



## CHAPTER xv.

An Act for the Abandonment of the Railway authorised by the Wednesfield and Wyrley Bank Railway Act, 1875. A.D. 1880.  
[29th June 1880.]

**W**HEREAS by the Wednesfield and Wyrley Bank Railway Act, 1875, (herein-after called "the Act of 1875,") the "Wednesfield and Wyrley Bank Railway Company" (herein-after called "the Company") were incorporated with a share capital of £60,000 and with power to borrow on mortgage £20,000, and were authorised to make and maintain the "Wednesfield and Wyrley Bank Railway": 38 & 39 Vict.  
c. cxliii.

And whereas none of the capital authorised by the said Act has been raised, and it has been found impossible to obtain funds sufficient for the making of the railway, and none of the powers of the said Act in relation to the making of the railway have been exercised, and it is expedient that the railway should be abandoned and the affairs of the Company wound up, and the Company dissolved:

And whereas the objects 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 Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows; (that is to say,)

1. This Act may for all purposes be cited as the *Wednesfield and Wyrley Bank Railway (Abandonment) Act, 1880.* Short title.

2. In this Act the expression "the railway" means the undertaking authorised by the *Wednesfield and Wyrley Bank Railway Act, 1875.* Interpreta-  
tion of terms.

3. The Company may and shall abandon the making of the railway, and on and after the passing of this Act the Company shall, except only as is by this Act otherwise expressly provided, be absolutely

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A.D. 1880. freed from all obligation with respect to the making and maintaining of the railway.

Compensation for damage to land by entry.

4. The abandonment of the railway by the Company under the authority of this Act shall not prejudice or affect the right of the owner or occupier of any land to receive compensation 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 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 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 Railways Clauses Consolidation Act, 1845, or the Act of 1875.

8 & 9 Vict. c. 20.

Compensation for non-completion of purchase.

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 the railway or any portion thereof, the Company shall be released from all liability to purchase or to complete the purchase of any such land, but, notwithstanding, full compensation shall be made by the Company to the owners and occupiers or other persons interested in such land 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, as amended by any subsequent Act, for determining the amount and application of compensation paid for lands taken under the provisions thereof.

8 & 9 Vict. c. 18.

Provision for release of deposit.

6. Subject to the provisions of section 36 of the Act of 1875 with respect to the compensation of landowners or other persons injured and to the protection of creditors, the Chancery Division of the High Court of Justice may and shall at any time after the passing of this Act, on application by the persons named in the warrant or order mentioned in the 35th section of the Act of 1875 or the survivor of them, by petition in a summary way, order that the sum of three thousand two hundred and fifty-six pounds eight shillings and tenpence three pounds per centum consolidated bank annuities mentioned in that section, and the interest or dividends thereof, shall be transferred or paid to the persons or person so applying or to any other person or persons whom they or he may appoint in that behalf, and upon such order being made the said sum of annuities,

and any interest or dividends thereon, shall be transferred or paid to such persons or person accordingly. A.D. 1880.

7. Forthwith after the passing of this Act the Company shall proceed to wind up their affairs, and shall pay, satisfy, and discharge all their debts, liabilities, and engagements. Provision for winding up affairs of Company.

8. When all the debts, liabilities, and engagements of the Company are paid, satisfied, and discharged, and the affairs of the Company are wound up, the Company shall be by this Act dissolved and shall thenceforth wholly cease to exist, and thereupon the said Act of 1875 shall be repealed. Dissolution of Company.

9. All costs, charges, and expenses of and incident to the applying for, obtaining, and passing of this Act, or otherwise in relation thereto, shall be paid by the Company. Expenses of Act.

