CHAPTER iii.

An Act for the Abandonment of the Beaconsfield, Uxbridge and Harrow Railway. [16th April 1886.]

A.D. 1886.

WHEREAS by the Beaconsfield, Uxbridge and Harrow Railway Act, 1882 (in this Act called "the Act of 1882"), the Beaconsfield, Uxbridge and Harrow Railway Company (in this Act called "the Company") were incorporated and empowered to make and maintain the railways in the Act of 1882 more fully described and therein called Railways Nos. 1, 2, 3, and 5, extending from Beaconsfield, in the county of Buckingham, to Harrow-on-the-Hill, in the county of Middlesex, and in this Act collectively referred to as "the railways," and to raise a capital of two hundred thousand pounds in shares, and to borrow on mortgage any sum not exceeding sixty-six thousand six hundred pounds: 45 & 46 Vict. c. cclxvi.

And whereas no part of the capital authorised by the Act of 1882 has been raised, and none of the powers of that Act with respect to the purchase of land and the making of the railways have been exercised, and it is expedient that the railways be abandoned, and the affairs of the Company wound up, and the Company dissolved:

And whereas the objects aforesaid cannot be effected without the 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 Commons in this present Parliament assembled, and by the authority of the same as follows:—

1. This Act may be cited as the Beaconsfield, Uxbridge and Harrow Railway (Abandonment) Act, 1886. Short title.

2. The Company shall abandon the making of the railways, and on and after the passing of this Act the Company shall, except only as is by this Act otherwise expressly provided, be absolutely Abandonment of railway.

A.D. 1886.

freed and discharged from all obligations with respect to the making and maintaining of the railways.

Compensation for damage to land by entry &c. for purposes of railway abandoned.

3. The abandonment of the railways by the Company, under the authority of this Act, shall not prejudice or affect the right of the owner or occupier of any land to receive compensation for any damage occasioned by the entry of the Company on such land for the purpose of surveying and taking levels, or probing or boring to ascertain the nature of the soil, or setting out the line of railways, and shall not prejudice or affect the right of the owner or occupier of any land, which may have been temporarily occupied by the Company, to receive compensation for such temporary occupation, or for any loss, damage or injury which may have been sustained by such owner or occupier by reason thereof, or of the exercise, as regards such land, of any of the powers contained in the Railways Clauses Consolidation Act, 1845, or the Act of 1882.

Compensation to be made in respect of railway abandoned.

4. Where, before the passing of this Act, any contract has been entered into or notice given by the Company, for the purchasing of any land for the purposes of or in relation to the railways, or any portion thereof, the Company shall be released from all liability to purchase or to complete the purchase of any such land, but notwithstanding full compensation shall be made by the Company to the owners and occupiers, or other persons interested in such land, for all injury or damage sustained by them respectively by reason of the purchase not being completed pursuant to the contract or notice, and the amount and application of the compensation shall be determined in manner provided by the Lands Clauses Consolidation Act, 1845, as amended by any subsequent Act, for determining the amount and application of compensation paid for lands taken under the provisions thereof.

Providing for release of deposit.

5. Subject to the provisions of this Act and of section 36 of the Act of 1882, with respect to compensation to landowners and other persons injured, and for the protection of creditors, the Chancery Division of the High Court of Justice may and shall, at any time after the passing of this Act, on application by the persons or the majority of the persons named in the warrant or order mentioned in section 35 of the Act of 1882, or the survivors or survivor of them, order that the sum of seven thousand eight hundred and forty-two pounds Consolidated Three pounds per Centum Annuities mentioned in the said section 35 of the Act of 1882, or any other stocks or funds in which the same may have been invested, and the interest or dividends thereon, may be paid or transferred to the person or persons so applying, or to any other person or persons whom they or he may appoint in that behalf, and upon such order being made

the said sum of seven thousand eight hundred and forty-two pounds Consolidated Three pounds per Centum Annuities, or any other stocks or funds in which the same may have been invested, and the interest or dividends thereon, shall be paid or transferred to such person or persons accordingly.

Company to wind up their affairs.

6. Forthwith after the passing of this Act the Company shall proceed to wind up their affairs, and shall pay, satisfy and discharge all their debts, liabilities and engagements.

Dissolution of Company.

7. When all the debts, liabilities and engagements of the Company are paid, satisfied, or discharged, and the affairs of the Company are wound up, the Company shall be by this Act dissolved, and shall thenceforth wholly cease to exist, and the Act of 1882 shall be by this Act repealed.

Expenses of Act.

8. All costs, charges and expenses of and incident to the applying for, obtaining and passing of this Act, or otherwise in relation thereto, shall be paid by the Company.

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