



ANNO QUINTO

EDWARDI VII REGIS.

A.D. 1905.

No. 882.

An Act to provide for the Construction of a Railway from Port Lincoln, and for other purposes.

[*Assented to, November 8th, 1905.*]

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 Port Lincoln Railway Act, 1905," and shall be incorporated and read with the Acts set forth in the Schedule hereto and all other Acts now or hereafter passed amending the said Acts, or any of them, so far as the same are severally applicable to this Act.

Short title and incorporation.

2. The South Australian Railways Commissioner (hereinafter called "the Commissioner") may make and maintain a line of railway from Port Lincoln, together with all proper works and conveniences connected therewith, as the same is delineated in the plan deposited at the office of the Surveyor-General, at Adelaide, signed "Alex. B. Moncrieff, Engineer-in-Chief," and dated "31.7.05," or as may be delineated in any plans which may hereafter be so deposited, pursuant to any law for the time being in force respecting such deposit of the said plans.

Power to make railway.

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

Gauge.

4. In

The Port Lincoln Railway Act.—1905.

Betterment provision.

4. In assessing the purchase-money or compensation to be paid in respect of land purchased or taken for the purposes of the undertaking hereby authorised, an allowance shall be made in favor of the Commissioner for any increased value given by such undertaking to the land of the same owner, but no such allowance shall in any case be more than the purchase-money and compensation payable to the owner.

Powers of Commissioner. Tolls and charges.

5. The Commissioner may demand for the use of the said railway, and the carriage of goods and passengers thereon, and for the loading and unloading of goods, such tolls and charges as may from time to time be fixed in manner prescribed by any Act or Acts under which the Commissioner fixes tolls and charges in respect of the railways under his control.

Appropriation of tolls, etc.

6. All tolls, rents, dues, charges, and sums of money which may be received and levied under authority hereof shall be paid in such manner as the Governor may prescribe to the Treasurer for the public purposes of the said State.

Tenders to be called for.

7. The Commissioner shall call for tenders for the construction of the railway within such time, at such place, and upon such terms, conditions, and provisions as he may deem advisable, and may accept or reject any tender. The Government may tender at the same time and on the same conditions: Provided that the expenditure on the construction of the line, the rolling-stock, and all other matters connected with its establishment shall not exceed by more than Twelve Thousand Pounds the estimate contained in the Railways Commissioner's report in Parliamentary Paper No. 33 of 1905.

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

GEORGE R. LE HUNTE, Governor.

The Port Lincoln Railway Act.—1905

THE SCHEDULE.

“The Lands Clauses Consolidation Act”; Act No. 26 of 1855-6 to amend “The Lands Clauses Consolidation Act.”

“The Land Clauses Consolidation Amendment Act, 1881.”

“The Railway Clauses Consolidation Act”; Act No. 6 of 1858 to amend “The Railway Clauses Consolidation Act.”

“The Railway Clauses Act, 1876.”

“The South Australian Railways Commissioners Act, 1887.”