

ANNO QUINQUAGESIMO NONO
VICTORIÆ REGINÆ.

No. I.

JERILDERIE
TO BERRIGAN
RAILWAY.

An Act to sanction the construction of a line of Railway from Jerilderie to Berrigan ; to amend the provisions of the Public Works Act of 1888, so far as they relate to the duty of the Constructing Authority to make and maintain fences along the said line of Railway ; to authorise the construction of the said line on certain public roads ; to provide that such work shall not be commenced unless the private lands required for the construction of the line be contracted by instrument in writing to be conveyed by deed of gift, transfer, or exchange from the owners to the Crown, save and except in the case of town allotments ; and for other purposes. [25th June, 1895.]

Preamble.

WHEREAS, in accordance with the provisions of the Public Works Act of 1888, the Legislative Assembly did, by resolution, declare that it was expedient to carry out a certain work, namely, the construction of a line of railway from Jerilderie to Berrigan : And whereas on the passing of the said resolution a statutory duty was by the said Act imposed on the Secretary for Public Works to introduce a Bill into the said Assembly to sanction the carrying out of the said work : Be it therefore enacted by the Queen'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 :—

Work sanctioned.

1. The carrying out of the said work (more particularly described in the Schedule to this Act) is hereby sanctioned ; and the Secretary for Public Works, or the Member of the Executive Council for the time being performing the duties of the said Secretary, is hereby authorised to undertake and carry out the said work subject to the provisions of this Act, and for that purpose shall be, and shall have the powers and duties of, a Constructing Authority within the meaning of the Public Works Act of 1888 :

Provided that the said work shall not be commenced to be constructed unless the private lands required for the construction of

Cottage Creek Sewerage Works.

of the line (except town allotments) have been contracted by instrument in writing to be conveyed by deed of gift, transfer, or exchange from the owners to the Crown.

2. The plan of the said work is the plan marked "Jerilderie to Berrigan Railway," signed by the Secretary for Public Works and countersigned by the Engineer-in-Chief for Railways, and deposited in the public office of the said Secretary. Plan of work.

3. The cost of carrying out the said work, estimated at forty-three thousand pounds, may be defrayed from such Loan Votes as are now or may hereafter be applicable to that purpose, and shall not under any circumstances exceed the estimated cost by more than ten per centum. Cost, how to be defrayed.

4. Notwithstanding the provisions of section one hundred and six of the Public Works Act of 1888 the Constructing Authority shall not be required or compelled nor shall it be the duty of the said Authority to make or maintain any fence along the said line of railway for the accommodation of any person or for any purpose whatsoever; but the said Authority may, in its discretion, make and maintain such fences in connection with the said line of railway as it may think fit. Constructing Authority not required to fence the line.

5. The said line of railway may be constructed on or along or by the side of any public road or highway. Line may be constructed along a road.

6. This Act may be cited as the "Jerilderie to Berrigan Railway Act, 1895." Short title.

SCHEDULE.

Jerilderie to Berrigan Railway.

This line commences at Jerilderie Station at four hundred and twelve miles nineteen chains eighty-six links from Sydney, and proceeds generally in a south by east direction to the township of Berrigan where it ends near its northern boundary, being a distance of twenty-one miles forty chains, as shown on plan hereinbefore referred to, and subject to such deviations and modifications as may be considered desirable by the Constructing Authority.
