



Railway Regulation Act 1840

1840 CHAPTER 97 3 and 4 Vict

16 For punishment of persons obstructing the officers of any railway company, or trespassing upon any railway.

If any person shall wilfully obstruct or impede any officer or agent of any railway company in the execution of his duty upon any railway, or upon or in any of the stations or other works or premises connected therewith, or if any person shall wilfully trespass upon any railway, or any of the stations or other works or premises connected therewith, and shall refuse to quit the same upon request to him made by any officer or agent of the said company, every such person so offending, and all others aiding or assisting therein, shall and ^{F1}may be seized and detained by any such officer or agent, or any person whom he may call to his assistance, until such offender or offenders can be conveniently taken before some justice of the peace for the county or place wherein such offence shall be committed, and when convicted, before such justice as aforesaid, (who is hereby authorized and required, upon complaint to him . . . ^{F2} to take cognizance thereof, and to act summarily in the premises,) shall, in the discretion of such justice, ^{F3} upon conviction by a magistrates' court, at the discretion of the court, ^{F4} forfeit to her Majesty any sum not exceeding ^{F5} level 1 on the standard scale ^{F4} £200 ^{F5} level 3 on the standard scale, ^{F6} and in default of payment thereof shall or may be imprisoned] . . . ^{F7}

Textual Amendments

- F1** Words commencing “upon conviction...” substituted (E.W.) for words commencing “and...” by [Police and Criminal Evidence Act 1984 \(c. 60, SIF 95\), s. 119, Sch. 6 Pt. I para. 3](#)
- F2** Words repealed by [Magistrates Courts Act 1952 \(c. 55\), s. 132\(2\)-\(4\), Sch 6](#)
- F3** Words substituted (E.W.S.) by virtue of (E.W.) [Criminal Justice Act 1982 \(c. 48, SIF 39:1\), s. 46](#) and (S.) [Criminal Procedure \(Scotland\) Act 1975 \(c. 21, SIF 39:1\), s. 289G](#)
- F4** “£200” substituted for “£25” in relation to (a) British Railways Board by [British Railways Act 1977 \(c. xvii\), Sch. 1](#) and (b) London Transport Executive by [London Transport Act 1977 \(c. xii\), Sch.](#)
- F5** Words commencing “level 3...” substituted (E.W.S.) for “£200” by virtue of (E.W.) [Criminal Justice Act 1982 \(c.48, SIF 39:1\), s. 46](#) and (S.) [Criminal Procedure \(Scotland\) Act 1975 \(c.21, SIF 39:1\), s. 289G](#)
- F6** Words repealed (N.I.) by [Statute Law Revision \(Northern Ireland\) Act 1980 \(c. 59\), s. 1, Sch. Pt. IV](#)
- F7** Words repealed by [Statute Law Revision Act 1892 \(c. 19\)](#)

Changes to legislation: Railway Regulation Act 1840, Section 16 is up to date with all changes known to be in force on or before 04 May 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

Modifications etc. (not altering text)

- C1** S. 16 the expression “railway company” extended by Channel Tunnel Act 1987 (c. 53, SIF 102), ss. 43, 45, Sch. 6 para. 3, **Sch. 7 Pt. VI para. 2**
- C2** S. 16 modified by Channel Tunnel Act 1987 (c.53, SIF 102), ss. 43, 45, Sch. 6 para. 4(1)(2)(a), **Sch. 7 Pt. VI para.2**
- C3** S. 16 modified (27.7.1993) by 1993 (c. xv) s.63
S. 16 applied (with modifications) (21.7.1994) by 1994 c. xv, **s. 66(1)**
S. 16 modified (18.12.1996) by 1996 c. 61, s. 20, **Sch. 9 Pt. II para. 8(1)**
- C4** S. 16 modified (22.7.2008) by Crossrail Act 2008 (c. 18), Sch. 11 para. 7(1)(2)(a)(3)
- C5** S. 16 modified (23.2.2017) by High Speed Rail (London - West Midlands) Act 2017 (c. 7), s. 70(1), **Sch. 29 para. 2**
- C6** S. 16 modified (11.2.2021) by High Speed Rail (West Midlands - Crewe) Act 2021 (c. 2), s. 64(1), **Sch. 28 para. 2**

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Changes and effects yet to be applied to :

- s. 16 words substituted by [2003 c. 44 Sch. 26 para. 1](#)