



ANNO DECIMO QUARTO

GEORGI VI REGIS.

A.D. 1950.

No. 55 of 1950.

**An Act to amend the South Australian Railways
Commissioner's Act, 1936-1941.**

[Assented to 7th December, 1950.]

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

Short titles.

1. (1) This Act may be cited as the "South Australian Railways Commissioner's Act Amendment Act, 1950".

(2) The South Australian Railways Commissioner's Act, 1936-1941, as amended by this Act, may be cited as the "South Australian Railways Commissioner's Act, 1936-1950".

(3) The South Australian Railways Commissioner's Act, 1936-1941, is hereinafter referred to as "the principal Act".

Incorporation.

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act.

**Enactment of
s. 56a of
principal Act—
Acquisition
of land.**

3. The following sections are enacted and inserted in the principal Act after section 56 thereof :—

56a. (1) In this section—

"authorised railway works" means any railway works which have been authorised by any Act whether passed before or after the South Australian Railways Commissioner's Act Amendment Act, 1950 :

“contemplated railway works” means any railway works which the Commissioner certifies are likely to be required in the public interest but which have not been authorised by any Act :

“railway works” means the construction, completion, alteration or extension of any existing or proposed railway, or of any works or conveniences connected with or for the purpose of any such railway.

(2) The Commissioner may acquire by agreement or compulsory process any land which he deems it necessary to acquire for carrying out any authorised railway works or contemplated railway works : Provided that land shall not be acquired for contemplated railway works except with the consent of the Minister.

(3) This section shall not be deemed to take away or restrict any power conferred on any person by any other provision of this Act.

56b. (1) Where any land proposed to be acquired under this Act intersects or forms part of any larger parcel or area of land and the Commissioner is of opinion that in the interests of economy, or in the public interest, it is desirable to acquire the whole or any part of such parcel or area, he may, with the consent of the Minister, acquire such parcel or area or part thereof.

Acquisition of intersected areas.

(2) The Commissioner, with the consent of the Minister, may sell, lease or otherwise dispose of any land which has been acquired by him under this Act and is not required for purposes of the railways.

(3) In selling, leasing or otherwise disposing of such land the Commissioner may give preferential consideration to any offer to purchase or lease such land or any part thereof made by any person who at the time of the acquisition owned a portion of the acquired land upon which a building was then situated.

4. Sections 113 and 114 of the principal Act are repealed.

Repeal of ss. 113, 114 of principal Act—

Limit of damages, and issue of insurance tickets.

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

C. W. M. NORRIE, Governor.