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# VICTORIÆ REGINÆ.

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## Cap. cxxiv.

An Act for authorizing the Abandonment of the making of the *Wensum Valley* Railway; and for other Purposes. [15th July 1867.]

WHEREAS by "The *Wensum Valley* Railway Act, 1864," (in this Act called "the Act of 1864,") the *Wensum Valley* Railway Company (in this Act called "the Company") were incorporated with a Capital of Two hundred and twenty thousand Pounds, and with Authority to borrow Seventy-three thousand Pounds, and were authorized to make and maintain the *Wensum Valley* Railway, and the Company and the *Great Eastern* Railway Company were authorized to enter into and carry into effect Working and Traffic and other Arrangements with respect to the Railway: And whereas by certain Heads of Arrangement (set forth in the Schedule to and confirmed by the Act of 1864) between Two of the Promoters of the Company and the *Great Eastern* Railway Company that Company were, when thereunto duly empowered, bound to subscribe for One Third of the Capital of the Company, and to appoint Two Directors of the Company in respect of such Subscription: And whereas by the Act of 1864 (Section 44) the

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*Great Eastern Railway Company*, with the Sanction of at least Three Fifths of the Votes of the Shareholders present personally or by proxy at a General Meeting of that Company specially convened for the Purpose, were empowered to subscribe for or take and hold Shares in the Capital of the Company to any Extent not exceeding Seventy-three thousand three hundred Pounds: And whereas at a General Meeting of the *Great Eastern Railway Company* held after the passing of the Act of 1864, specially convened for the Purpose, it was unanimously agreed to subscribe for One Third of the Capital of the Company: And whereas the *Great Eastern Railway Company* appointed Two Directors of the Company in respect of such Subscription: And whereas the *Great Eastern Railway Company* have failed to pay up any Portion of the Capital of the Company for which they so subscribed: And whereas by reason of the Failure of the *Great Eastern Railway Company* to pay up any Portion of their Subscription to the Capital of the Company the Funds of the Company are insufficient for the making of the Railway, and it is expedient that the making of the Railway be abandoned, and the Affairs of the Company be wound up, and the Company be dissolved: And whereas the Objects of this Act cannot be obtained 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 for all Purposes be cited as "*The Wensum Valley Railway Abandonment Act, 1867.*"

Interpretation of Terms.

2. In this Act the Expression "the Company" shall mean the *Wensum Valley Railway Company*, the Expression "the Act of 1864" shall mean the *Wensum Valley Railway Act, 1864*, and the Expression "the Railway" or "the Undertaking" shall mean the *Wensum Valley Railway* authorized by the Act of 1864.

Making of Wensum Valley Railway to be abandoned.

3. The Company may and shall abandon the making of the Railway, 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 Obligation with respect to the making and maintaining of the Railway.

Compensation for Damage to Land by Entry, &amp;c. for Purposes

4. 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, in accordance with the Provisions in that Behalf of "*The Lands Clauses Consolidation*

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Consolidation Act, 1845," 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 to receive Compensation, in accordance with the Provisions in that Behalf of "The Railways Clauses Consolidation Act, 1845," 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 last-mentioned Act or the Act of 1864. of Railway abandoned.

5. 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, 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," for determining the Amount and Application of Compensation paid for Lands taken under the Provisions thereof. Compensation to be made in respect of Railway abandoned.

6. On the passing of this Act Section 33 of the Act of 1864 is by this Act repealed, and the Solicitor to the Lords Commissioners of Her Majesty's Treasury may and shall, on being thereunto requested by the Company in Writing, cancel and deliver up to the Company the Bond bearing Date the First Day of *August* One thousand eight hundred and sixty-four entered into by the Company under the said Section of the Act of 1864, and the proper Officer of the Court of Common Pleas may and shall, on Production to him of the Bond so cancelled, enter up Satisfaction on the Record of such Bond, and thereupon the Bond or Obligation shall be discharged, and the Lands thereby affected shall be released and exonerated from all Claims in respect thereof. Repeal of Sect. 33 of the Act of 1864 and Cancellation of Bond.

7. 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. Provision for winding up Affairs of Company.

8. When all the Debts, Liabilities, and Engagements of the Company are paid, satisfied, or discharged, and the Affairs of the Company Dissolution of Company.

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Company are wound up, the Company shall be by this Act dissolved, and shall thenceforth wholly cease to exist.

Expenses of Act.

9. All Costs, Charges, and Expenses of and incident to the applying for, obtaining, and passing of this Act, or otherwise in relation thereto, shall be paid by the Company.

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