



ANNO OCTAVO

EDWARDI VII REGIS.

A.D. 1908.

No. 966.

An Act to authorise the Railways Commissioner to take possession of certain portions of the Adelaide Gaol Reserve, the Adelaide Park Lands, and the Sewers Yard adjoining the Adelaide and Nairne Railway, and to construct a Railway and Railway Works thereon, and for other purposes.

[Assented to, December 23rd, 1908.]

BE it Enacted by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

1. This Act may be cited as “The Adelaide Loop-Line Railway Act, 1908.” Short title.

2. The Acts mentioned in the First Schedule hereto, and all Acts amending the said Acts, or any of them, or substituted for the same, or any of them, shall, so far as the same are severally applicable, be incorporated herewith: Provided that no compensation shall be payable in respect of the portions of land mentioned in sections 3 and 9, or any of them. Acts incorporated.

3. The South Australian Railways Commissioner (in this Act called “The Commissioner”) may take and retain possession of— Commissioner may take certain lands.

1. All those two pieces of land, being portions of the Adelaide Gaol Reserve, described in Parts I. and II. of the Second Schedule hereto, and delineated in the plan referred to in section 4, and therein numbered 1 and 2 respectively; and

11. All

The Adelaide Loop-Line Railway Act.—1908.

- II. All that piece of land, being portion of the Adelaide Park Lands, described in Part III. of the Second Schedule hereto, and delineated in the said plan, and therein numbered 3; and
- III. All that piece of land, formerly portion of the Adelaide Park Lands but now in the possession of the Commissioner of Public Works, described in Part IV. of the Second Schedule hereto, and delineated in the said plan and therein numbered 4.

Power to construct railway.

4. The Commissioner, in addition to any railways and railway works now existing, may construct and maintain a railway (hereafter in this Act called "the said railway") from a point on the Adelaide City and Port Railway to a point or points on the Adelaide to Nairne Railway, together with all proper works and conveniences connected with the said railway, as the said railway is delineated in the plan deposited in the office of the Surveyor-General, at Adelaide, signed "Alex. B. Moncrieff, Engineer-in-Chief," and dated the eighth day of December, one thousand nine hundred and eight, or as the said railway is delineated in any plans hereafter so deposited pursuant to any law for the time being in force as to the deposit of such plans:

Provided that in case the Houses of Parliament are not sitting at the time when any plans and books of reference are deposited in the office of the Surveyor-General under section 9 of "The Railways Clauses Act, 1876," the Commissioner may make deviations under the said section before causing copies of such plans and books of reference to be laid before Parliament, but such copies shall be laid before both Houses of Parliament upon their next sitting.

Gauge of railway.

5. The gauge of the said railway shall be five feet three inches.

Fares, tolls, and charges.

6. The Commissioner may demand for the use of the said railway, and for the carriage of goods and passengers thereon and the loading and unloading of goods, such tolls, charges, and rates as are from time to time fixed in manner prescribed by any Act or Acts under which the Commissioner may fix such tolls, charges, and rates in respect of the railways under his control.

Commissioner's powers over lands described.

7. Without derogating from any power by this Act or any other Act or otherwise conferred upon the Commissioner, it is hereby declared that the Commissioner may—

- I. Construct and maintain portions of the said railway on the pieces of lands described in Parts II., III., and IV. of the Second Schedule hereto;
- II. Use all or any of the pieces of land described in the said Second Schedule for any purposes he deems expedient in connection with the said railway and any other railway or railways under his control; and

III. Construct

The Adelaide Loop-Line Railway Act.—1908.

111. Construct on all or any of the last-mentioned pieces of land all such works and conveniences as he deems expedient for the purposes of the said railway and any other railway or railways under his control; and
117. Use the said last-mentioned pieces of land or any of them as he deems expedient for the more convenient exercise of any powers vested in him.

8. For the purpose of constructing the said railway the Commissioner may demolish and remove the bridge over the Adelaide to Nairne Railway which carries the road running from the Port Road to the Adelaide Gaol: Provided that he has first constructed a new road connecting with the northern portion of the Gaol Road from a point on the Port Road to the north-west of the point where the Port Road crosses the Adelaide to Nairne Railway.

Commissioner may remove bridge on Gaol Road on making new road.

9. (1) The Commissioner may enter upon the piece of land, being portion of the Adelaide Park Lands described in the Third Schedule hereto, and delineated in the said plan, and therein numbered 5, and may construct the said new road thereon, and may do all things necessary for the purpose of constructing the same.

