place or places in the colony of New South Wales or elsewhere coal which might be obtained by such mining and working, and generally to carry on the business of

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a mining company and do all such things as were incidental or conducive to the attainment of the beforementioned objects : And whereas by the "Vale of Clwydd Company's Incorporation Act of 1881" it was enacted that such and so many persons as had already become or at any time or times thereafter should in the manner provided by and subject to the rules, regulations, and provisions contained in the said deed of settlement become proprietors of shares of or in the capital for the time being of the said company should, subject to the conditions, regulations, and provisions in the Act now in recital afterwards contained, become one body politic and corporate in name and in deed by the name of the "Vale of Clwydd Coal-mining and Copper-smelting Company (Limited)," and by that name should and might sue or be sued by any person whether member of the said corporation or not, and that the several rules, regulations, clauses, provisions, and agreements contained in the said deed of settlement or to be made under or by virtue or in pursuance thereof or of the Act now being recited, should be deemed and considered to be and should be the by-laws for the time being of the said corporation, and should be of the same force and effect as if the same had been in the said Act specially enacted, save and except in so far as any of them were or should be altered, varied, or repealed by or were or should be inconsistent or incompatible with or repugnant to any of the provisions of the Act now in recital or of any laws then or thereafter to be in force in the said colony : And whereas it has been found expedient and is desired by the members thereof to give the aforesaid corporation power to alter, vary, repeal, or add to the several rules, regulations, clauses, provisions, and agreements in the said deed of settlement contained : And whereas it is desired by the members thereof to shorten the name and style of the aforesaid corporation : And whereas such power cannot be given and such change cannot be made without the authority of the Legislature : Be it therefore enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

1. That, notwithstanding anything to the contrary in the "Vale of Clwydd Company's Incorporation Act of 1881" or in the said deed of settlement or in the said Act twenty-fourth Victoria number twenty-one contained, it shall be lawful for the said company in general meeting, from time to time by passing a special resolution in manner hereinafter mentioned, to alter all or any of the rules and regulations of the said company contained in the said deed of settlement, or make new rules and regulations to the exclusion of or in addition to all or any of the rules and regulations of the said company; and any rules and regulations so made by special resolution shall be deemed to be rules and regulations of the said company of the same validity as if they had been originally contained in the said deed of settlement, and shall be subject in like manner to be altered or modified by any subsequent special resolution; and in particular, but without limiting the generality of the previous provision, it shall be lawful for the said company in the manner aforesaid to abolish the office of manager and to appoint a secretary or other officer or officers in lieu of a manager.

Power to alter rules and to abolish the office of manager by special resolution.

2. A resolution passed by the said company under this Act shall be deemed to be special whenever a resolution has been passed by a two-thirds majority of such members of the said company, for the time being entitled according to the regulations of the said company to vote, as may be present in person or by proxy at any general meeting of which notice specifying the intention to propose such resolution has been duly given, and such resolution has been confirmed by a majority of such members

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members at a subsequent general meeting of which notice has been duly given and held at an interval of not less than fourteen days and not more than one month from the date of the meeting at which such resolution was first passed, provided that in computing such majority the same shall be reckoned by reference to the number of votes to which each member is entitled by the regulations of the said company in force for the time being.

Notices.

3. Notice of any meeting shall, for the purposes of this and the last preceding section, be deemed to be duly given and the meeting to be duly held whenever such notice is given and meeting held in manner prescribed by the regulations of the said company in force for the time being.

Alteration of name.

4. The name of the said company shall henceforth be the “Vale of Clwydd Coal-mining Company (Limited).”

Short title.

5. This Act may be cited as the “Vale of Clwydd Coal-mining Company's Act of 1893.”
