

**SYDNEY HARBOUR BRIDGE (FURTHER WORKS)
AND MAIN ROADS (AMENDMENT) ACT.**

Act No. 37, 1960.

**Elizabeth II,
No. 37, 1960.**

An Act to sanction and provide for the construction of certain works by the Commissioner for Main Roads; to provide for certain payments to be made from the Sydney Harbour Bridge Account, opened under the Sydney Harbour Bridge (Administration) Act, 1932, as amended by subsequent Acts, in respect of the construction of the Circular Quay Overhead Roadway, the Cahill Expressway from Macquarie Street, Sydney, to Sir John Young Crescent, Sydney, and certain other road works; for these and other purposes to amend that Act, as so amended, the Main Roads Act, 1924, as amended by subsequent Acts, and certain other Acts; to validate certain matters; and for purposes connected therewith. [Assented to, 28th April, 1960.]

BE it 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 :—

PART I.

PRELIMINARY.

Short title
and
citation.

1. (1) This Act may be cited as the "Sydney Harbour Bridge (Further Works) and Main Roads (Amendment) Act, 1960".

(2) The Sydney Harbour Bridge (Administration) Act, 1932, as amended by subsequent Acts and by this Act, may be cited as the Sydney Harbour Bridge (Administration) Act, 1932-1960. (3)

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(3) The Transport (Division of Functions) Act, 1932, No. 37, 1960.
as amended by subsequent Acts and by this Act, may be cited
as the Transport (Division of Functions) Act, 1932-1960.

(4) The Main Roads Act, 1924, as amended by sub-
sequent Acts and by this Act, may be cited as the Main
Roads Act, 1924-1960.

2. This Act is divided into Parts as follows :—

Division
into Parts.

PART I.—PRELIMINARY—*ss.* 1-2.

PART II.—CONSTRUCTION OF CERTAIN WORKS—*ss.* 3-7.

PART III.—AMENDMENTS TO THE SYDNEY HARBOUR
BRIDGE (ADMINISTRATION) ACT, 1932, AS AMENDED
BY SUBSEQUENT ACTS, THE TRANSPORT (DIVISION
OF FUNCTIONS) ACT, 1932, AS AMENDED BY
SUBSEQUENT ACTS, AND THE MAIN ROADS ACT,
1924, AS AMENDED BY SUBSEQUENT ACTS—*ss.* 8-10.

SCHEDULES.

PART II.

CONSTRUCTION OF CERTAIN WORKS.

3. This Part shall be deemed to have commenced on the
seventeenth day of February, one thousand nine hundred and
fifty-eight. Commence-
ment of this
Part.

4. In this Part, "Commissioner" means the Commissioner
for Main Roads appointed under the Transport (Division of
Functions) Act, 1932, as amended by subsequent Acts. Interpre-
tation.

5. (1) (a) The carrying out of the work described in
Schedule One to this Act is hereby sanctioned. Work
sanctioned.

(b)

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(b) The said work shall be deemed to be an authorised work within the meaning of the Public Works Act, 1912, as amended by subsequent Acts.

(c) The Commissioner is empowered to carry out the said work, and shall be the constructing authority for the same within the meaning of the said Act, as so amended, and shall enter into such contracts and take all such necessary steps for the proper execution thereof as such authority may think proper.

(d) The provisions of the Public Works Act, 1912, as amended by subsequent Acts, sections thirty-four, thirty-five, thirty-six, thirty-seven and subsection three of section one hundred and twenty-six excepted, shall apply to and in respect of the said work.

(2) Without prejudice to the generality of subsection one of this section the provisions of section thirty-eight of the Public Works Act, 1912, as amended by subsequent Acts, shall apply to and in respect of any contracts referred to in paragraph (c) of subsection one of this section.

Plans.

6. The plans of the said work are the plans marked in the manner set out in Schedule Two to this Act and deposited in the office of the Commissioner.

Cost.

