



ANNO OCTAVO

# GEORGII V REGIS.

A.D. 1917.

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## No. 1297.

An Act to authorise a Deviation of the Route of the Port Adelaide and Semaphore Railway, and for purposes incidental thereto or consequent thereon.

[Assented to, November 15th, 1917.]

**B**E it Enacted by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

1. (1) This Act may be cited alone as the "Port Adelaide and Semaphore Railway Deviation Act, 1917." Short titles.

(2) The Port Adelaide and Semaphore Railway Act, 1874 (hereinafter called "the principal Act"), the Act No. 14 of 1875, being an Act to amend the Port Adelaide and Semaphore Railway Act, 1874, the Port Adelaide and Semaphore Railway Amendment Act, 1880, and this Act, may be cited together as the "Port Adelaide and Semaphore Railway Acts, 1874 to 1917." No. 13 of 1874.  
No. 174 of 1880.

2. The Acts mentioned in the Schedule to this Act, and all Acts amending or substituted for the said Acts, or any of them, or any such amending or substituted Act, so far as they are severally applicable to the purposes of and are not inconsistent with this Act, are or shall be incorporated with this Act. Incorporation with other Acts.

3. In this Act—

Interpretation.

"Commissioner" means the South Australian Railways Commissioner:

"The

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“The plan” means the plan deposited in the office of the Surveyor-General at Adelaide, signed “J. C. B. Moncrieff, Chief Engineer for Railways,” and dated the twenty-ninth day of May, nineteen hundred and seventeen :

“The Port Adelaide and Semaphore Railway” or “the said railway” means the railway known as the Port Adelaide and Semaphore Railway, constructed pursuant to the principal Act and the Acts amending the same.

Authority to alter route of Port Adelaide and Semaphore Railway.  
Cf. Act 1051, 1911, s. 4.

**4.** The Commissioner may alter the route of the Port Adelaide and Semaphore Railway in manner shown on the plan, and for that purpose, and for the purpose of working and maintaining the said railway as altered pursuant to this Act, may construct and maintain—

(a) a single line of railway from a point at or near the point shown on the plan and thereon marked “A” to a point at or near the point shown on the plan and thereon marked “B”, as the said line of railway is delineated in the plan, or as the said line of railway is delineated in any plans after the passing of this Act deposited in the office of the Surveyor-General, pursuant to any law for the time being in force as to the deposit of such plans ; and

(b) all proper works and conveniences connected with, or for the purposes of, the said railway as altered pursuant to this Act and any other railway, or either of them :

No. 32 of 1876.

Provided that in case the Houses of Parliament are not sitting when any plans and books of reference as to the said line of railway are deposited in the office of the Surveyor-General under section 9 of the Railways Clauses Act, 1876, the Commissioner may make deviations under the said section before causing copies of such plans and books of reference to be laid before Parliament ; but such copies shall be laid before both Houses of Parliament within fourteen days after the next sittings of such Houses respectively.

New line to be regarded as part of the railways.  
Ibid. s. 5.

**5.** When the said railway is altered pursuant to this Act the new route shall be deemed to be a part of the railways vested in the Commissioner pursuant to the Acts incorporated herewith.

Power to discontinue old route and dispose of materials thereof.  
Cf. *ibid.* s. 6.

**6.** When the said railway is altered pursuant to this Act, or for the purpose of carrying out the alterations authorised by this Act, the Commissioner may—

(a) discontinue the working of the said railway, or any part thereof, from a point at or near the point shown on the plan, and thereon marked “A,” to a point at or near the point shown on the plan, and thereon marked “B,” and

(b) take

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- (b) take up and remove the part of the said railway the working of which is so discontinued or to be discontinued; and
- (c) use the materials so taken up as he deems expedient, or sell or otherwise dispose of such materials, or any of them, as he deems proper.

7. Upon the expiration of the period of five years next after the passing of this Act the Commissioner shall—

Commissioner to remove railway from St. Vincent Street, Port Adelaide.

- (a) discontinue the working of that part of the Port Adelaide and Semaphore Railway which is situate in Saint Vincent Street, Port Adelaide;
- (b) take up and remove the part of the said railway the working of which is so discontinued or to be discontinued; and
- (c) use the materials so taken up as he deems expedient, or sell or otherwise dispose of such materials, or any of them, as he deems proper.

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

H. L. GALWAY, Governor.

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Sec. 2.

THE SCHEDULE.  

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Ordinance No. 7 of 1847.—The Railways Clauses Consolidation Act.

Act No. 6 of 1858, being an Act to amend the Railways Clauses Consolidation Act.

Act No. 13 of 1874.—The Port Adelaide and Semaphore Railway Act, 1874.

Act No. 14 of 1875, being an Act to amend the Port Adelaide and Semaphore Railway Act, 1874.

Act No. 32 of 1876.—The Railways Clauses Act, 1876.

Act No. 174 of 1880.—The Port Adelaide and Semaphore Railway Amendment Act, 1880.

Act No. 414 of 1887.—The South Australian Railways Commissioners Act, 1887.

Act No. 512 of 1891.—The South Australian Railways Commissioners Act Amendment Act, 1891.

Act No. 612 of 1894.—The South Australian Railways Commissioners Act Amendment Act, 1894.

Act No. 912 of 1906.—The South Australian Railways Commissioners Further Amendment Act, 1906.

Act No. 988 of 1909.—The South Australian Railways Commissioners Act Amendment Act, 1909.

Act No. 1144 of 1913.—The South Australian Railways Commissioners Act Amendment Act, 1913.