CHAPTER clxiii.

An Act for the abandonment of the Metropolitan Outer Circle Railway. [6th August 1885.] A.D. 1885.

WHEREAS the Metropolitan Outer Circle Railway Company (herein-after called "the Company") were incorporated by the Metropolitan Outer Circle Railway Act 1882 (herein-after called "the Act of 1882") with power to make and maintain certain railways in the counties of Middlesex and Essex and for that purpose to raise two million pounds by shares and six hundred and sixty-six thousand six hundred pounds by borrowing:

And whereas by the Metropolitan Outer Circle Railway Act 1883 (herein-after called "the Act of 1883") the Company were authorised to construct certain deviation and junction lines of railway and to abandon the portion of their authorised railway rendered unnecessary by the construction of such deviation line:

And whereas no part of the authorised capital of the Company has been created or issued and none of the powers of their Acts with respect to the purchase of lands and construction of 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 purposes 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 (that is to say):

1. This Act may be cited as the Metropolitan Outer Circle Railway (Abandonment) Act 1885. Short title.

2. The Company shall abandon the construction of the railways authorised by the Act of 1882 and the Act of 1883 respectively Abandonment of railway.

A.D. 1885.

(in this Act called "the railway") and on and after the passing of this Act the Company shall except only as is by this Act otherwise expressly provided be absolutely freed from all obligations with respect to the making and maintaining of the railway.

Compensation for damage to land by entry &c.

3. The abandonment by the Company of the railway 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 of the line of railway and shall not prejudice or affect the right of the owner or occupier of any land which has been temporarily occupied by the Company to receive compensation for such temporary occupation or for any loss damage or injury which has 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 the Act of 1882 or the Act of 1883 respectively.

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 railway or any portion thereof the Company shall be released from all liability to purchase or to complete the purchase of any such lands but notwithstanding full compensation shall be made by the Company to the owners and occupiers or other persons interested in such lands 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 the 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.

Release of deposits.

5. Subject to the provisions of section seventy-nine of the Act of 1882 and section thirty-six of the Act of 1883 for payment of 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 referred to in section seventy-eight of the Act of 1882 and in section thirty-five of the Act of 1883 or the survivors or survivor of such persons order that the sum of eighty-one thousand nine hundred and fifty-nine pounds Consolidated Three per

Cent. Annuities specified in section seventy-eight of the Act of 1882 and the sum of three thousand one hundred and forty pounds specified in section thirty-five of the Act of 1883 or the stocks and funds in which the same may have been invested and the interest or dividends thereon may be paid or transferred to such persons as aforesaid or to such person or persons as they may appoint in that behalf and upon such order being made the said sums of eighty-one thousand nine hundred and fifty-nine pounds Consolidated Three per Cent. Annuities and three thousand one hundred and forty pounds or the stocks and funds in which the same may have been invested respectively 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 and 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 and the Act of 1883 respectively shall be by this Act repealed.

Expenses of Act.

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

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