



ANNO TRICESIMO SEPTIMO ET TRICESIMO OCTAVO

VICTORIÆ REGINÆ.

A.D. 1874.

No. 13.

An Act to provide for the Extension of the City and Port Railway, from the Port Adelaide Railway Station to the Semaphore Beach, LeFevre's Peninsula.

[Assented to 6th November, 1874.]

WHEREAS it is desirable to extend the City and Port Railway, Preamble.
from the Port Adelaide Railway Station to the Semaphore Beach, LeFevre's Peninsula, as shown in the plan hereinafter mentioned, and to provide for the construction of such extension of railway; and for the acquiring of certain lands, also shown in the said plan: And whereas a plan showing the lands proposed to be acquired, which plan is headed "Plan showing amended route for Railway from Port Adelaide to the Semaphore," and signed "H. C. Mais, Egr.-in-Chief, 22/9/74," together with the book of reference thereto, have been duly prepared and deposited in the office of the Surveyor-General, at Adelaide — Be it therefore Enacted by the Governor of the Province of South Australia, with the advice and consent of the Legislative Council and House of Assembly of the said Province, in this present Parliament assembled, as follows:

1. This Act may be cited for all purposes as "The Port Adelaide and Semaphore Railway Act, 1874." Short title.

2. "The Lands Clauses Consolidation Act" No. 6 of 1847; "The Railways Clauses Consolidation Act," No. 7 of 1847; "An Act to amend 'The Railways Clauses Consolidation Act,' No. 7 of 1847," being the Act, No. 6 of 1858, so far as the same are severally applicable to this Act; "The Adelaide City and Port Railway Act," Incorporation.

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Act," No. 1 of 1850; "An Act to authorize the appointment of Undertakers for the Construction of the Adelaide City and Port Railway," No 1 of 1851; "The Railway Commissioner's Act," No. 11 of 1859; and "The Adelaide and Port Railway Extended Accommodation Act, 1873," shall be incorporated herewith, and this Act and the said Acts shall be read and construed together accordingly.

Power to use streets and acquire lands.

3. The Commissioner of Railways may enter upon and use the roads and streets, and may enter upon, use, take, and acquire the lands delineated and referred to in the plan showing the line of the said railway and the lands proposed to be so taken, signed "H. C. Mais, Egr.-in-Chief, 22/9/74," and deposited in the office of the Surveyor-General, at Adelaide, as aforesaid, or so much thereof as shall be or be deemed necessary, and may make and maintain upon the lands so taken or acquired the railway and bridge shown upon the plan, and also such buildings, erections, works, and conveniencies connected therewith as shall be or be deemed necessary for such purposes, or any of them.

Power of Commissioner.

4. The said Commissioner shall have and exercise the like powers and authorities with reference to the undertaking hereby authorized, as are conferred upon him by the said Act No. 11 of 1859, in respect to the undertakings therein mentioned: And for the purposes of this Act and for carrying out the undertaking hereby authorized, the Commissioner shall be deemed to be "The Promoters of the Undertaking" mentioned in the said Act No. 6 of 1847, and shall and may have and exercise in relation to the undertaking hereby authorized all the powers and authorities by such Act vested in "The Promoters of the Undertaking:" And for the purposes of this Act, and for carrying out the undertaking hereby authorized, the said Commissioner shall be deemed to be "The Company" mentioned in the said Act No. 7 of 1847, and shall and may have and exercise in relation to such undertaking all the powers and authorities by such Act vested in the Company.

Gauge.

5. The gauge of the said railway shall be five feet three inches, and the rails to be used in the construction thereof shall be of iron, and of the weight of not less than forty pounds to the yard.

Crossing on the level.

6. The said Commissioner, in the construction of the railway by this Act authorized to be made, may make the same from the Port Adelaide Railway Station to the Semaphore, according to the route delineated in the said plan, and may carry the same on the level along or across (as the case may require) the several roads lettered on the plans hereinbefore mentioned as follows, that is to say—A, C, D, E, F, and I.

May have power of Commissioners under Road Act.

7. The said Commissioner shall, with respect to all roads shown upon the said plans, have all the rights, authorities, and powers of Commissioners of Roads, under an Act, No. 17 of 1852, "For the making

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making and improving of Roads in South Australia,” and the “Roads Amendment Act, 1863.”

8. The lands hereby authorized to be taken and acquired, and the erections by this Act authorized to be constructed shall be, and are hereby declared to be, exempt from sewers, highway, municipal, police, improvement, and all other local rates and taxes. Exemption from local rates.

9. The powers hereby vested in the said Commissioner for the compulsory purchase or taking of lands under and pursuant to “The Lands Clauses Consolidation Act,” shall not be exercised after the expiration of five years from the passing of this Act. Limiting powers of compulsory purchase or taking.

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

A. MUSGRAVE, Governor.