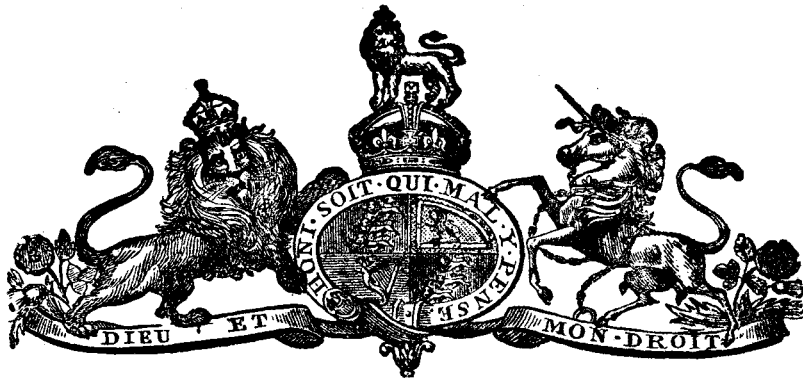


TASMANIA



1912.

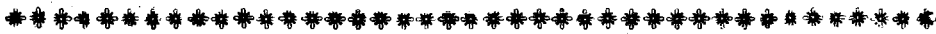
ANNO TERTIO

GEORGII V. REGIS.

No. 9.

ANALYSIS.

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|--|---|
| <ul style="list-style-type: none"> 1. Short title. 2. Interpretation. 3. Minister to cause extension of railway to be constructed. 4. Limit of expenditure and defrayment of cost. | <ul style="list-style-type: none"> 5. Provisions of 49 Vict. No. 41 incorporated. 6. Minister may acquire land. <p>Application of "The Lands Resumption Act, 1911."</p> |
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AN ACT to authorise the Construction of an Extension of the Burnie-Flowerdale Railway from the present Terminus, and for other purposes. A.D. 1912.
[6 December, 1912.]

BE it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows :--

1 This Act may be cited as "The Burnie-Flowerdale Railway Extension Act, 1912." Short title.

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Burnie-Flowerdale Railway Extension.

A.D. 1912.

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Interpretation.**2** In this Act, unless the context otherwise determines—

“The Minister” means the Minister of Lands and Works for the time being, and includes any contractor or other person appointed or employed by him :

“The extension” includes all works, buildings, stations, and erections to be erected or built on or connected with the extension of the Burnie-Flowerdale Railway, to be constructed under this Act, the land upon which the same are or may be respectively erected or built, all land used in connection therewith, and all plant, rolling-stock, steam-engines, machinery, and carriages used with the same :

“The purposes of this Act” means the execution of all works necessary to construct, uphold, and maintain the extension of railway to be constructed under this Act.

Minister to cause extension of railway to be constructed.

3 It shall be lawful for the Minister to cause to be constructed and completed an extension of the Burnie-Flowerdale Railway from “Allen’s,” the present terminus thereof, to a point at or near Myall-road (a distance of about Three miles and three-quarters of a mile).

Provided that it shall not be lawful for the Minister to commence to construct such extension until all the land deemed necessary for the construction of such extension has been surrendered to or vested in His Majesty the King.

Limit of expenditure and defrayment of cost.

4 The expenditure for the construction and completion of the said extension of the said line of railway (including all expenditure for or in relation to all land authorised to be acquired by this Act for any purpose) shall not exceed the sum of Twenty thousand Pounds, and the whole of the moneys to be expended under or for the purposes of this Act shall be defrayed out of moneys to be provided by Parliament for that purpose.

Provisions of 49 Vict. No. 41 incorporated.

5 All the provisions contained in Sections Six, Eight, Ten, Twelve, and Thirteen, Sections Fifteen and Sixteen, Nineteen to Twenty-five inclusive, and Sections Thirty-one and Thirty-two of “The Railway Construction Act, 1885,” are hereby incorporated with this Act, and where in any of the said incorporated sections the said Act is referred to, it shall be deemed to mean this Act.

Minister may acquire land.

6—(1) The Minister may, if the Governor approves, out of the said sum of Twenty thousand Pounds, purchase, acquire, and take such land as may be necessary for or in connection with the purposes of this Act, and also such additional land, not exceeding in the aggregate One hundred acres, as the Governor may think fit, for township purposes ; and such lastmentioned land so acquired and taken shall thereupon become Crown land as if the same had never been alienated from the Crown, and shall be subject to the provisions of “The Crown Lands Act, 1911.”

Application of “The Lands Resumption Act, 1910.”

(2) The provisions of “The Lands Resumption Act, 1910,” shall apply, subject to any modifications or alterations made by this Act.

Burnie-Flowerdale Railway Extension.

The expressions "public purpose" and "public work" in "The Lands Resumption Act, 1910," shall be deemed to include any purpose for which land may be acquired by virtue of this Act. A.D. 1912.

(3) Any claim for compensation under Section Twelve of "The Railway Construction Act, 1885," shall be made and determined under "The Lands Resumption Act, 1910," in like manner as in the case of a claim under that Act for damage suffered by reason of the exercise of any powers under Part III of that Act; and the provisions of "The Lands Resumption Act, 1910," applicable in the case of any such last-mentioned claim, especially Section Thirty-seven thereof, shall, with any necessary alterations, apply in the case of every claim for compensation under Section Twelve of "The Railway Construction Act, 1885."

(4) The powers exercisable under Section Twenty-five of "The Lands Resumption Act, 1910," may be exercised on or in relation to any land, whether in the vicinity of the land purchased, acquired, or taken or not.