



ANNO VICESIMO NONO & TRICESIMO

VICTORIÆ REGINÆ.

Cap. clxvi.

An Act to authorize the *Great Northern Railway Company* to abandon the Construction of a short Line of Railway and other Works at *Barnet*.

[16th July 1866.]

WHEREAS the *Edgware, Highgate, and London Railway Company* are applying to Parliament in the present Session for an Act authorizing the Extension of their Railway to *Barnet*, and the Construction of that Extension will render unnecessary the Construction of the Branch Railway authorized by "The *Great Northern Railway Act* (No. 1.), 1864," and described in the Fourth Section of the said Act as commencing by a Junction with the *Great Northern Railway* in the Parish of *East Barnet* in *Hertfordshire*, and terminating in the Parish of *Monken Hadley* in *Middlesex*, and will also render unnecessary the Construction of the Road described in the Fifth Section of the same Act as commencing at the proposed Terminus of the said Branch Railway, and terminating in *Moxon Street* in *Chipping Barnet*; and it is expedient that the Construction of the said Branch Railway and Road be abandoned: And whereas the Purposes 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

[*Local.*]

25 X

Temporal,

*The Great Northern Railway (Barnet Branch Abandonment)
Act, 1866.*

Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows; that is to say,

Short Title.

1. This Act may be cited for all Purposes as "*The Great Northern Railway (Barnet Branch Abandonment) Act, 1866.*"

Same Meanings to Words, &c. in incorporated Acts as in this Act.

Interpretation of Terms.

2. In this Act the several Words and Expressions to which by the Acts wholly or partially incorporated with this Act Meanings are assigned shall have in this Act the same respective Meanings, unless there be in the Subject or Context something repugnant to such Construction; the Words "the Company" mean the *Great Northern Railway Company*; and the Expression "Superior Courts" or "Court of competent Jurisdiction," or other like Expression in this Act or any Act incorporated herewith, shall be read and have Effect as if the Debt or Demand with respect to which the Expression is used were a common Simple Contract Debt, and not a Debt or Demand created by Statute.

Company shall abandon Barnet Branch and new Street authorized by 27 & 28 Vict. c. ccii.

3. The Company shall abandon the Construction of the before-mentioned Branch Railway authorized by "*The Great Northern Railway Act (No. 1.), 1864,*" and therein described as commencing by a Junction with the *Great Northern Railway* in the Parish of *East Barnet* in *Hertfordshire*, and terminating in the Parish of *Monken Hadley* in *Middlesex*, near the Back of the *Salisbury Arms* in *Chipping Barnet*, and shall also abandon the Construction of the Road or Street described in the Fifth Section of the said Act as commencing at the proposed Terminus of the said Branch Railway in *Monken Hadley*, and terminating in *Moxon Street, Chipping Barnet.*

Compensation for Damage to Land by Entry, &c. for Purposes of Railway abandoned.

4. The Abandonment by the Company under the Authority of this Act of any Portion of any Railway or Work shall not prejudice or affect the Right of the Owner or Occupier of any Land to receive Compensation in accordance with the Provisions in that Behalf of "*The Lands Clauses Consolidation Act, 1845,*" for any 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 in accordance with the Provisions in that Behalf of "*The Railways Clauses Consolidation Act, 1845,*" 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 last-mentioned Act, or "*The Great Northern Railway (No. 1.) Act, 1864.*"

[Amended] Where

*The Great Northern Railway (Barnet Branch Abandonment)
Act, 1866.*

5. 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 any Portions of the Railway or Works authorized to be abandoned by this Act, and which shall not be required for the Purposes of any of the Works by this Act authorized, 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," for determining the Amount and Application of Compensation paid for Lands taken under the Provisions thereof.

Compensation to be made in respect of Portion of Works abandoned.

6. The Company shall not, out of any Money which they are authorized to raise, pay, or deposit any Sum which, by any Standing Order of either House of Parliament now or hereafter in force, may be required to be deposited in respect to any Application to Parliament for the Purpose of obtaining an Act authorizing the Company to construct any other Railway, or to execute any other Work or Undertaking.

Deposits for future Bill not to be paid out of Capital of Company.

7. Nothing herein contained shall be deemed or construed to exempt the Railways of the Company or the Company from the Provisions of any General Act relating to Railways, or to the better and 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 and Alteration, under the Authority of Parliament, of the maximum Rates of Fares and Charges or of the Rates for small Parcels authorized to be taken by the Company.

Railways not exempt from Provisions of present and future General Acts.

8. All Costs, Charges, and Expenses of and incident to the preparing for, obtaining, and passing of this Act, or otherwise in relation thereto, shall be paid by the Company.

Expenses of Act.

LONDON :

Printed by GEORGE EDWARD EYRE and WILLIAM SPOTTISWOODE,
Printers to the Queen's most Excellent Majesty. 1866.

Journal

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