CHAPTER cix.

An Act to extend the time for the completion of the railways of the West Lancashire Railway Company; and for other purposes. [3d July 1879.]

A.D. 1879.

WHEREAS by the West Lancashire Railway Act, 1871, (in this Act called "the Act of 1871,") the West Lancashire Railway Company (in this Act called "the Company") were incorporated and authorised to raise a capital of one hundred and fifty-five thousand pounds in shares, and to borrow not exceeding fifty-one thousand six hundred and sixty-six pounds, and to make and maintain the West Lancashire Railway (in this Act called "the original line"), being a railway from Southport to Preston in the county of Lancaster: 34 & 35 Vict. c. cc.

And whereas by the West Lancashire Railway Act, 1872, (in this Act called "the Act of 1872,") the Company were authorised to construct additional lines of railway (in this Act called "the additional lines") to connect the original line with the Lancashire and Yorkshire Railway, and to raise additional share capital not exceeding forty-five thousand pounds, and to borrow further sums not exceeding fifteen thousand pounds, and to run over and use the Lancashire and Yorkshire Railway between the junction therewith of the Railway No. 3 authorised by the Act of 1872 and the station at Blackburn, in the county of Lancaster, belonging to the Lancashire and Yorkshire Railway Company, including that station: 35 & 36 Vict. c. clxxxiii.

And whereas by the West Lancashire Railway Act, 1873, (in this Act called "the Act of 1873,") the Company were authorised to raise further capital for the purpose of doubling the original line and the additional lines, and for the general purposes of their undertaking: 36 & 37 Vict. c. cxxvii.

And whereas by the West Lancashire Railway Act, 1875, (in this Act called "the Act of 1875,") the respective periods limited by the Act of 1871 and the Act of 1872 for the completion of the original line and additional lines therein mentioned were extended 38 & 39 Vict. c. clxxxii.

A.D. 1879.

to the fourteenth day of August one thousand eight hundred and seventy-nine and the sixth day of August one thousand eight hundred and eighty respectively, the Act of 1873 was repealed, and the Company were authorised to raise the sum of one hundred and eighty-seven thousand five hundred pounds by shares and sixty-two thousand five hundred pounds by borrowing:

41 & 42 Vict. c. xxxi.

And whereas by the West Lancashire Railway (Steam Vessels) Act, 1878, (in this Act called "the Act of 1878,") the Company were authorised to provide and work steam and other vessels between the ports and places therein mentioned, and to raise a further sum of one hundred thousand pounds by shares and thirty-three thousand three hundred pounds by loans for that purpose:

And whereas it is expedient that the time for the completion of the railways and works authorised by the Act of 1871 and the Act of 1872 should be extended as herein-after provided:

And whereas it is expedient that the Acts relating to the Company should be amended as by this Act provided:

And whereas the purposes of this Act 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:

Short title.

1. This Act may be cited as the West Lancashire Railway Act, 1879.

Incorporating Part II. of 26 & 27 Vict. c. 92.

2. Part II. (relating to extension of time) of the Railways Clauses Act, 1863, is (except where expressly varied by this Act) incorporated with and forms part of this Act.

Interpretation of terms.

3. In this Act the several words and expressions to which meanings are assigned by the Act partially incorporated herewith have the same respective meanings, unless there be something in the subject or context repugnant to such construction.

Extension of time for completion of railways.

4. The respective periods limited by the Act of 1875 for the completion of the original line and of the additional lines respectively shall be and the same are hereby extended and enlarged, and those railways respectively may and shall be completed within the respective periods following; (that is to say,)

The original line within three years from the fourteenth day of August one thousand eight hundred and seventy-nine;

The additional lines within three years from the sixth day of August one thousand eight hundred and eighty;

and such respective periods shall for all purposes be deemed to be

the periods respectively limited for the completion of the original line and of the additional lines respectively.

Time limited for completion of railways.

5. If the original line and the additional lines respectively are not completed within the respective periods limited by this Act, then on the expiration of such periods the powers by the Act of 1871, the Act of 1872, the Act of 1875, and this Act granted to the Company for making and completing the original line and the additional lines respectively, or otherwise in relation thereto, shall cease to be exercised, except as to so much thereof respectively as shall then be completed.

Repeal of part of 38 & 39 Vict. c. clxxxii.

6. From and after the passing of this Act section 4 of the Act of 1875 (extending the time for completing the original line and the additional lines) shall be and the same is hereby repealed.

Release of deposit.

7. Whereas the construction of the railways proposed to be authorised by the Bill for this Act has not been sanctioned by Parliament; therefore, on the application of the person named in the warrant or order issued in pursuance of the Act of the ninth and tenth years of Her present Majesty, chapter 20, or of his executors or administrators, by petition in a summary way at any time after the passing of this Act, the Chancery Division of the High Court of Justice in England may and shall order that the cash deposited with the said Chancery Division in respect of the application for this Act shall be paid and transferred to the person or persons so applying, or to any other person or persons whom he or they may appoint in that behalf.

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

8. Nothing in this Act contained shall exempt the railway 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 be passed 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 by the Acts of the Company.

Expenses of Act.

9. 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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