CHAPTER cxlii.

An Act for the abandonment of one of the Railways authorised by the Taff Vale Railway Act, 1873, and for the extension of time for the completion of certain other of the railways thereby authorised. [4th July 1878.]

A.D. 1878.

WHEREAS by the Taff Vale Railway Act, 1873 (in this Act called the Act of 1873), the Taff Vale Railway Company (in this Act called "the Company") were empowered to construct the six railways therein described: 36 & 37 Vict. c. clviii.

And whereas it is expedient that the construction of the railway fifthly described in and authorised by the Act of 1873 (therein and herein-after called Railway No. 5) should be abandoned, and that the time limited by the same Act for the completion of the railways fourthly and sixthly described in and authorised thereby (therein and herein-after called Railways Nos. 4 and 6) should be extended:

And whereas the objects aforesaid cannot be attained 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:

Short title.

1. This Act may be cited for all purposes as the Taff Vale Railway Act, 1878.

Abandonment of Railway No. 5 authorised by Act of 1873.

2. The Company shall abandon and relinquish the construction of Railway No. 5 authorised by the Act of 1873.

Compensation for damage to land by entry.

3. The abandonment by the Company, under the authority of this Act, of Railway No. 5 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

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to ascertain the nature of the soil, or setting out 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 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 1873.

8 & 9 Vict. c. 20.

Compensation to be made for non-completion of purchase, &c.

4. Where, before the passing of this Act, any contract may have 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 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 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 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.

8 & 9 Vict. c. 18.

Extension of time for completion of Railways Nos. 4 and 6.

5. The time limited by the Act of 1873 for the construction of the Railways Nos. 4 and 6, and the works connected therewith, is hereby extended for the period of three years from the twenty-first day of July one thousand eight hundred and seventy-eight, and section 24 of that Act, so far as the same relates to those railways, shall be read and construed as if the period by this Act limited for the completion of those railways had been the period by that Act limited. If the said railways be not completed within the extended period by this Act limited, then on the expiration of that period the powers by the Act of 1873 and this Act granted to the Company for making and completing the same, or otherwise in relation thereto, shall cease to be exercised, except as to so much thereof as shall then be completed.

Railways not exempt from provisions of present and future general Railway Acts.

6. Nothing in this Act contained shall exempt the Company or their railways from the provisions of any general Act relating to railways, or the better and more impartial audit of the accounts of railway companies, now in force or which may hereafter pass during this or any future session of Parliament, or from any future revision or alteration, under the authority of Parliament, of the maximum rates of fares and charges, or of the rates for small parcels authorised to be taken by the Company.

Expenses of Act.

7. 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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