



## CHAPTER lxxv.

An Act for the abandonment of the Sandbach and Winsford Junction Railway. A.D. 1875  
[14th June 1875.]

**W**HEREAS by the Sandbach and Winsford Junction Railway Act, 1872, (in this Act called "the Act of 1872,") the Sandbach and Winsford Junction Railway Company (in this Act called "the Company") were incorporated with a share capital of one hundred and fourteen thousand pounds, and power to borrow not exceeding thirty-eight thousand pounds, and were authorised to make and maintain the Sandbach and Winsford Junction Railway (in this Act called "the railway"), commencing by a junction with the Harecastle and Sandbach branch of the North Staffordshire Railway, and terminating by a junction with the Winsford Branch Railway of the Cheshire Lines Committee in the county of Chester: 35 & 36 Vict.  
c. lxxvi.

And whereas no part of the capital authorised by the Act of 1872 has been raised, and none of the powers of that Act in relation to the making of the railway have been exercised, and the Company are unable to raise the funds required for the making of the railway; and it is expedient that the same 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 Sandbach and Winsford Junction Railway Abandonment Act, 1875." Short title.

2. The Company may and shall abandon the making of the railway, and on and after the passing of this Act the Company shall, Making of  
Sandbach  
and Winsford  
[Local.-65.] 1



A.D. 1875.

Junction  
Railway to  
be aban-  
doned.

Compensa-  
tion for  
damage to  
land by  
entry, &c.  
for purposes  
of railway  
abandoned.

except only as is by this Act otherwise expressly provided, be absolutely freed from all obligation with respect to the making and maintaining of the 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 of the line of railway, and shall not prejudice or affect the right of the owner or occupier of any land which may have been temporarily occupied by the Company to receive compensation for such temporary occupation, or for any loss, damage, or injury which may have 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 1872.

Compensa-  
tion to be  
made in re-  
spect of  
railway  
abandoned.

4. Where before the passing of this Act any contract may have 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 with  
the Court of  
Chancery.

5. Subject to the provisions of section 35 of the Act of 1872, the Court of Chancery may and shall at any time after the passing of this Act, on application by the persons, or the majority of the persons, named in the warrant or order mentioned in the thirty-fourth section of the Act of 1872, or the survivors or survivor of them, by petition in a summary way, order that the five thousand nine hundred and seventy-two pounds twelve shillings and fourpence three pounds per centum consolidated Bank annuities, in which the sum of five thousand five hundred and sixty-two pounds mentioned in the said thirty-fourth section of the Act of 1872 has been invested, and the interest or dividends thereon, may be paid or transferred 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 the said Bank annuities, and the interest or dividends thereon, shall be paid or transferred to such person or persons accordingly. A.D. 1875.

6. 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.

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. Dissolution of Company.

8. 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.