7. The cost of carrying out the said work is estimated at one million two hundred and fifty thousand pounds and such estimated cost shall not, under any circumstances, be exceeded by more than ten per centum.

PART III.

AMENDMENTS TO THE SYDNEY HARBOUR BRIDGE (ADMINISTRATION) ACT, 1932, AS AMENDED BY SUBSEQUENT ACTS, THE TRANSPORT (DIVISION OF FUNCTIONS) ACT, 1932, AS AMENDED BY SUBSEQUENT ACTS, AND THE MAIN ROADS ACT, 1924, AS AMENDED BY SUBSEQUENT ACTS.

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8. (1) The Sydney Harbour Bridge (Administration) Act, No. 37, 1960, 1932, as amended by subsequent Acts, is amended—

Amendment
of Act No.
2, 1932.

- (a) (i) by inserting in section two next before the definition of "Board" the following new definition :—

Sec. 2.
(Interpre-
tation.)

"Additional works" means the works authorised by or constructed under the authority of Part II of the Sydney Harbour Bridge (Further Works) and Main Roads (Amendment) Act, 1960.

- (ii) by inserting in the same section next after the definition of "Bridge" the following new definitions :—

"Cahill Expressway" means—

- (a) the Circular Quay Overhead Roadway;
- (b) the roadway constructed by the Council of the City of Sydney commencing at the west boundary of Macquarie Street, Sydney, and ending at the northern boundary of Conservatorium Road, Sydney, and the loading ramps from that roadway to that boundary, such roadway and ramps being part of the works shown in the plans described in the Schedule to this Act and deposited in the office of the Commissioner for Main Roads;
- (c) the works of road construction under part of Conservatorium Road, Sydney, carried out by the Council of the City of Sydney commencing at the northern boundary of Conservatorium Road, Sydney, and ending at the southern boundary of that road,
but

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but not including the Conservatorium Bridge referred to in the definition of "Conservatorium Road works" in this section; and

- (d) the roadway constructed or to be constructed by the Council of the City of Sydney commencing at the southern boundary of Conservatorium Road, Sydney, and ending at Sir John Young Crescent, Sydney, and being the part of works shown on plan marked 5007C2501A, or any variation thereof, and deposited in the office of the Commissioner for Main Roads.

"Circular Quay Overhead Roadway" means the roadway commencing at the Bradfield Highway, Sydney, on the south approach to the Sydney Harbour Bridge and ending at the west boundary of Macquarie Street, Sydney, and being part of the works shown in the plans described in the Schedule to this Act and deposited in the office of the Commissioner for Main Roads.

"Commissioner for Main Roads" means the Commissioner for Main Roads appointed under the Transport (Division of Functions) Act, 1932, as amended by subsequent Acts.

- (iii) by inserting in the same section next after the definition of "Commissioners" the following new definition:—

"Conservatorium Road works" means the Conservatorium Bridge constructed by the Council of the City of Sydney and shown

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shown in the plan comprising nine drawings registered S.H.B. 106C. 891 and deposited in the office of the Commissioner for Main Roads, together with the roadworks constructed by that Council in connection with or incidental to the construction of that bridge. No. 37, 1960.

- (iv) by inserting at the end of the same section the following new definition :—

“Warringah Expressway Approach” means the proposed road from the Pacific Highway at the northern end of the Sydney Harbour Bridge to Ernest Street, North Sydney, such proposed road being shown as a proposed county road on the scheme map under the County of Cumberland Planning Scheme Ordinance.

- (b) by inserting next after section three the following new section :— New sec. 3A.

3A. (1) The administration, control, and management of the additional works and the Circular Quay Overhead Roadway is hereby vested in the Commissioner for Main Roads appointed under the Transport (Division of Functions) Act, 1932, as amended by subsequent Acts. Administration of additional works.

