



## CHAPTER clxx.

An Act for the abandonment of the Market Deeping Railway. A.D. 1883.  
[2nd August 1883.]

WHEREAS by the Market Deeping Railway Act 1878, the Market Deeping Railway Company were incorporated and authorised to make a Railway from the Great Northern Railway to Market Deeping :

And whereas various efforts have been made to procure sufficient capital to make the Railway, but only a small portion of the capital authorised by the said Act of 1878 has been subscribed, and the funds of the Company are wholly insufficient for the making of the Railway, 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 Market Deeping Railway (Abandonment) Act 1883. Short title.

2. In this Act the expression "the Act of 1878" means the Market Deeping Railway Act 1878 ; the expression "the Company" means the Market Deeping Railway Company incorporated by the Act of 1878 ; and the expression "the Railway" means the Railway authorised by the Act of 1878. Interpretation.

3. The Company 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 freed Railway to be abandoned.

A.D. 1883. from all obligations with respect to the making and maintaining of the Railway.

Compensation for damage to land by entry, &c., for purposes of Railway abandoned.

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 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, 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 the Act of 1878.

Compensation to be made in respect of Railway abandoned.

5. 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 portion 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 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.

Providing for release of deposit.

6. Subject to the provisions of section 34 of the Act of 1878, with respect to compensation to landowners and other persons injured and to protection of creditors, the High Court of Justice (Chancery Division) 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 thirty-third section of the Act of 1878, or the survivors or survivor of them by petition in a summary way order that the sum of six hundred and six pounds eleven shillings and nine pence consolidated three per cent. annuities, mentioned in the said thirty-third section of the Act of 1878, together with any dividends due and payable thereon, may be transferred and paid to the person or persons so applying, or to any other person or persons whom they or he may appoint in that behalf, and upon such order being made,

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the said sum of consolidated three per cent. annuities and the dividends thereon shall be transferred and paid to such person or persons accordingly.

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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 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 Act of 1878 shall be by this Act 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.

