

**CHAPTER v.**

An Act to confirm a Provisional Order under the Private Legislation Procedure (Scotland) Act 1899 relating to the Highland Railway.

A.D. 1922.

[12th April 1922.]

WHEREAS His Majesty's Secretary for Scotland has made the Provisional Order set forth in the schedule hereunto annexed under the provisions of the Private Legislation Procedure (Scotland) Act 1899 and it is requisite that the said Order should be confirmed by Parliament:

62 & 63 Vict.
c. 47.

Be it therefore enacted by the King'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:—

1. The Provisional Order contained in the schedule hereunto annexed shall be and the same is hereby confirmed.

Confirmation
of Order in
schedule.

2. This Act may be cited as the Highland Railway Order Confirmation Act 1922.

Short title.

A.D. 1922.

SCHEDULE.

HIGHLAND RAILWAY.

Provisional Order to extend the time for the completion of certain railways authorised by the Highland Railway (Additional Powers) Act 1897 to sanction and confirm the purchase of certain lands and for other purposes.

WHEREAS the Highland Railway Company (hereinafter called "the Company") were authorised by the Highland Railway (Additional Powers) Act 1897 (hereinafter referred to as "the Act of 1897") to construct certain railways therein described:

And whereas it is expedient that the period limited by the Act of 1897 as extended by the Highland Railway Order 1901 the Highland Railway Act 1905 the Highland Railway Order 1910 and the Highland Railway Order 1915 for the completion of the said railways by the Act of 1897 authorised should be further extended:

And whereas it is expedient that the Company should be authorised to hold and use for the general purposes of their undertaking the several pieces of land described in this Order which have already been acquired by the Company:

And whereas it is expedient that the other powers in this Order contained should be conferred on the Company:

And whereas the purposes aforesaid cannot be effected without an Order of the Secretary for Scotland confirmed by Parliament under the provisions of the Private Legislation Procedure (Scotland) Act 1899:

Now therefore in pursuance of the powers contained in the last-mentioned Act the Secretary for Scotland orders as follows:—

Short title.

1. This Order may be cited as the Highland Railway Order 1922.

Incorporation of
part of Act.

2. Part II. (relating to extension of time) of the Railways Clauses Act 1863 is incorporated with and forms part of this Order and this Order shall be deemed to be a special Act within the meaning of that Act.

3. In this Order the several words and expressions to which meanings are assigned by the Act partially incorporated herewith have the same respective meanings unless there be something in the subject or context repugnant to such construction :

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Interpretation.

In this Order the expression—

“The Company” means the Highland Railway Company :

“The Act of 1897” means the Highland Railway (Additional Powers) Act 1897.

4. The time limited by the Act of 1897 as extended by the Highland Railway Order 1901 the Highland Railway Act 1905 the Highland Railway Order 1910 and the Highland Railway Order 1915 for the completion of Railways Nos. 1 2 and 3 authorised by section 4 of the Act of 1897 is hereby further extended for a period of seven years from the sixth day of August one thousand nine hundred and twenty-two and on the expiration of that period those powers shall cease except for so much of those railways as shall then have been completed.

Extension of time for completion of railways authorised by Act of 1897.

5. The Company may hold use and appropriate for the general purposes of their undertaking the following lands which have already been acquired by them :—

Company may hold certain lands already acquired.

The lands above referred to are—

In the county of Sutherland—

Certain lands in the parish of Clyne on the west side of and adjoining the Company's line from Inverness to Wick at Brora Station :

Certain lands in the parish of Golspie on the south-east side of and adjoining the Company's line from Inverness to Wick at Kirkton Level Crossing :

Certain lands in the parish of Golspie on the north-east side of and adjacent to the Company's line from Inverness to Wick at The Mound Station :

Certain lands in the parish of Rogart on the north and south sides of and adjoining the Company's line from Inverness to Wick at Acheilidh Crossing Loop between Lairg and Rogart Stations :

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—

Certain lands in the parish of Lairg on the east side of and adjoining the Company's line from Inverness to Wick at Lairg Station :

In the county of Ross and Cromarty—

Certain lands in the parish of Rosskeen within the burgh of Invergordon on the south-east side of and adjoining the Company's line from Inverness to Wick at Invergordon Station :

Certain lands in the parish of Rosskeen on the north side of and adjoining the Company's line from Inverness to Wick at and near Invergordon Station :

Certain lands in the parish of Kiltearn on the south-east side of and adjoining the Company's line from Inverness to Wick at and near Foulis Station :

Certain lands in the parish of Contin on the east side of and adjacent to the Company's Dingwall and Skye line at the Achnasheen Ballast Pit :

Certain lands in the parish of Lochcarron on the north side of and adjoining the Company's Dingwall and Skye line at Achnashellach Station :

In the county of Inverness—

Certain lands in the parish of Inverness and Bona within the burgh of Inverness on the north side of Millburn Road and adjoining the Company's line from Inverness to Keith :

Certain lands and pertinents in the parish of Inverness and Bona within the burgh of Inverness known as "Invermay" Lovat Road and "Balmaghie" York Crescent :

Certain lands in the parish of Duthil and Rothiemurchus on the west side of and adjacent to the Company's line from Inverness to Perth at Aviemore Station :

In the county of Perth—

Certain lands in the parish of Blair Atholl on the south side of the Fender Burn and adjoining the public road at Fenderbridge :

Certain lands in the parish of Logierait on the south-west side of and adjoining the Company's line from Inverness to Perth at Moulinearn Village: A.D. 1922.

Certain lands in the parish of Little Dunkeld on the north-east side of and adjoining the Company's line from Inverness to Perth at Murthly Station:

In the county of Elgin—

Certain lands in the parish of Kinloss on the south side of and adjoining the Company's line from Inverness to Keith at Kinloss Station.

And the expenditure of money by the Company in or about the purchase of the said lands is hereby sanctioned and confirmed but nothing in this Order shall exempt the Company from any action or other proceeding for nuisance having been or being caused or permitted by them upon any lands acquired by them as aforesaid to which this section relates.

6. Nothing in this Order contained shall exempt the Company or their railway from the provisions of any general Act relating to railways or the better or more impartial audit of the accounts of railway companies now in force or which may hereafter pass during this or any future Session of Parliament or from any future revision or alteration under the authority of Parliament of the maximum rates of fares and charges or of the rates for small parcels authorised to be taken by the Company. Provision as to general Railway Acts.

7. All costs charges and expenses of and incident to the preparing for obtaining and confirming of this Order or otherwise in relation thereto shall be paid by the Company. Expenses of Order.

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FOR

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