



# Railways Clauses Consolidation Act 1845

## 1845 CHAPTER 20 8 and 9 Vict

### *Construction of railway*

#### **6 The construction of the railway to be subject to the provisions of this Act and the Lands Clauses Consolidation Act.**

In exercising the power given to the company by the special Act to construct the railway, and to take lands for that purpose, the company shall be subject to the provisions and restrictions contained in this Act and in the said Lands Clauses Consolidation Act; and the company shall make to the owners and occupiers of and all other parties interested in any lands taken or used for the purposes of the railway, or injuriously affected by the construction thereof, full compensation for the value of the lands so taken or used, and for all damages sustained by such owners, occupiers, and other parties, by reason of the exercise, as regards such lands, of the powers by this or the special Act, or any Act incorporated therewith, vested in the company; and, except where otherwise provided by this or the special Act, the amount of such compensation shall be ascertained and determined [<sup>F1</sup>in the manner provided by the said Lands Clauses Consolidation Act for determining questions of compensation with regard to lands purchased or taken under the provisions thereof; and all the provisions of the said last-mentioned Act shall be applicable to determining the amount of any such compensation, and to enforcing the payment or other satisfaction thereof][<sup>F1</sup>by the [<sup>F2</sup>Upper Tribunal]].

#### **Textual Amendments**

- F1** Words “by The Lands Tribunal” substituted in s. 6 as incorporated for words from “in the manner” onwards by [Compulsory Purchase Act 1965 \(c. 56\), s. 39\(3\), Sch. 7](#)
- F2** Words in s. 6 substituted (1.6.2009) by [The Transfer of Tribunal Functions \(Lands Tribunal and Miscellaneous Amendments\) Order 2009 \(S.I. 2009/1307\), art. 1, Sch. 1 para. 2](#) (with Sch. 5)

#### **Modifications etc. (not altering text)**

- C1** S. 6 incorporated (with modifications) (9.10.1997) by [S.I. 1997/2534, art. 3\(1\)\(3\)](#)
- C2** S. 6 modified (23.2.2017) by [High Speed Rail \(London - West Midlands\) Act 2017 \(c. 7\), ss. 22\(10\)\(b\), 70\(1\)](#)

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**Changes to legislation:** There are currently no known outstanding effects for the Railways Clauses Consolidation Act 1845, Section 6. (See end of Document for details)

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- C3** S. 6 modified (23.2.2017) by High Speed Rail (London - West Midlands) Act 2017 (c. 7), **ss. 50(14)(b)**, 70(1)
- C4** S. 6 incorporated (with modifications) (23.2.2017) by High Speed Rail (London - West Midlands) Act 2017 (c. 7), s. 70(1), **Sch. 29 para. 4**
- C5** S. 6 modified (11.2.2021) by High Speed Rail (West Midlands - Crewe) Act 2021 (c. 2), **ss. 47(8)(b)**, 64(1)
- C6** S. 6 incorporated (with modifications) (11.2.2021) by High Speed Rail (West Midlands - Crewe) Act 2021 (c. 2), s. 64(1), **Sch. 28 para. 4**

**Changes to legislation:**

There are currently no known outstanding effects for the Railways Clauses Consolidation Act 1845, Section 6.