(2) The provisions of sections five, six, nine, thirteen and paragraph (ii) of subsection three of section seven of this Act relating to the Bridge shall apply mutatis mutandis to the additional works and the Circular Quay Overhead Roadway as if such works and roadway were part of the Bridge.

- (c) (i) by inserting at the end of subsection two of section seven the following new paragraph :— Sec. 7.
(The Sydney Harbour Bridge Account.)

(iv) the proceeds of any sale of property acquired for the purpose of the construction of the additional works or the Warringah Expressway Approach.

(ii)

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(ii) by inserting next after paragraph (iv) of subsection three of the same section the following new paragraphs :—

- (iva) the costs and expenses of construction of the additional works;
- (ivb) the payment to the Treasurer provided by section 7A of this Act;
- (ivc) the payment to the Council of the City of Sydney provided by section 7B of this Act;
- (ivd) the cost of acquisition of any property for the purpose of construction of the Warringah Expressway Approach;

New secs.
7A and 7B.

(d) by inserting next after section seven the following new sections :—

Loan
moneys
provided for
Circular
Quay Over-
head Road-
way and
part of
Cahill
Expressway
to be
repaid to
Treasurer.

7A. (1) In respect of the loan moneys certified by the Treasurer to have been provided by the Treasury to meet—

- (a) the capital cost of the Circular Quay Overhead Roadway,
- (b) one-half of the capital cost of the roadway and loading ramps constructed before the first day of January, one thousand nine hundred and fifty-nine, and referred to in paragraph (b) of the definition of "Cahill Expressway" in section two of this Act,
- (c) one-half of the capital cost of the works of road construction carried out before the first day of January, one thousand nine hundred and fifty-nine, and referred to in paragraph (c) of the definition of "Cahill Expressway" in section two of this Act, and
- (d) one-half of the capital cost of the Conservatorium Road works,

there shall be paid to the Treasurer from the Sydney Harbour Bridge Account such amounts for interest, exchange, sinking fund contributions, flotation expenses,

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expenses, discount, loan management expenses and other charges as the Treasurer may from time to time determine : **No. 37, 1960.**

Provided that the amounts so determined in any year shall, unless the Treasurer otherwise directs, be the amounts chargeable in that year.

(2) Without otherwise limiting the Treasurer's power of determination the amounts so determined under subsection one of this section shall not exceed the amounts which the Treasurer calculates as being the amounts which shall approximately recoup the State for interest, exchange, sinking fund contributions, flotation expenses, discount, loan management expenses and other charges paid or payable by the State in respect of the loan moneys certified under subsection one of this section to have been provided by the Treasury.

(3) Payments in accordance with the provisions of subsection one of this section shall be made in such amounts and at such times as the Treasurer may from time to time direct.

7B. There shall be paid to the Council of the City of Sydney from the Sydney Harbour Bridge Account—

(a) one-half of the capital cost of the roadway referred to in paragraph (d) of the definition of "Cahill Expressway" in section two of this Act; and

(b) one-half of the capital cost of the works of road construction carried out or to be carried out on or after the first day of January, one thousand nine hundred and fifty-nine, under the Conservatorium Bridge referred to in the definition of "Conservatorium Road works" in section two of this Act and between the loading ramps referred to in paragraph (b) of the definition of "Cahill Expressway" in that section,

in

Part of cost of remainder of Cahill Expressway and certain other works to be paid to Council of City of Sydney.

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in such instalments and manner as may be agreed upon between the Commissioner for Main Roads and the said Council.

Sec. 11A.
(Erection of buildings, etc., by Commission on leased lands.)

- (e) (i) by omitting from subsection one of section 11A the words "appointed under the Transport (Division of Functions) Act, 1932,";
- (ii) by inserting in the same subsection after the words "Sydney Harbour Bridge" the words "or of the lands under any part of the additional works";
- (iii) by omitting subsection three of the same section;

Sec. 12.
(Maintenance, &c., of works.)

- (f) by omitting subsections two and three of section twelve;

New Schedule.

