CHAPTER vi.

An Act for the Abandonment of the Metropolitan Outer Circle Railway. A.D. 1895.

[14th May 1895.]

WHEREAS by the Metropolitan Outer Circle Railway Act 1888 (in this Act called "the Act of 1888") the Metropolitan Outer Circle Railway Company (in this Act called "the Company") were incorporated and empowered to make and maintain the railways in that Act described:

And whereas by the Metropolitan Outer Circle Railway (Extension of Time) Act 1891 and the Metropolitan Outer Circle Railway (Extension of Time) Act 1893 (in this Act respectively called "the Act of 1891" and "the Act of 1893") the periods limited by the Act of 1888 for the compulsory purchase of lands and for the completion of the railways and works by that Act authorised were respectively extended and limited and the time so extended for compulsory purchase of lands expired on the 31st day of December 1894:

And whereas it has been found impossible to raise the capital necessary for the construction of the railways and none of the powers of the Act of 1888 in relation to the compulsory purchase of lands for and the making of the railways have been exercised and it is expedient that the railway should 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 Metropolitan Outer Circle Railway (Abandonment) Act 1895. Short title.

[*Price* 3*d*.]

A.D. 1895.

Railway to be abandoned.

2. The Company shall abandon the making of the railway authorised by the Act of 1888.

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

3. The abandonment by the Company under the authority of this Act of the railway 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 may have been temporarily occupied by the Company for the purposes of the railway 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 or the Act of 1888.

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 authorised to be abandoned by this Act 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 Acts for determining the amount and application of compensation to be paid for lands taken under the provisions thereof.

Provision for repayment of deposit money.

5. Subject to the provisions of this Act and of section 6 of the Act of 1891 with respect to compensation to landowners or other persons injured and for the protection of creditors the High Court may and shall at any time after the passing of this Act on application by or on behalf of the depositors mentioned or referred to in section 5 of the Act of 1891 or the survivors or survivor of them or the executors or administrators of such survivor or by any other person entitled to the deposit fund order that the deposit fund and the interest or dividends thereon may be paid or transferred to the depositors or other person or persons entitled thereto or to any other persons or person whom they or he may appoint in that

behalf and upon such order being made the deposit fund and the interest or dividends thereon shall be paid or transferred to such persons or person accordingly.

Winding up of affairs of Company.

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 and for the purposes of this Act the Company shall be deemed to have been ordered to be wound up within the meaning of section 6 of the Act of 1891.

Dissolution of Company.

7. When all the debts liabilities and engagements of the Company are to the extent of their assets 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 Acts of 1888 1891 and 1893 respectively shall be by this Act repealed.

Expenses of Act.

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

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