



ANNO QUADRAGESIMO SEPTIMO ET QUADRAGESIMO OCTAVO

VICTORIÆ REGINÆ.

A.D. 1884.

No. 315.

An Act to authorise the construction of certain Wharves at Port Augusta, and for other purposes.

[Assented to, November 14th, 1884.]

WHEREAS it is desirable to make provision for the erection of certain wharves at Port Augusta—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 :

Preamble.

1. The "Port Augusta Wharves Act, 1882," is hereby repealed.

Repeal.

2. The Commissioner of Public Works (hereinafter termed the Commissioner) may erect, construct, maintain, let, work, manage, and use a continuous line of wharves on the block of waste lands of the Crown marked A in the plan in the Schedule hereto, together with all jetties, quays, machinery, buildings, works, and conveniences connected therewith: Provided, however, that any leases proposed to be granted under this Act shall be submitted for sale by public auction at an upset price to be fixed by the Commissioner: And provided also that nothing in this Act contained shall authorise the said Commissioner to permit any building so erected to be used for the purpose of permanently storing goods therein.

Power to erect wharves.

3. The powers hereby conferred on the Commissioner may be exercised in such manner in all respects as the Commissioner shall think fit, subject only as mentioned in the next section.

Mode of exercise of powers.

4. When

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Road to be formed.

4. When any wharf shall be erected or constructed pursuant to this Act, a road of the length of the water frontage of the allotment in the township of Port Augusta fronting such wharf, and of the width of not less than fifty feet, shall be formed by the Commissioner of Public Works immediately adjoining such water frontage and on the level of such wharf, and shall be dedicated to the use of the public.

Period for exercise of powers.

5. On the first day of July, one thousand eight hundred and eighty-seven, or at the end of such further time (if any), not exceeding three years thereafter, as the Governor, by Proclamation in the *Government Gazette*, may see fit to allow, the powers of erection and construction hereby conferred on the Commissioner shall cease to be exercisable so far as the construction of wharves on the waste lands of the Crown marked A is concerned.

Continuation of wharves.

6. After the line of wharves authorised by section 2 shall have been constructed, the Commissioner, with the consent mentioned in the next section, may continue the same along the block of waste lands marked B in the said plan, and afterwards along the block of waste lands marked C in the said plan, and afterwards along the block of waste lands marked D in the said plan.

Consent required.

7. Before continuing any wharves on either of the blocks marked B, C, or D, the Commissioner shall receive the written consent to such continuation of the owners of the allotments in the town of Port Augusta abutting on the block along which the wharves are proposed to be continued.

Power of Commissioner after consent.

8. After the consent required by the last section shall have been obtained, all the powers conferred by sections 2 and 3 of this Act on the Commissioner shall extend to the block in respect of which such consent shall have been obtained.

Power of Commissioner to construct wharves without consent of owners of adjoining blocks.

9. With the consent of the owners of the allotments abutting on any one of the blocks B, C, or D, the Commissioner may, out of funds to be provided by Parliament for that purpose, construct wharves opposite such block, notwithstanding that the owners of the allotments abutting on the other blocks may refuse to consent to the construction of wharves opposite their allotments. And with such consent such wharves may be constructed, extending further into the stream than is shown in the Schedule hereto: Provided that plans showing such extension shall have been first laid before Parliament; and in the event of any such extension the provisions of this Act shall apply to the additional waste lands included by such extension as well as to the blocks shown in the Schedule hereto.

No compensation to be made.

10. No person shall be entitled to any compensation or payment by reason of the exercise of any power hereby conferred on the Commissioner,

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Commissioner, and no person other than the Commissioner shall have any estate or interest in, or right to, or in respect of, any waste lands to which any powers conferred by this Act on the Commissioner shall for the time being apply, except a right of road over any road to be formed, pursuant to section 4.

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

WILLIAM C. F. ROBINSON, Governor.

SCHEDULE.

[See map attached.]

PORT AUGUSTA

H^o DAVENPORT

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SCHEDULE

Blocks referred to shown thus