

VICTORIAN COAL-  
MINING COMPANY'S  
EXTENSION.

An Act to extend the provisions of the "Victorian Coal-mining Company's Act of 1884." [27th April, 1888.]

Preamble.

WHEREAS an Act was passed on the twenty-ninth day of August, one thousand eight hundred and eighty-four, in the forty-eighth year of the reign of Her Majesty Queen Victoria, intituled "*An Act to authorize the construction and maintenance of a line of railway from land at Mount Kembla to the sea coast at Port Kembla near Red Point near Wollongong,*" and Thomas Saywell, of Sydney, merchant, his heirs and assigns trading as the Victorian Coal-mining Company were thereby authorized to make, construct, and maintain a railway from lands belonging to the said Company through the lands and in the direction described in the First Schedule to the said Act. And whereas it was provided by the First Section of the said Act that the said railway should be constructed and brought into use within the term of three years from the passing of the said Act, and that in default thereof, or if after its completion, the said railway should cease to be used for three years continuously, all the said lands and all the Company's interest and estate therein should revert without any conveyance to the original owners thereof, their heirs and assigns. And whereas it has been found inexpedient and impracticable for the said Company to construct and bring into use the said railway within the said period of three years. And whereas the said period of three years has now expired, and it is desirable to continue the provisions of the said Act. Be it therefore enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

Extension of  
authority to construct  
railway.

1. The provisions of the "Victorian Coal-mining Company's Act of 1884," empowering the said Company to make and construct a railway from lands belonging to the said Company through the lands mentioned in the First Section of the said Act, and more particularly described in the First Schedule thereto shall be and are hereby extended, and shall continue and remain in force subject to the proviso in the Second Section herein contained.

Lands to become and  
continue vested in  
the Company.

2. The lands vested by the said Act in the said Company, and all the said Company's interest and estate therein shall, notwithstanding that the said railway has not been constructed and brought into use within the period in the said Act limited become and continue to be vested in the said Company, subject to the provisions of the said Act; provided that the said railway shall be constructed and brought into use within the period of three years from the passing of this Act, and that in default thereof, or if after its completion the said railway shall cease to be used continuously for three years the said lands and all the said Company's interest and estate therein shall revert without any conveyance to the original owners thereof, their heirs and assigns.

Railway to be com-  
pleted and brought  
into use within three  
years.

Short title.

3. This Act may be cited as the "Victorian Coal-mining Company's Extension Act of 1888."