

TRANSPORTATION

Appeal from Canadian Transportation Agency decision finding appellant responsible for constructing, maintaining crossing pursuant to *Canada Transportation Act*, s. 102—S. 102 applying only when railway line dividing owner's land and owner having property on both sides of line—S. 102 not applicable in case at bar—Appeal allowed—*Canada Transportation Act*, S.C. 1996, c. 10, s. 102.

CANADIAN PACIFIC RAILWAY CO. v. CANADA (TRANSPORTATION AGENCY) (A-682-04, 2005 FCA 400, Rothstein J.A., judgment dated 5/12/05, 12 pp.)