



## CHAPTER clxxiv.

An Act for the abandonment of the Lincoln Horncastle Spilsby and Skegness Railway. [28th July 1891.] A.D. 1891.

WHEREAS by the Lincoln Horncastle Spilsby and Skegness Railway Act 1887 (in this Act called "the Act of 1887") the Lincoln Horncastle Spilsby and Skegness Railway Company (in this Act called "the Company") were incorporated and authorised to make certain railways in Lincolnshire from the Great Northern and Horncastle and Kirkstead Junction Railways near Kirkstead to the Great Northern (Boston and Grimsby) Railway near Firsby:

And whereas the powers granted by the Act of 1887 for the compulsory purchase of land have expired without being exercised and no part of the capital of the Company has been created issued or paid up 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 (that is to say):—

1. This Act may be cited as the Lincoln Horncastle Spilsby and Skegness Railway (Abandonment) Act 1891. Short title.

2. The Company shall abandon the construction of the railways authorised by the Act of 1887 (in this Act called "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 the line of railway Compensation for damage to land by entry &c. for purposes of railway abandoned.

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A.D. 1891. — 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 1887 :

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 purchase 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 the manner provided by the Lands Clauses Consolidation Act 1845 as amended by any subsequent Act for determining the amount and application of compensation to be paid for lands taken under the provisions thereof.

Release of deposit.

5. Subject to the provisions of this Act and of section thirty-four of the Act of 1887 with respect to compensation to landowners and other persons injured and for the protection of creditors the High Court may and shall at any time after the passing of this Act on application by or on behalf of the depositors mentioned or referred to in section thirty-three of the Act of 1887 order the sum of seven thousand four hundred and sixteen pounds eight shillings and ninepence Three pounds per centum Consolidated Bank Annuities being the deposit fund mentioned in the said section thirty-three which under the provisions of the National Debt (Conversion) Act 1888 has been converted into seven thousand four hundred and sixteen pounds eight shillings and ninepence Two and three-quarters per centum Consolidated Stock and the interest or dividends thereon to be paid or transferred to the depositors or their assigns or to such person or persons as they may appoint in that behalf and upon such order being made the said sum of seven thousand four hundred and sixteen pounds eight shillings and ninepence Two and three-quarters per centum Consolidated Stock and the interest or dividends thereon shall be paid or transferred accordingly.

Company to wind up their affairs.

6. Forthwith after the passing of this Act the Company shall proceed to wind up their affairs and shall pay satisfy and discharge



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all their debts liabilities and engagements and for the purposes of this Act the Company shall be deemed to have been ordered to be wound up within the meaning of section thirty-four of the Act of 1887. A.D. 1891.

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 Act of 1887 shall be by this Act repealed and the agreement set forth in the schedule to that Act shall be null and void. Dissolution of Company.

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

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