CHAPTER xx.

An Act to confer further Powers on the Teign Valley Railway Company; and for other purposes. A.D. 1882.

[19th May 1882.]

WHEREAS by the Teign Valley Railway (Extension) Act 1875 (in this Act called "the Act of 1875") the Teign Valley Railway Company (in this Act called "the Company") were empowered to make an extension railway (herein-after called "the extension railway") to the North Devon Railway at Crediton: 38 & 39 Vict. c. clxxxiii.

And whereas by the Teign Valley Railway Act 1880 the abandonment of certain parts of the extension railway was authorised: 43 & 44 Vict. c. cc.

And whereas it is expedient that a further portion of the extension railway in this Act specified should be abandoned:

And whereas it is expedient to define the undertaking of the Company:

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 (that is to say):—

Short title.

1. This Act may be cited as the Teign Valley Railway Act, 1882.

Part of authorised railway to be abandoned.

2. The Company shall abandon the construction of so much of the extension railway authorised by the Act of 1875 as lies between a point near Ready Bridge, in the parish of Dunsford, marked seven miles two furlongs on the plans of the extension railway deposited with the clerk of the peace for the county of Devon with reference to the Act of 1875, and the termination, as described in section four of that Act, of the extension railway, in the parish of Doddiscombsleigh, all in the county of Devon, 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 obliga-

A.D. 1882.

tions with respect to the making and maintaining of the said port in of railway.

Compensation for damage to land by entry, &c.

3. The abandonment by the Company under the authority of this Act of any portion of any railway or works 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, or the Act of 1875.

8 & 9 Vict. c. 20.

Compensation to be made in respect of portion 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 portion of 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 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.

8 & 9 Vict. c. 18.

Release of portion of deposit.

5. Subject to the provisions of section 30 of the Teign Valley Railway (Extension) Act 1875, 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, at any time after the passing of this Act, on the application of the persons or the majority of the persons named in the warrant or order referred to in section 29 of the Act of 1875, or the survivors or survivor of such persons, order that the sum of one thousand one hundred pounds, being so much of the sum of four thousand eight hundred and seven pounds specified in that section as is applicable to that portion of the undertaking by this Act authorised to be abandoned, shall be repaid to such persons as aforesaid or to such person or persons as the Company may appoint in that behalf,

and upon such order being made, the said sum of one thousand one hundred pounds and the interest or dividends thereon shall be paid or transferred to the Company or to such person or persons as the Company shall appoint.

Defining undertaking of Company.

6. From and after the passing of this Act the undertaking of the Company shall for all purposes be and be deemed to be as follows:—

A railway as now completed and opened for traffic commencing in the parish of Bovey Tracey at the Chudleigh Road station of the Moretonhampstead branch of the Great Western Railway and terminating in the parish of Doddiscombsleigh at the public road leading from Doddiscombsleigh to Teign House.

Provision as to general railway Acts.

7. Nothing in this Act contained shall exempt the Company or the railways of the Company 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 the rates for small parcels authorised to be charged by the Company.

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.

LONDON: Printed by George Edward Eyre and William Spottiswoode,
Printers to the Queen's most Excellent Majesty. 1882.