



Railways Act 1921

1921 CHAPTER 55 11 and 12 Geo 5

An Act to provide for the reorganisation and further regulation of Railways and the discharge of liabilities arising in connection with the possession of Railways, and otherwise to amend the Law relating to Railways, and to extend the duration of the Rates Advisory Committee. [19th August 1921]

Commencement Information

II Act wholly in force at Royal Assent

PARTS I—IV

1, 2. ^{F1}

Textual Amendments

F1 Ss. 1, 2 repealed by Statute Law Revision Act 1960 (c. 56)

3. . . . ^{F2}

Textual Amendments

F2 S. 3 repealed by Statute Law Revision Act 1953 (2 & 3 Eliz. 2 c. 5)

4 ^{F3}

Textual Amendments

F3 S. 4 repealed by Statute Law Revision Act 1960 (c. 56)

Status: Point in time view as at 01/01/1993.
Changes to legislation: There are currently no known outstanding effects for the Railways Act 1921. (See end of Document for details)

5, 6. F4

Textual Amendments

F4 Ss. 5, 6 repealed by Statute Law Revision Act 1953 (2 & 3 Eliz. 2 c. 5)

7 F5

Textual Amendments

F5 S. 7 repealed by Statute Law Revision Act 1966 (c. 5)

8 F6

Textual Amendments

F6 S. 8 repealed by Statute Law Revision Act 1960 (c. 56)

9, 10. F7

Textual Amendments

F7 Ss. 9, 10 repealed by Statute Law Revision Act 1953 (2 & 3 Eliz. 2 c. 5)

11 F8

Textual Amendments

F8 S. 11 repealed by Statute Law Revision Act 1959 (c. 68)

12, 13. F9

Textual Amendments

F9 Ss. 12, 13 repealed by Statute Law Revision Act 1953 (2 & 3 Eliz. 2 c. 5)

14 F10

Status: Point in time view as at 01/01/1993.
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Textual Amendments

F10 S. 14 repealed by [Statute Law \(Repeals\) Act 1978 \(c. 45\), Sch. 1 Pt. XV](#)

15 **F11**

Textual Amendments

F11 S. 15 repealed by [Statute Law Revision Act 1960 \(c. 56\)](#)

16— **F12**
18.

Textual Amendments

F12 Ss. 16–18 repealed by [Transport Act 1962 \(c. 46\), s. 95\(3\), Sch. 12 Pt. I](#)

19 **F13**

Textual Amendments

F13 S. 19 repealed by [Transport Act 1947 \(c. 49\), Sch. 15 Pt. II](#)

20— **F14**
26.

Textual Amendments

F14 Ss. 20–26 repealed by [Transport Act 1962 \(c. 46\), s. 95\(3\), Sch. 12 Pt. I](#)

27 **F15**

Textual Amendments

F15 S. 27 repealed by [Transport Act 1947 \(c. 49\), Sch. 15 Pt. I](#)

28–38 **F16**

Textual Amendments

F16 Ss. 28–38 repealed by [Statute Law Revision Act 1959 \(c. 68\)](#)

Status: Point in time view as at 01/01/1993.
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39 **F17**

Textual Amendments
F17 S. 39 repealed by [Transport Act 1962 \(c. 46\)](#), s. 95(3), **Sch. 12 Pt. I**

40— **F18**
55.

Textual Amendments
F18 Ss. 40–55 repealed by [Statute Law Revision Act 1959 \(c. 68\)](#)

56 **F19**

Textual Amendments
F19 S. 56 repealed by [Transport Act 1962 \(c. 46\)](#), s. 95(3), **Sch. 12 Pt. I**

57 **F20**

Textual Amendments
F20 S. 57 repealed by [Statute Law Revision Act 1959 \(c. 68\)](#)

58, 59. **F21**

Textual Amendments
F21 Ss. 58, 59 repealed by [Transport Act 1947 \(c. 49\)](#), **Sch. 15 Pt. I**

60 **F22**

Textual Amendments
F22 S. 60 repealed by [Statute Law Revision Act 1953 \(2 & 3 Eliz. 2 c. 5\)](#)

61 **F23**

Status: Point in time view as at 01/01/1993.
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Textual Amendments

F23 S. 61 repealed by [Statute Law Revision Act 1959 \(c. 68\)](#)

62— ^{F24}
67.

