

No. VIII.

An Act to sanction the construction of a line of Railway from Nevertire to Warren; 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; and for other purposes. [4th September, 1896.]

NEVERTIRE TO
WARREN RAILWAY.

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 Nevertire to Warren: 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:—

Preamble.

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 works shall not be commenced to be constructed unless the private lands required for the construction of the line have been contracted by instrument in writing to be conveyed by deed of gift or transfer from the owners to the Crown, or there has been paid to the Constructing Authority a sum equal to or greater than the amount estimated by the said authority to be required for the resumption of land for the said work. And the money so paid shall be applied for the purpose of the said resumption.

Work sanctioned.

2. The plan of the said work is the plan marked "Nevertire to Warren 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 thirty-two thousand seven hundred and thirty 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

Constructing
Authority not
required to fence the
line.

Authority

State Children Relief.

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.

Line may be constructed along a road.

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

Short title.

6. This Act may be cited as the "Nevetire to Warren Railway Act, 1896."

SCHEDULE.

Nevetire to Warren Railway.

This line begins by a junction with the Great Western Railway at about three hundred and forty-one miles twenty chains and thirty links from Sydney, at the north-western end of Nevetire Station; and at about three and a half miles from the junction it joins the main road to Warren, and follows the same for the most part till it reaches the latter township, where it ends in Reserve No. 4,479, at the north end of the town of Warren, being a total length of twelve miles thirteen chains, and subject to such deviations and modifications as may be considered desirable by the Constructing Authority.
