



Regulation of Railways Act 1868

1868 CHAPTER 119 31 and 32 Vict

V.—Light Railways

[^{F1}27 Order for construction and working of railway as a light railway.

The Board of Trade may by licence authorize a company applying for it to construct and work or to work as a light railway the whole or any part of a railway which the company has power to construct or work.

Before granting the licence the Board of Trade shall cause due notice of the application to be given, and shall consider all objections and representations received by them, and shall make such inquiry as they think necessary.]

Textual Amendments

F1 Ss. 27, 28 (as they apply to Great Britain) repealed by [Statute Law \(Repeals\) Act 1989 \(c. 43\), s. 1\(1\), Sch. 1 Pt. X](#)

28 Conditions and regulations for light railways.

A light railway shall be constructed and worked subject to such conditions and regulations as the Board of Trade may from time to time impose or make: Provided, that (1) the regulations respecting the weight of locomotive engines, carriages, and vehicles to be used on such railway shall not authorize a greater weight than eight tons to be brought upon the rails by any one pair of wheels; (2) the regulations respecting the speed of trains shall not authorize a rate of speed exceeding at any time twenty-five miles an hour.

If the company or any person fails to comply with or acts in contravention of such conditions and regulations, or directs any one so to fail or act, such company and person shall respectively be liable to a penalty for each offence not exceeding [^{F2}£50], and to a like penalty for every day during which the offence continues; and every such person, on conviction on indictment for any offence relating to the weight of engines,

Changes to legislation: There are currently no known outstanding effects for the Regulation of Railways Act 1868, Cross Heading: V.—Light Railways. (See end of Document for details)

carriages, or vehicles, or the speed of trains, shall be also liable to imprisonment, with or without hard labour, for any term not exceeding two years.

Textual Amendments

F2 “£50” substituted for “twenty pounds”, but not so as to affect the penalty for each day during which the offence continues, by virtue of (E.W.) [Criminal Law Act 1977 \(c. 45\)](#), [s. 31\(5\)\(a\)\(6\)\(b\)\(8\)\(9\)](#) and (S.) [Criminal Procedure \(Scotland\) Act 1975 \(c. 21\)](#), [s. 289C\(4\)\(a\)\(5\)\(b\)\(7\)\(8\)](#)

Modifications etc. (not altering text)

C1 [s. 28](#) excluded (14.5.1994) by [S.I. 1994/1331](#), [art. 3\(3\)](#)

29 **F3**

Textual Amendments

F3 [S. 29](#) repealed by [Transport Act 1962 \(c. 46\)](#), [s. 95 \(3\)](#), Sch. 12 Pt. I and expressed to be repealed by [S.I. 1984/1986 \(N.I. 15\)](#), [art. 20](#), [Sch. 3](#)

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