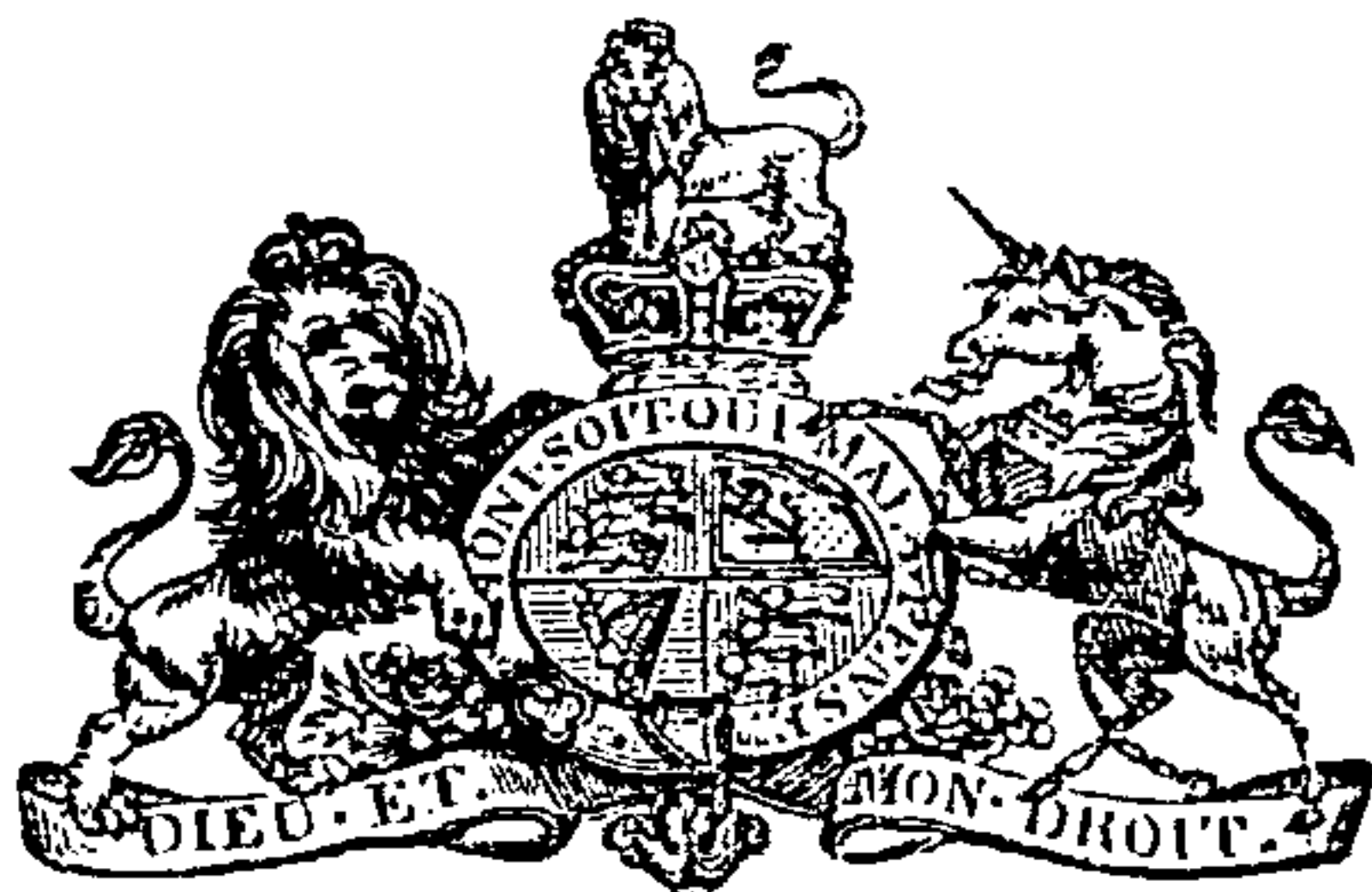


[56 & 57 VICT.]

*North West Central Railway* [Ch. lxxxviii.]  
(Abandonment) Act, 1893.



CHAPTER lxxxviii.

An Act for the abandonment of the North West Central Railway. A.D. 1893.  
[29th June 1893.]

WHEREAS by the North West Central Railway Act 1890 (in this Act called "the Act of 1890") the North West Central Railway Company (in this Act called "the Company") were incorporated and empowered to make and maintain the railways and works (herein-after called "the railway") in that Act described :

And whereas none of the powers of the Act of 1890 with respect to the purchase of land the making of the railway or the raising of capital have been exercised and it is expedient that the railway be abandoned and the affairs of the Company wound up and the Company dissolved :

And whereas the purposes of this Act 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 :—

1. This Act may be cited as the North West Central Railway (Abandonment) Act 1893. Short title.

2. The Company may and shall abandon the construction of the railway. Abandonment of railway.

3. The abandonment by the Company under the authority of this Act of the railway 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 of the line of railway and shall not prejudice or affect the right of the owner or occupier of any land which has been temporarily occupied by the Company Compensation for damage to land by entry &c. for purposes of railway abandoned.

[Ch. lxxxviii.] *North West Central Railway* [56 & 57 VICT.]  
(*Abandonment*) Act, 1893.

A.D. 1893. — 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 of any of the powers contained in the Railways Clauses Consolidation Act 1845 or in the Act of 1890.

Compensation to be made in respect of railway 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 railway or any portions 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.

Repayment of deposit fund.

5. Subject to the provisions of this Act and of section 59 of the Act of 1890 with respect to compensation to landowners or other persons injured and protection of creditors the High Court may at any time after the passing of this Act on application by or on behalf of the depositors referred to in section 58 of the Act of 1890 or the survivors or survivor of them or the executors or administrators of such survivor or by any person entitled to the deposit fund order that the sum of eighty-six thousand three hundred and seventy-six pounds two and three quarters per centum consolidated stock the deposit fund mentioned in the Act of 1890 be paid or transferred to the depositors or other person or persons entitled thereto or to any other person or persons whom they or he may appoint in that behalf and upon such order being made the deposit fund and the interest or dividends thereon shall be transferred and paid to the said depositors or to such person or persons accordingly.

Provision for winding up affairs of Company.

6. 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 and for the purposes of this Act and of section 59 of the Act of 1890 the Company shall be deemed to be ordered to be wound up within the meaning of that section.

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

[56 & 57 VICT.]    *North West Central Railway* [Ch. lxxxviii.]  
(Abandonment) Act, 1893.

wound up the Company shall be by this Act dissolved and shall A.D. 1893.  
thenceforth wholly cease to exist and the Act of 1890 shall be by —  
this Act repealed.

8. All costs charges and expenses preliminary to and of and Costs of Act.  
incident to the preparing applying for obtaining and passing of this  
Act or otherwise in relation thereto shall be paid by the Company.

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