ANNO QUINQUAGESIMO SECUNDO ET QUINQUAGESIMO TERTIO

VICTORIÆ REGINÆ.

A.D. 1889.

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Private Act.

An Act to amend “The Adelaide, Glenelg, and Suburban Railway Act, 1871,” and to amend the “Holdfast Bay Railway Act, 1878,” and for other purposes.

[Assented to, December 6th, 1889.]

Whereas it is expedient to amend “The Adelaide, Glenelg, and Suburban Railway Act, 1871,” and to amend the “Holdfast Bay Railway Act, 1878,” and to make other provisions—Be it therefore Enacted by the Governor of the Province of South Australia, with the advice and consent of the Legislative Council and House of Assembly of the said province, in this present Parliament assembled, as follows:

1. This Act may be cited for all purposes as the “Glenelg Railway Act Further Amendment Act, 1889.”

2. The expression “the said Company” shall mean the Glenelg Railway Company, Limited, their successors and assigns, as mentioned in the “Glenelg Railway Act, 1881.”

3. Until the first day of January, one thousand eight hundred and ninety-five, the said Company shall hereafter annually pay to Her Majesty’s Government the sum of Four Hundred Pounds, and thereafter such sum as may be fixed by a resolution of both Houses of the Parliament of the said province, and, in default of such resolution, by the Commissioner of Public Works for the time being, for the rights and privileges conferred by two several agreements, one dated the fourteenth day of March, one thousand eight hundred and seventy-nine, and made between the Commissioner of Public Works and Commissioner of Railways of the one part, and
and the Holdfast Bay Railway Company, Limited, of the other part, and the other dated the thirty-first day of January, one thousand eight hundred and eighty-one, and made between the Holdfast Bay Railway Company, Limited, of the one part, and the Commissioner of Public Works of the other part, pursuant to Section 20 of the "Holdfast Bay Railway Act, 1878."

4. The annual payment mentioned in section 3 shall be calculated from the first day of January, one thousand eight hundred and ninety, and shall be paid for the right of running five trains each way per diem; if the Company run more than that number, a proportionate extra payment shall be made. One of such trains shall be started from Glenelg at such times as will enable passengers to travel by the first train to the North, and one other of such trains shall start from the Adelaide railway station after six thirty p.m. The Company shall be liable to a penalty of Five Pounds for any breach of the provisions of this section, to be recovered in a summary manner under the provisions of Act No. 6 of 1850.

5. Until the Corporation of the Town of Glenelg by resolution or otherwise determine, it shall be lawful for the said Company to use locomotive steam or other power in propelling trains and carriages along the railway and sidings of the said Company from the eastern boundary of Brighton-road, across Brighton-road, and along Jetty-road to the jetty in Glenelg, and thence back again to the eastern side of Brighton-road, and also along the Brighton-road to the north of the Jetty-road, and across the Bay-road and Allison-street, in Glenelg aforesaid: And the said Company shall, on the first day of December in every year after the passing of this Act, pay to the Corporation of Glenelg the sum of One Hundred Pounds for the privilege of using steam locomotive power in the Town of Glenelg while the said Company shall have such privilege; and such annual sum, at any time after the same shall have become payable, shall be recoverable by distress upon any of the said Company's rolling-stock.

6. The original issue of 94,000 shares of One Pound each, numbered A94,001 to A188,000 inclusive, by the Glenelg Railway Company, Limited, issued as paid up to ten shillings per share, is hereby validated, and no call or contribution exceeding altogether five shillings per share shall hereafter be made or required in respect of the above-mentioned shares.

7. This Act shall be deemed and taken to be a public Act, and shall be judicially taken notice of as such.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

KINTORE, Governor.