Power to make new road on park lands.

(2) When constructed the said new road may be used for all purposes for which the Gaol Road, running from the Port Road to the Adelaide Gaol, is used at the time of the passing of this Act.

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

GEORGE R. LE HUNTE, Governor.

The Adelaide Loop-Line Railway Act.—1908.

SCHEDULES.

THE FIRST SCHEDULE.

- Ordinance No. 6 of 1847.—“The Lands Clauses Consolidation Act.”
 Act No. 26 of 1855-6, being an Act to amend “The Lands Clauses Consolidation Act.”
 Act No. 202 of 1881.—“The Lands Clauses Consolidation Amendment Act, 1881.”
 Ordinance No. 7 of 1847.—“The Railways Clauses Consolidation Act.”
 Act No. 6 of 1858, being an Act to amend “The Railways Clauses Consolidation Act.”
 Act No. 32 of 1876.—“The Railways Clauses Act, 1876.”
 Act 414 of 1887.—“The South Australian Railways Commissioners Act, 1887.”
 Act 512 of 1891.—“The South Australian Railways Commissioners Act Amendment Act, 1891.”
 Act 612 of 1894.—“The South Australian Railways Commissioners Act Amendment Act, 1894.”
 Act 912 of 1906.—“The South Australian Railways Commissioners Further Amendment Act, 1906.”

THE SECOND SCHEDULE.

PART I.

All that piece of land, being portion of the Adelaide Gaol Reserve, bounded by a line commencing at a point on the south boundary of the eastern portion of the Adelaide Gaol Reserve, 100 links from its western boundary; thence along the said south boundary to its intersection with the eastern boundary of the Adelaide City and Port Railway; thence north-westerly, following the said eastern boundary for 835 links; thence south-easterly to the point of commencement.

PART II.

All that piece of land, being portion of the Adelaide Gaol Reserve bounded by a line commencing at a point at the intersection of the western boundary of the Adelaide City and Port Railway Reserve and the eastern wall of the Adelaide Gaol; thence southerly along the said boundary for 200 links; thence south-westerly by a line 1,050 links radius curving westerly to a point in the south-western boundary of the Adelaide Gaol Reserve 90 links from its intersection with the north boundary of the Adelaide to Nairne Railway Reserve; thence north-west along the said boundary of the said gaol reserve for 106 links; thence north-easterly by a line of 950 links radius parallel to and 100 links distant from the previously defined line of 1,050 links radius to the south wall of the Adelaide Gaol; thence following the said wall in easterly and northerly directions to the point of commencement.

PART III.

All that piece of land, being portion of the Adelaide Park Lands, bounded by a line commencing at a point in the south-western boundary of the Adelaide Gaol Reserve, 90 links north-westerly from the intersection of the said boundary with the north boundary of the Adelaide to Nairne Railway Reserve; thence south-westerly by a line 1,050 links radius, curving westerly to the said railway boundary; thence westerly along the said railway boundary to its intersection with the north side of the Port Road; thence north-westerly along the said side of the said road for 58 links;

The Adelaide Loop-Line Railway Act.—1908.

links; thence easterly by a line parallel to and 50 links distant from the said railway boundary for 1,150 links; thence north-easterly by a line 950 links radius, curving northerly to the south-westerly boundary of the said gaol reserve; thence south-easterly along the said boundary for 106 links to the point of commencement.

PART IV.

All that piece of land, being portion of the Sewers Yard adjoining the Adelaide to Nairne Railway, bounded by a line commencing on the south side of the Port Road 58 links west of its intersection with the north-western boundary of the Adelaide to Nairne Railway Reserve; thence south-easterly along the said side of the Port Road to its intersection with the said boundary of the said railway reserve; thence south-westerly and southerly along the said boundary of the said railway reserve to its intersection with the south boundary of the Sewers Yard; thence north-westerly along said boundary for 35 links; thence northerly by a line 2,525 links radius curving easterly to the point of commencement.

THE THIRD SCHEDULE.

All that piece of land, being portion of the Adelaide Park Lands and being a strip of land 60 links wide, the centre line of which commences on the north side of the Port Road, 250 links from the north boundary of the Adelaide and Nairne Railway Reserve; thence in a north-easterly direction curving easterly and northerly to the south-western boundary of the Gaol Reserve at a point 450 links south-east of its western corner.