- (g) by inserting next after section thirteen the following new Schedule :—

Sec. 2.

SCHEDULE.

Circular Quay Overhead Roadway from Harrington Street to Macquarie Street.	66 drawings registered S.H.B. 106C. 873.
Bridge on East bound carriageway over York Street North.	13 drawings registered S.H.B. 106C. 883.
Bridge over West bound carriageway over York Street North.	4 drawings registered S.H.B. 106C. 884.
Pedestrian footbridge over West bound carriageway.	3 drawings registered S.H.B. 106C. 885.
Pedestrian footbridge over West bound carriageway Fort Street School.	1 drawing registered S.H.B. 106C. 886.
Pedestrian footbridge over West bound carriageway King George V Park.	1 drawing registered S.H.B. 106C. 887.
Retaining walls East bound carriageway, Bradfield Highway to York Street North.	7 drawings registered S.H.B. 106C. 888.
Retaining walls East bound carriageway York Street North to Harrington Street.	6 drawings registered S.H.B. 106C. 889.
Bridge over Macquarie Street.	15 drawings registered S.H.B. 106C. 890.
Conservatorium Bridge.	9 drawings registered S.H.B. 106C. 891.
Retaining walls and crash rails east of Macquarie Street.	6 drawings registered S.H.B. 106C. 892.

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(2) Any payment made before the date on which the assent of Her Majesty to this Act is signified out of the Sydney Harbour Bridge Account or the Sydney Harbour Bridge Reserve Account that would have been valid had the amendments made by subsection one of this section been in force at the time when such payment was made is hereby validated. No. 37, 1960.

(3) The amendment made by paragraph (f) of subsection one of this section shall be deemed to have commenced on the first day of July, one thousand nine hundred and fifty-eight.

9. (1) ~~The~~ Transport (Division of Functions) Act, 1932, as amended by subsequent Acts, is amended by omitting paragraph (b) of subsection three of section five. Amendment
of Act No.
31, 1932,
s. 5.

(2) The amendment made by subsection one of this section shall be deemed to have commenced on the first day of July, one thousand nine hundred and fifty-eight. (Commis-
sioner for
Road Trans-
port and
Tramways.)

10. The Main Roads Act, 1924, as amended by subsequent Acts, is amended— Amendment
of Act No.
24, 1924.

(a) by inserting next after subsection (1B) of section twelve the following new subsection :— Sec. 12.
(Use of
Fund.)

(1c) The County of Cumberland Main Roads Fund may also be used for surveys and investigations to ascertain what roads in the inner city shall be inner city expressways and for planning the construction of and designing any such road which the Commissioner has determined shall be an inner city expressway.

(b) by inserting next after section forty-eight the following new section :— New sec.
48A.

48A. The Commissioner may make surveys and investigations to ascertain what roads in the inner city shall be inner city expressways and may plan the construction of and design any such road which he has determined shall be an inner city expressway. Inner city
express-
ways.

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Sec. 5.

SCHEDULE ONE.

The construction of a roadway on any part of the Bridge, as defined in section two of the Sydney Harbour Bridge (Administration) Act, 1932, as amended by subsequent Acts, which was immediately before the commencement of Part II of this Act used for tramway purposes, together with the necessary approaches to such roadway.

Sec. 6.

SCHEDULE TWO.

S.H.B. 106 C 866.	S.H.B. 106 C 880.
S.H.B. 106 C 868.	S.H.B. 106 C 893.
S.H.B. 106 C 869.	S.H.B. 106 C 894.
S.H.B. 106 C 870.	S.H.B. 106 C 2504A.
S.H.B. 106 C 876.	S.H.B. 106 C 2504B.
S.H.B. 106 C 877.	S.H.B. 106 C 2504c.
S.H.B. 106 C 878.	S.H.B. 106 C 2505.
S.H.B. 106 C 879.	

WELLINGTON