

GOVERNMENT RAILWAYS (RATES) AMENDMENT ACT.

Act No. 13, 1944.

An Act to make further provision for and in relation to the tolls and charges to be demanded and the rebates to be allowed by The Commissioner for Railways; for this purpose to amend the Government Railways Acts, 1912-1943; to validate certain matters; and for purposes connected therewith. [Assented to, 19th April, 1944.]

George VI.
No. 13, 1944.

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the "Government Railways (Rates) Amendment Act, 1944." Short title and citation.

(2) The Government Railways Act, 1912, as amended by subsequent Acts and by this Act, may be cited as the Government Railways Act, 1912-1944.

2. The Government Railways Acts, 1912-1943, is amended by inserting at the end of section thirty-two the following new subsection:— Amendment of Act No. 30, 1912. Sec. 32.

(2) Notwithstanding anything in this Act contained the Commissioner may prescribe special tolls or charges or special rebates of tolls or charges in respect of the conveyance of produce or merchandise for or on behalf of any class of persons upon any class of journeys according to the purpose for which the produce or merchandise is to be carried, to the use to be made of it, to the place at which it is intended to be consumed or used, to the distance it is to be carried, to the direction in which it is to be carried, to its destination, to its place of origin, to its kind, to the quantity or quality to be consigned, to

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to the place where the raw product of which the merchandise is made was grown, produced or otherwise obtained, to the industry concerned in its production or manufacture, to the industry concerned in its consumption or use, or to any other good and sufficient reason of the same or a different kind:

Provided that the same charges and rebates shall apply to all persons of the class specified or indicated in the by-laws by or on behalf of whom produce or merchandise is conveyed on journeys of the class specified or indicated and according to the purposes or other circumstances by reference to which such charges or rebates are prescribed.

Validation
of certain
matters.

3. (1) The rebates of tolls or charges made in pursuance of the provisions set forth under the heading "Wheat forwarded to Flour Mills to be milled" set out in By-law number nine hundred and thirty-five made under the Government Railways Act, 1912-1934, and published in Government Gazette No. 51 of the twenty-eighth day of March, one thousand nine hundred and thirty-nine, as amended by By-law number nine hundred and sixty-one made under the said Act and published in Government Gazette No. 155 of the eighth day of November, one thousand nine hundred and forty, are hereby authorised and confirmed and shall be deemed always to have been properly made.

(2) The conditions and regulations in respect of rebates set out in detail under the heading "Wheat forwarded to Flour Mills to be milled" in the hand book issued by The Commissioner for Railways, entitled "Merchandise and Live Stock Rates. To take effect from 1st January, 1944," adopted and incorporated by reference by By-law number one thousand and two made under the Government Railways Acts, 1912-1943, published in Government Gazette No. 145 of the twenty-fourth day of December, one thousand nine hundred and forty-three, are hereby validated and shall be deemed to have been valid as from the date upon which that By-law took effect.