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## ELIZABETHAE II REGINAE

A.D. 1958.

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### No. 9 of 1958.

An Act to provide for the alteration of the terminus at Kingston of the railway between Kingston and Naracoorte, and for other purposes.

[Assented to 16th October, 1958.]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows :

1. This Act may be cited as the "Kingston and Naracoorte Railway Alteration Act, 1958". Short title.
2. This Act is incorporated with the South Eastern Railway Act, 1871, and with the South Australian Railways Commissioner's Act, 1936-1957. Incorporation.
3. In this Act—
  - "the commissioner" means the South Australian Railways Commissioner ; Interpretation.
  - "the plan" means the plan deposited in the office of the Surveyor-General at Adelaide, signed "R. J. Bridgland, Chief Engineer for Railways", and dated the 21st day of July, one thousand nine hundred and fifty eight ;
  - "the railway" means the railway between Kingston and a point at Naracoorte where the railway joins the Wolseley and Mount Gambier railway.

Authority to alter terminus and route at Kingston.

4. The commissioner, when broadening the gauge of the railway may alter the position of the terminus of the railway at Kingston and the route of the railway in the manner shown on the plan and for that purpose, and for the purpose of working and maintaining the railway as altered pursuant to this Act may construct and maintain a new station and all other necessary works and conveniences connected with or for the purpose of the railway.

Effect of alteration.

5. When the railway is altered as mentioned in section 4 of this Act, the railway with the alteration of the route and of the terminus as shown on the plan (including the limits of deviation shown thereon) shall be deemed to be the railway authorized by the South Eastern Railways Act, 1871, and this Act.

Power to discontinue part of railway and dispose of materials thereof.

6. When the railway is altered as mentioned in section 4 of this Act, and for the purpose of carrying out the alterations authorized by this Act, the commissioner may—

- (a) discontinue the working of the railway from a point at or near the point shown on the plan entitled "Enlargement showing existing terminus" and marked "A" to the point at or near the point shown on the plan and marked "B"; and
- (b) take up and remove or otherwise dispose of the part of the railway, the working of which is so discontinued or is to be discontinued; and
- (c) use any materials so taken up as he deems expedient, or sell or otherwise dispose of such materials, or any of them, as he deems proper.

Application of South Australian Railways Commissioner's Act, 1936-1957.

7. The provisions of Part IV of the South Australian Railways Commissioner's Act, 1936-1957, with the exception of section 55 thereof, shall apply in relation to the alterations of the railway mentioned in section 4 of this Act as if such alterations were the construction of a line of railway.

Financial provision.

8. The money required by the Commissioner for the purpose of making the alterations to the railway authorized by this Act shall be paid out of money provided by Parliament for the purpose.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

R. A. GEORGE, Governor.