Textual Amendments

F24 Ss. 62–67 repealed by [Transport Act 1962 \(c. 46\)](#), [Sch. 12 Pt. II](#)

PART V

LIGHT RAILWAYS

[^{F25}68 **Amendment of procedure for making light railway orders.**

(1) Orders under the ^{M1}Light Railways Act 1896, as amended by any subsequent enactment (which Act as so amended is in this Part of this Act referred to as “the principal act”) shall, instead of being made by the Light Railway Commissioners and confirmed by the Minister of Transport as successor to the Board of Trade in manner provided by the principal Act, be made by the Minister and accordingly—

- (a) the powers of the Light Railway Commissioners shall be transferred to the Minister;
- (b) the Minister on considering an application for an order shall take all such matters into consideration and do all such things as he, as successor of the Board of Trade, is under the principal Act required to take into consideration and do on submission of an order to him for confirmation;

and the principal Act shall have effect as if for references to the Light Railway Commissioners there were substituted references to the Minister, and for references to the confirmation of orders by the Minister, as successor to the Board of Trade, there was substituted references to the making of orders by the Minister:

..... ^{F26}

(2) If the Minister is of opinion for any of the reasons mentioned in subsection (3) of section nine of the principal Act that the proposals of the promoters ought to be submitted to Parliament he may, if he thinks fit, make an order as a provisional order and submit the proposals to Parliament by bringing in a Bill for the confirmation of the order, and subsections (2) and (3) of section one of the ^{M2}Light Railways Act 1912, shall apply with respect to such Bill.

(3) ^{F27}]

Textual Amendments

F25 S. 68 repealed (E.W.) (1.1.1993) by [Transport and Works Act 1992 \(c. 42\)](#), s. 68(1), [Sch. 4 Pt. I](#); S.I. 1992/2784, art. 2(a), [Sch.2](#)

F26 S. 68(1) proviso repealed by [Statute Law \(Repeals\) Act 1978 \(c. 45\)](#), [Sch. 1 Pt. XV](#)

Status: Point in time view as at 01/01/1993.
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F27 S. 68(3) repealed by Statute Law (Repeals) Act 1978 (c. 45), Sch. 1 Pt. XV

Marginal Citations

- M1** 1896 c. 48.
- M2** 1912 c. 19.

[^{F28}69 Provisions as to purchase of land.

Where an order made under the principal Act incorporates the Lands Clauses Acts, it may incorporate those Acts subject to any modifications contained in the order, being modifications of those Acts made or authorised to be made by the^{M3}Development and Road Improvement Funds Act 1909.]

Textual Amendments

F28 S. 69 repealed (E.W.) (1.1.1993) by Transport and Works Act 1992 (c. 42), s. 68(1), Sch. 4 Pt. I; S.I. 1992/2784, art. 2(a), Sch.2

Marginal Citations

- M3** 1909 c. 47.

70 Government advances to light railways.

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Textual Amendments

F29 S. 70 repealed by Statute Law (Repeals) Act 1986 (c. 12), s. 1(1), Sch. 1 Pt. XIII

[^{F30}71 Power of councils to give guarantees.

(1) The council of any county or borough or district may be authorised by an order under the principal Act to guarantee or to join with any council, person, or body of persons in guaranteeing the whole or any part of the interest or dividends on any loan or share capital of a light railway company for such period and on such terms and subject to such conditions as may be approved by the Minister after consultation with the Minister of Health:

..... ^{F31}

- (2) Any expenses incurred by the council in satisfying such guarantee shall be defrayed in like manner as expenses incurred by them with reference to an application for an order authorising a light railway under the principal Act.
- (3) Paragraphs (f), (g), and (h) of section eleven of the principal Act shall apply in respect of such guarantee as if the guarantee were an advance by the council].

Textual Amendments

F30 S. 71 repealed (E.W.) (1.1.1993) by Transport and Works Act 1992 (c.42), s. 68(1), Sch. 4 Pt. I; S.I. 1992/2874, art. 2(a), Sch.2

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F31 S. 71(1) proviso repealed by [Statute Law \(Repeals\) Act 1978 \(c. 45\)](#), [Sch. 1 Pt. XV](#)

72 **F32**

Textual Amendments

F32 S. 72 repealed by [Statute Law Revision Act 1959 \(c. 68\)](#)

[^{F33}**73** **Amendment of ss. 11 and 24 of principal Act.**

- (1) An order made under the principal Act may contain a provision empowering a railway company to acquire the light railway to which the order relates, not being a railway of the nature of a tramway, and paragraph (1) of section eleven of the principal Act shall have effect accordingly as if in that paragraph after the words “railway” there were inserted the words “or, except in the case of a railway of the nature of a tramway, empowering a railway company to acquire the railway.”
- (2) Where, after the passing of this Act, an order is made under the principal Act authorising a light railway (other than a light railway of the nature of a tramway), an order amending that order may confer on a railway company power to acquire the light railway, notwithstanding that the owners of the light railway do not consent, and section twenty-four of the principal Act shall have effect accordingly.
- (3) For the purposes of this section, a light railway of the nature of a tramway means a light railway laid wholly or mainly along [^{F34}the carriageway of a public road (within the meaning of the Roads (Scotland) Act 1984)], and used wholly or mainly for the carriage of passengers.]

