



## CHAPTER xxiv.

An Act for the Abandonment of the South Dublin Railway. A.D. 1879.  
[23d May 1879.] —

WHEREAS by the South Dublin Railway Act, 1875, (in this Act called the "Act of 1875,") the South Dublin Railway Company (in this Act called "the Company") were incorporated, with power to raise two hundred and twenty-five thousand pounds in shares, and to borrow seventy-five thousand pounds on mortgage, and authorised to make and maintain certain railways and works in and near Dublin (in this Act called "the railway"):

38 & 39 Vict.  
c. ccxiii.

And whereas no part of the capital authorised by the Act of 1875 has been raised, and none of the powers of that Act in relation to the making of the railway have been exercised, and it is expedient that the railway should be abandoned, and the affairs of the Company wound up and the Company dissolved:

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,)

1. This Act may for all purposes be cited as the South Dublin Railway (Abandonment) Act, 1879. Short title.

2. The Company 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 obligations with respect to the making and maintaining of the railway. Railway to be abandoned.

3. The abandonment by the Company, under the authority of this Act, of the railway shall not prejudice or affect the right of the Compensation for damage to  
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Act, 1879.

A.D. 1879. owner or occupier of any land to receive compensation for any  
land by entry, &c. for purposes of railway abandoned. 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 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 1875.

8 & 9 Vict.  
c. 20.

Compensa-  
tion to be  
made for  
non-com-  
pletion of  
purchase of  
land for  
railway  
abandoned.

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, or any  
portion thereof, 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.

Release of  
deposit.

5. Subject to the provisions of section fifty-one of the Act of  
1875, with respect to compensation to landowners and other persons  
injured and to protection of creditors, the Chancery Division of  
the High Court of Justice in Ireland may and shall at any time  
after the passing of this Act, on application by the persons or the  
majority of the persons named in the warrant or order mentioned in  
the fiftieth section of the Act of 1875, or the survivors or survivor  
of them, or on the application of the person or persons for the time  
being respectively entitled thereto, by petition in a summary way,  
order that the sum of eight thousand nine hundred and fifty-four  
pounds ten shillings New Three per Cent. Bank Annuities mentioned  
in the said fiftieth section of the Act of 1875, together with any  
dividends due and payable thereon, may be respectively transferred  
and paid to the person or persons so applying, or to any other  
person or persons whom they or he may appoint in that behalf, and  
upon such order being made the said annuities and the dividends  
thereon shall be transferred and paid to such person or persons  
accordingly.

6. 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.

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Winding up  
affairs of  
Company.

7. When all the debts, liabilities, and engagements of the Company are paid, satisfied, or discharged, and the affairs of the Company are wound up, the Company shall be by this Act dissolved, and shall thenceforth wholly cease to exist, and the South Dublin Railway Act, 1875, shall be by this Act repealed.

Dissolution  
of Company.

8. 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.

Expenses of  
Act.