



# Railways Clauses Consolidation Act 1845

## 1845 CHAPTER 20 8 and 9 Vict

### *Passengers and goods on railways*

#### [<sup>F1</sup> 97] **In default of payment of tolls, goods, &c. may be detained and sold.**

If, on demand, any person fail to pay the tolls due in respect of any carriage or goods, it shall be lawful for the company to detain and sell such carriage, or all or any part of such goods, or, if the same shall have been removed from the premises of the company, to detain and sell any other carriages or goods within such premises belonging to the party liable to pay such tolls, and out of the monies arising from such sale to retain the tolls payable as aforesaid, and all charges and expences of such detention and sale, rendering the overplus, if any, of the monies arising by such sale, and such of the carriages or goods as shall remain unsold, to the person entitled thereto, or it shall be lawful for the company to recover any such tolls by action at law.]

#### **Textual Amendments**

**F1** S. 97 repealed (N.I.) by [S.I. 1984/1986 \(N.I. 15\)](#), art. 20, [Sch. 3](#)

#### **Modifications etc. (not altering text)**

- C1** S. 97 extended by [Transport Act 1962 \(c. 46\)](#), [Sch. 2 Pt. IV](#)
- C2** S. 97 incorporated (with modifications) (22.3.2005) by [Midland Metro \(Wednesbury to Brierley Hill and Miscellaneous Amendments\) Order 2005 \(S.I. 2005/927\)](#), [art. 4\(1\)\(2\)](#) (with art. 51)
- C3** S. 97 incorporated (with modifications) (22.7.2005) by [Midland Metro \(Birmingham City Centre Extension, etc.\) Order 2005 \(S.I. 2005/1794\)](#), arts. 1, 4 (with art. 47)
- C4** S. 97 incorporated (with modifications) (25.11.2005) by [Docklands Light Railway \(Capacity Enhancement\) Order 2005 \(S.I. 2005/3105\)](#), arts. 1, [4\(1\)](#), [4\(2\)](#) (with arts. 3(5), 15(3))
- C5** S. 97 incorporated (with modifications) (29.3.2001) by [S.I. 2001/1347](#), [art. 4\(1\)\(2\)](#) (with arts. 15, 37, 38(2))
- C6** S. 97 incorporated (with modifications) (E.W.) (14.6.2016) by [The Midland Metro \(Birmingham City Centre Extension, etc.\) \(Land Acquisition and Variation\) Order 2016 \(S.I. 2016/545\)](#), arts. 1, 4 (with art. 39)

---

*Status: Point in time view as at 04/03/2020. This version of this provision has been superseded.*

*Changes to legislation: There are currently no known outstanding effects for the  
Railways Clauses Consolidation Act 1845, Section 97. (See end of Document for details)*

---

- C7** S. 97 incorporated (with modifications) (E.W.) (2.8.2016) by [The Midland Metro \(Wolverhampton City Centre Extension\) Order 2016 \(S.I. 2016/684\)](#), arts. 1, **3** (with arts. 46, 47, Sch. 9 para. 4, Sch. 10 para. 12(2))
- C8** S. 97 incorporated (with modifications) (23.2.2017) by [High Speed Rail \(London - West Midlands\) Act 2017 \(c. 7\)](#), s. 70(1), **Sch. 29 para. 4**
- C9** S. 97 incorporated (with modifications) (E.W.) (4.3.2020) by [The Midland Metro \(Birmingham Eastside Extension\) Order 2020 \(S.I. 2020/141\)](#), arts. 1, **3** (with arts. 47, 48, Sch. 10 para. 19)

**Status:**

Point in time view as at 04/03/2020. This version of this provision has been superseded.

**Changes to legislation:**

There are currently no known outstanding effects for the Railways Clauses Consolidation Act 1845, Section 97 .