



CHAPTER cliii.

An Act for the Abandonment of the Burry Port and North Western Junction Railway. [12th August 1889.] A.D. 1889.

WHEREAS by the Burry Port and North Western Junction Railway Act 1876 (in this Act called "the Act of 1876") the Burry Port and North Western Junction Railway Company (in this Act referred to as "the Company") was incorporated for making a railway from the Burry Port and Gwendreath Valley Railway to the line of the Central Wales and Carmarthen Junction Railway Company and was authorised to raise capital for that purpose:

And whereas by the Burry Port and North Western Junction Railway Amendment Act 1881 (in this Act called "the Act of 1881") the powers of the Company for the compulsory purchase of land for the purpose of their said railway were revived and extended and the time limited by the Act of 1876 for the completion thereof was also extended and the Company was authorised to make another railway from their said railway to the authorised railway of the Llanelly and Mynydd Mawr Railway Company and to raise further capital for that purpose:

And whereas by the Burry Port and North Western Junction Railway Amendment Act 1884 the powers of the Company for the compulsory purchase of land for the purposes of the railway authorised by the Act of 1876 were further revived and extended and their powers for the compulsory purchase of land for the purposes of the railway authorised by the Act of 1881 were extended and the times limited by those Acts for the completion of those railways were also extended:

And whereas by the Burry Port and North Western Junction Railway Amendment Act 1887 the times limited for the compulsory

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And whereas a small part only of the capital of the Company has been raised and none of the powers of the recited Acts with respect to the purchase of land and the making of the said railways has been exercised and it is expedient that the said railways 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) :—

Short title. 1. This Act may be cited as the *Burry Port and North Western Junction Railway (Abandonment) Act 1889.*

Abandonment of railways. 2. The Company shall abandon the making of the railways authorised by the Act of 1876 and the Act of 1881 and on and after the passing of this Act the Company shall except only as is by this Act otherwise expressly provided be absolutely freed and discharged from all obligations with respect to the making and maintaining of the said railways.

Compensation for damage to land by entry &c. for purposes of railways abandoned. 3. The abandonment of the said railways 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 lines of the said railways and shall not prejudice or affect the right of the owner or occupier of any land which has been temporarily occupied by the Company for the purposes of the said railways to receive compensation for such temporary occupation or for any loss damage or injury which has been sustained by such owner or occupier by reason thereof or of the exercise as regards such land for the purposes of the said railways of any of the powers contained in the *Railways Clauses Consolidation Act 1845* or the recited Acts.

Compensation to be made in respect of railways abandoned. 4. Where before the passing of this Act any contract has been entered into or notice given by the Company for the purchasing of any land for the purposes of or in relation to the said railways or

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

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5. Subject to the provisions of section 33 of the Act of 1876 and of section 15 of the Act of 1881 with respect to compensation to landowners and other persons injured and for 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 the respective application of the person or persons or the majority of the persons named in the respective warrants or orders mentioned in section 32 of the Act of 1876 and in section 14 of the Act of 1881 or the survivors or survivor of such persons respectively or the respective executors or administrators of such respective survivor order that the respective sums of four thousand pounds Three pounds per centum Consolidated Bank Annuities mentioned in the said section 32 of the Act of 1876 and one thousand two hundred and thirteen pounds five shillings mentioned in the said section 14 of the Act of 1881 or the respective sums of four thousand pounds Two and three-quarters per centum Consolidated Stock and one thousand one hundred and eighty-two pounds four shillings and four pence like stock now representing the said sums and the dividends or interest thereon respectively may be paid or transferred to the respective person or persons so applying or to any other person or persons whom they or he respectively may appoint in that behalf and upon such respective order being made the said sum of four thousand pounds Two and three-quarters per centum Consolidated Stock or of one thousand one hundred and eighty-two pounds four shillings and four pence like stock (as the case may be) and the dividends or interest thereon respectively shall be paid or transferred to such respective person or persons accordingly.

Release of
deposits.

6. Forthwith after the passing of this Act the Company shall proceed to wind up its affairs and shall pay satisfy and discharge all its debts liabilities and engagements.

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wind up
their affairs.

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Dissolution
of Company.

7. When all the debts liabilities and engagements of the Company are paid satisfied or 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 the recited Acts shall be by this Act repealed.

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