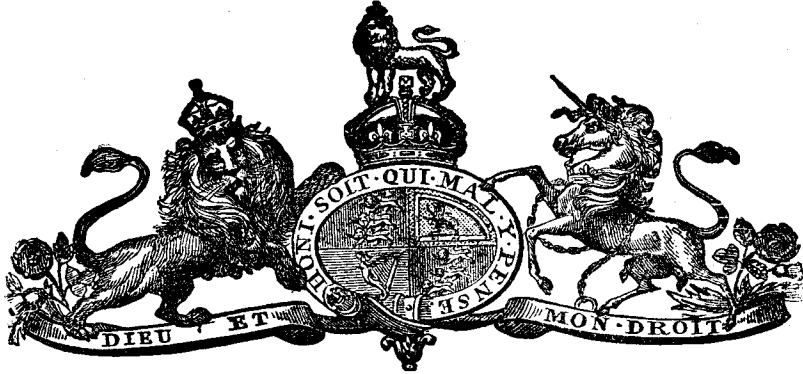


T A S M A N I A.



1911.

ANNO SECUNDO

GEORGII V. REGIS.

No. 60.

ANALYSIS.

1. Short title.
2. Interpretation.
3. Minister to cause railway to be constructed.
4. Limit of expenditure and defrayment of cost.
5. Provisions of 49 Vict. No. 41 incorporated.
6. Application of "The Lands Resumption Act, 1910."



AN ACT to authorise the Renewal and ^{A.D.} 1911.
Revision of the Survey and the Construc-
tion of a certain Line of Railway from Rail-
ton in the direction of Wilmot, and for other
purposes. [10 January, 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 :—

^{PROVISE} 1 This Act⁷ may be cited as "The Railton-Wilmot Railway Con- Short title.
struction Act, 1911."

Railton-Wilmot Railway.

A.D. 1911.

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 railway” and “the said railway” includes all works, buildings, stations, and erections erected or built on or connected with the 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 railway to be constructed under this Act.

Minister to cause railway to be constructed.

3 It shall be lawful for the Minister to cause to be constructed and completed, approximately along the route already surveyed therefor, a line of railway from the Railton station on the North-Western Railway to a point on the said route at or near the Twenty-mile peg; and to repeg and resurvey where necessary.

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

Limit of expenditure and defrayment of cost.

4—(1) The expenditure for the construction and completion of the said line of railway (including any repegging or resurvey) shall not exceed the sum of One hundred thousand Pounds.

(2) The said sum of One hundred thousand Pounds authorised to be so expended shall, so far as the same shall extend and be applicable, be charged on and paid out of the unexpended balance of a sum of One hundred and eighty-nine thousand five hundred and fifty-seven Pounds One Shilling and Four Pence borrowed under the authority of Act 64 Victoriae, No. 75, for the construction of a railway from Railton to Wilmot; and it shall be lawful for the Treasurer of Tasmania to appropriate the said unexpended balance accordingly.

64 Vict. No. 75.

The balance of the moneys to be expended under and 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 Five, Six, Eight, Ten, Twelve, and Thirteen, Sections Fifteen 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.

Railton-Wilmot Railway.

6—(1) The provisions of "The Lands Resumption Act, 1910," shall apply, subject to any modifications or alterations made by this Act.

A.D. 1911.

Application of
"The Lands
Resumption Act,
1910."

(2) 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."

(3) 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.