Textual Amendments

F33 S. 73 repealed (E.W.) (1.1.1993) by [Transport and Works Act 1992 \(c. 42\)](#), s. 68(1), [Sch. 4 Pt. I](#); S.I. 1992/2784, art. 2(a), [Sch.2](#)

F34 Words commencing “the carriageway ...” substituted (S.) by [Roads \(Scotland\) Act 1984 \(c. 54\)](#), SIF 108, s. 156(1), [Sch. 9 para. 25](#)

Modifications etc. (not altering text)

C1 The text of the last part of s. 73(1) from “and paragraph” is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

[^{F35}**74** **Construction of Part V.**

This Part of this Act shall be construed as one with the principal Act.]

Textual Amendments

F35 S. 74 repealed (E.W.) (1.1.1993) by [Transport and Works Act 1992 \(c. 42\)](#), s. 68(1), [Sch. 4 Pt. I](#); S.I. 1992/2784, art. 2(a), [Sch.2](#)

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PART VI

GENERAL

75 F36

Textual Amendments

F36 S. 75 repealed by [Transport Act 1947 \(c. 49\)](#), [Sch. 15 Pt. II](#)

76 F37

Textual Amendments

F37 S. 76 repealed by [Transport Act 1962 \(c. 46\)](#), s. 95(3), [Sch. 12 Pt. I](#)

77 F38

Textual Amendments

F38 S. 77 repealed by [Transport Charges &c. \(Miscellaneous Provisions\) Act 1954 \(c. 64\)](#), [Sch. 2 Pt. III](#)

78 F39

Textual Amendments

F39 S. 78 repealed by [Transport Act 1962 \(c. 46\)](#), s. 95(3), [Sch. 12 Pt. I](#)

79 F40

Textual Amendments

F40 S. 79 repealed by [Statute Law Revision Act 1966 \(c. 5\)](#)

80— F41
82.

Textual Amendments

F41 Ss. 80–82 repealed by [Transport Act 1962 \(c. 46\)](#), [Sch. 12 Pt. II](#)

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83 Application to Scotland.

This Act in its application to Scotland shall be subject to the following modifications:

- (a) “Burgh” shall be substituted for “borough,” “servitude” for “easement,” and [F42“Secretary of State”] for “Minister of Health”:
- (b) F43

Textual Amendments

- F42 Words substituted by virtue of [Secretaries of State Act 1926 \(c. 18\), s. 1](#)
- F43 S. 83(b)(c) repealed by [Transport Act 1962 \(c. 46\), Sch. 12 Pt. II](#) and [Local Government \(Scotland\) Act 1947 \(c. 43\), Sch. 14](#) respectively

84 F44

Textual Amendments

- F44 S. 84 repealed by [Statute Law Revision Act 1966 \(c. 5\)](#)

85 F45

Textual Amendments

- F45 S. 85 repealed by [Transport Act 1962 \(c. 46\), Sch. 12 Pt. II](#)

86 †Short title and repeal.

- (1) This Act may be cited as the Railways Act 1921.
- (2) F46

Textual Amendments

- F46 S. 86(2) repealed by [Statute Law \(Repeals\) Act 1978 \(c. 45\), Sch. 1 Pt. XV](#)

Modifications etc. (not altering text)

- C2 Unreliable marginal note

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F47F47 FIRST SCHEDULE

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Textual Amendments

F47 Sch. 1 repealed by [Transport Act 1962 \(c. 46\)](#), [Sch. 12 Pt. II](#)

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F47

F48F48 SECOND SCHEDULE

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Textual Amendments

F48 Sch. 2 repealed by [Statute Law Revision Act 1960 \(c. 56\)](#)

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F48

F49F49 THIRD SCHEDULE

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Textual Amendments

F49 Sch. 3 repealed by [Statute Law \(Repeals\) Act 1978 \(c. 45\)](#), [Sch. 1 Pt. XV](#)

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F49

F50F50 FOURTH AND FIFTH SCHEDULES

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Textual Amendments

F50 Schs. 4, 5 repealed by [Statute Law Revision Act 1959 \(c. 68\)](#)

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F51F51 SIXTH SCHEDULE

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Textual Amendments

F51 Sch. 6 repealed by [Transport Act 1962 \(c. 46\)](#), s. 95(3), [Sch. 12 Pt. I](#)

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F51

F52F52 SEVENTH SCHEDULE

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Textual Amendments

F52 Sch. 7 repealed by Transport Act 1962 (c. 46), Sch. 12 Pt. II

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F53F53 EIGHTH SCHEDULE

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Textual Amendments

F53 Sch. 8 repealed by Transport Charges &c. (Miscellaneous Provisions) Act 1954 (c. 64), Sch. 2 Pt. III

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F53

F54F54 NINTH SCHEDULE

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Textual Amendments

F54 Sch. 9 repealed by Statute Law (Repeals) Act 1978 (c. 45), Sch. 1 Pt. XV

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F54

Status:

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Changes to legislation:

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