



Regulation of Railways Act 1868

1868 CHAPTER 119 31 and 32 Vict

V.—Light Railways

28 Conditions and regulations for light railways.

A light railway shall be constructed and worked subject to such conditions and regulations as the Board of Trade may from time to time impose or make: Provided, that (1) the regulations respecting the weight of locomotive engines, carriages, and vehicles to be used on such railway shall not authorize a greater weight than eight tons to be brought upon the rails by any one pair of wheels; (2) the regulations respecting the speed of trains shall not authorize a rate of speed exceeding at any time twenty-five miles an hour.

If the company or any person fails to comply with or acts in contravention of such conditions and regulations, or directs any one so to fail or act, such company and person shall respectively be liable to a penalty for each offence not exceeding [^{F1}£50], and to a like penalty for every day during which the offence continues; and every such person, on conviction on indictment for any offence relating to the weight of engines, carriages, or vehicles, or the speed of trains, shall be also liable to imprisonment, with or without hard labour, for any term not exceeding two years.

Textual Amendments

- F1** “£50” substituted for “twenty pounds”, but not so as to affect the penalty for each day during which the offence continues, by virtue of (E.W.) [Criminal Law Act 1977 \(c. 45\), s. 31\(5\)\(a\)\(6\)\(b\)\(8\)\(9\)](#) and (S.) [Criminal Procedure \(Scotland\) Act 1975 \(c. 21\), s. 289C\(4\)\(a\)\(5\)\(b\)\(7\)\(8\)](#)

Modifications etc. (not altering text)

- C1** [s. 28](#) excluded (14.5.1994) by [S.I. 1994/1331](#), [art. 3\(3\)](#)

Changes to legislation:

There are currently no known outstanding effects for the Regulation of Railways Act 1868, Section 28.