



Commissioners Clauses Act 1847

1847 CHAPTER 16 10 and 11 Vict

Recovery of damages and penalties

104 Railways Clauses Consolidation Acts 1845, as to damages, &c. to be incorporated with this and the special Act.

If the undertaking be situate in England or Ireland, the clauses of the ^{M1}Railways Clauses Consolidation Act 1845, with respect to the recovery of damages not specially provided for, and of penalties, and to the determination of any other matter referred to justices, shall be incorporated with this and the special Act; and if the undertaking be situate in Scotland, the clauses of the ^{M2}Railways Clauses Consolidation Act (Scotland), 1845, with respect to the recovery of damages not specially provided for, and to the determination of any other matter referred to the sheriff or to justices, shall be incorporated with this and the special Act; and such clauses shall apply to the undertaking and to the commissioners respectively, and shall be construed as if the word “commissioners” had been inserted therein instead of the word “company.”

Modifications etc. (not altering text)

- C1** S. 104 incorporated (18.6.2001) by [S.I. 2001/2184, art. 2](#)
S. 104 incorporated (18.6.2001) by [S.I. 2001/2185, art. 2](#)
- C2** S. 104 incorporated (with modifications) (E.W.S.) (29.12.2007) by [Maryport Harbour Revision Order 2007 \(S.I. 2007/3463\)](#), arts. 1(1), **3(3)**, 3(4) (with arts. 78, 80, 81)
- C3** S. 104 incorporated (1.6.2009) by [Berwick Upon Tweed Harbour Revision \(Constitution\) Order 2009 \(S.I. 2009/1231\)](#), arts. 1(1), **2**
- C4** S. 104 incorporated (E.W.S.) (21.5.2010) by [The Newlyn Pier and Harbour Revision \(Constitution\) Order 2010 \(S.I. 2010/1462\)](#), arts. 1(1), **3**

Marginal Citations

- M1** 1845 c. 20.
M2 1845 c. 33.

Changes to legislation:

There are currently no known outstanding effects for the Commissioners Clauses Act 1847, Section 104.