



ANNO VICESIMO & VICESIMO PRIMO

# VICTORIÆ REGINÆ.

\*\*\*\*\*

## *Cap. xxiv.*

An Act to extend the Time for the compulsory Purchase of Lands for Parts of the *Exeter and Exmouth* Railway. [3d July 1857.]

**W**HEREAS an Act was passed in the Session of Parliament held in the Eighteenth and Nineteenth Years of the Reign of Her present Majesty, called "The *Exeter and Exmouth* Railway Act, 1855," whereby the *Exeter and Exmouth* Railway Company were incorporated and authorized to make a Main Line of Railway from the *South Devon* Railway in the Parish of *Exminster* to near the Town of *Exmouth*, and also a Branch Railway from the *South Devon* Railway, in the Parish of *Alphington* to the Basin of the *Exeter* Canal in the Parish of *Saint Thomas-the-Apostle* in the County of *Devon*, and the Period for exercising the Powers for the compulsory Purchase of Lands for the Purposes of such Railway was limited to Two Years from the passing of the said Act: And whereas the said Company have proceeded to put the Powers of the said Act into execution, and have purchased or contracted to purchase the greater Portion of the Lands required for the Purposes of the said

[*Local.*] 4 C Railways,

18 & 19 Vict. c. cxxii.



*The Exeter and Exmouth Railway (Extension of Time) Act, 1857.*

Railways, and have commenced the Construction of the said Main Line; and it is expedient that the Period for exercising the Powers for the compulsory Purchase of Lands should be extended, so far as relates to Lands required for the Purposes of the Main Line, in the Parishes of *Exminster* and *Topsham*, and for the Branch in the Parishes of *Alphington* and *Saint Thomas-the-Apostle*: And whereas the Object 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 of the Commons, in this present Parliament assembled, and by the Authority of the same, as follows:

Time for compulsory Purchase of Lands extended.

I. The Period limited by the "*Exeter and Exmouth Railway Act, 1855*," for the compulsory Purchase of Lands and Houses shall, as regards Lands and Houses required for the Purposes of the said Main Line in the Parishes of *Exminster* and *Topsham* respectively in the County of *Devon*, and also as regards Lands and Houses required for the Purposes of the said Branch Railway in the Parishes of *Alphington* and *Saint Thomas-the-Apostle* respectively in the same County, be and the same is hereby extended for the Period of One Year from the passing of this Act.

Parties aggrieved by Extension of Time may have Compensation for additional Damage.

II. The Justices, Arbitrators, Umpires, or Juries respectively (as the Case may be) who shall award or assess the Compensation to be made by the *Exeter and Exmouth Railway Company* to the Owners or Occupiers of or other Persons interested in any of the Lands or Houses for the Purchase of which the Period is by this Act extended, and which shall be taken or used for the Purposes of the said Main Line, in the Parishes of *Exminster* and *Topsham*, or either of them, or for the Purposes of the said Branch in the Parishes of *Alphington* and *Saint Thomas-the-Apostle*, or either of them, or which may be injuriously affected by the Construction thereof, shall, in estimating the Amount of such Compensation, have regard to and make Compensation for the additional Damage (if any) sustained by such Owners, Occupiers, or other Persons by reason of the Extension of Time hereby authorized as aforesaid.

Existing Contracts and Notices to take Lands not to be affected.

III. The Extension of Time by this Act authorized shall not prejudice or affect any Contract or Agreement entered into or any Notice given by the *Exeter and Exmouth Railway Company* before the passing of this Act for purchasing, taking, or using any Lands for the Purposes of either the Main Line or the Branch authorized by the recited Act.

IV. Pro-



The Exeter and Exmouth Railway (Extension of Time) Act, 1857.

IV. Provided always, That notwithstanding anything in this or the recited Act contained, the *Exeter and Exmouth* Railway Company shall complete and open for public Traffic that Portion of the Main Line which is authorized to be made between *Exminster* and *Topsham* before, or simultaneously with, the Completion and Opening for public Traffic of the Portion of the Main Line which is authorized to be made between *Exmouth* and *Topsham*.

Line between Exminster and Topsham to be opened as soon as that between Exmouth and Topsham.

V. It shall not be lawful for the *Exeter and Exmouth* Railway Company, out of any Money by any Act or Acts relating to the Company authorized to be raised for the Purposes of any such Act or Acts, to pay or deposit any Sum of Money which, by any Standing Order of either House of Parliament now in force or hereafter to be in force, may be required to be deposited in respect of any Application to Parliament for the Purpose of obtaining an Act authorizing the Company to construct any other Railway or execute any other Work or Undertaking.

Deposit for future Bills not to be paid out of Company's Capital.

VI. Nothing in this Act contained shall be deemed or construed to exempt the *Exeter and Exmouth* Railway Company from the Provisions of any General Act relating to Railways, or to the better or more impartial Audit of the Accounts of Railway Companies, now in force or which may hereafter pass during the present or any future Session of Parliament, or from any future Revision and Alteration, under the Authority of Parliament, of the maximum Rates of Fares and Charges authorized by the recited Act.

Railway not exempt from Provisions of present and future General Railway Acts.

VII. The Costs, Charges, and Expenses of and attending the passing of this Act or incident thereto shall be paid by the Company.

Expenses of Act.

VIII. In citing this Act for any Purpose, it shall be sufficient to use the Expression "The *Exeter and Exmouth* Railway (Extension of Time) Act, 1857."

Short Title.

---

LONDON :

Printed by GEORGE EDWARD EYRE and WILLIAM SPOTTISWOODE,  
Printers to the Queen's most Excellent Majesty. 1857.

