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STATUTORY INSTRUMENTS

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**1991 No. 2194**

**The Kirklees Light Railway Order 1991**

**Incorporation of Acts**

**3.**—(1) Subject to the provisions of this Order, the Railways Clauses Consolidation Act 1845<sup>(1)</sup> (except sections 8, 11 to 15, 17 and 46 to 62) is hereby incorporated with this Order.

(2) In the construction of the provisions of the Railways Clauses Consolidation Act 1845 as incorporated with this Order:—

- (a) sections 7, 9, 10 and 162 shall be read, construed and have effect as if the “proper officer of the Council of the Borough of Kirklees” had been referred to therein instead of the “Clerk of the Peace”;
- (b) sections 78 and 85 shall have effect as originally enacted and not as amended for certain purposes by section 15 of the Mines (Working Facilities and Support) Act 1923<sup>(2)</sup>.

(3) Subject to the provisions of this Order, such of the enactments set out in the Second Schedule to the principal Act as are still in force except section 22 of the Regulation of Railways Act 1868<sup>(3)</sup> (means of communication between passengers and the Company’s servants to be provided) and sections 1 (power to order certain provisions to be made concerning public safety) and 5 (penalty for avoiding payment of fare) of the Regulation of Railways Act 1889<sup>(4)</sup> shall not apply to the Company’s railway.

(4) In its application to the Company’s railway the said section 22 of the Regulation of Railways Act 1868 shall be read, construed and have effect as if the words “and travels more than 20 miles without stopping” were omitted therefrom.

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(1) 1845 c. 20.  
(2) 1923 c. 20.  
(3) 1868 c. 119.  
(4) 1889 c. 57.