



ANNO PRIMO

EDWARDI VII REGIS.

A.D. 1901.

No. 765.

An Act to authorize the Construction of a Harbor
in Light's Passage, and of a Railway thereto.

[*Assented to, December 21st, 1901.*]

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

1. This Act may be cited as "The Harbor and Railway Act, Title.
1901."

2. The Acts set forth in The Schedule, together with all other Incorporation.
Acts amending the said Acts, or either of them, shall, so far as
applicable, be incorporated with and form part of this Act.

3. In this Act the terms set forth hereunder shall have the Interpretation.
respective meanings set opposite to them:

"The anchorage," that portion of the waters of the Gulf of St.
Vincent nearest to Light's Passage, having a minimum
depth at low water of thirty-three feet:

"The plan," the plan deposited in the office of the Surveyor-
General and signed by the Engineer-in-Chief, showing the
proposed localities for the construction of the authorised
works and, where necessary, their approximated dimen-
sions.

4. The Governor is, as is hereinafter provided, authorised and Power to construct
and maintain harbor.
empowered to make, construct, and maintain a harbor in Light's
Passage,

The Harbor and Railway Act.—1901.

Passage, as shown and described in the plan, and therein colored blue, and for that purpose and in connection therewith to execute and carry out all or any of the following works:—

- To excavate channel. I. To make, dredge, and excavate a channel of a uniform depth of thirty-three feet at low water, extending from the anchorage through Light's Passage for a width of four hundred feet up to the proposed harbor, and for a width of one thousand feet throughout the length of such harbor, as defined in the plan and colored blue :
- To erect buoys and beacons. II. To erect, construct, and place the necessary buoys, beacons, and lights, and to execute and carry out all other works to ensure safety for ocean and other steamers in the navigation and use of such channel and harbor :
- To construct wharves. III. To make and construct wharves, as marked red on the plan, sufficient for the accommodation of ocean steamers, together with all jetties, quays, cranes, machinery, sheds, buildings, and other works connected therewith :
- To make approaches. IV. To make all necessary approaches to such wharves :
- Power to reclaim lands V. To reclaim the lands colored brown and margined red in the plan, either by the deposit of silt from the deepening and dredging operations, or in any other manner whatsoever :
- To purchase lands. VI. To purchase land for the authorised work :
- To do other necessary works. VII. To make, do, and execute all or any other works necessary for the construction and maintenance of the harbor.

Report by experts before tenders called for.

5. Before tenders are called for the construction of the work a report shall be obtained from three independent experts affirming that the site at Light's Passage is safe, suitable, and preferable to the construction of an Outer Harbor at Marino, and that the railway and harbor works at Light's Passage can be effectively completed for Five Hundred Thousand Pounds; the said experts, in arriving at a decision upon these points, to give fullest consideration to the vested interests existing at Port Adelaide, and to the value of Government property there, and to the considerable amount of public money already expended in deepening and otherwise improving the Port River. In case the experts are not agreed in their recommendations, the report shall be laid before Parliament before tenders are called.

Plans and tenders.

6. Subject to the approval by the experts of the site in Light's Passage, as shown on the plan for harbor works, the Government shall cause plans and specification to be prepared, and tenders to be called for in Australia and the United Kingdom, for the construction of the harbor and all necessary works connected therewith, and which shall be carried out by contracts made with public or private firms. No tender shall necessarily be accepted.

7. The

The Harbor and Railway Act.—1901.

7. The Governor may demand and take for receiving and berthing ships, and for wharfage and other dues, such tolls and charges as may be prescribed. Shipping tolls.

8. The South Australian Railways Commissioner (hereinafter called the Commissioner) may make and maintain a line of railway from the existing Largs Bay line to the harbor, as defined in the plan by a red line therein marked "railway," together with all proper works and conveniences connected therewith. Power to construct railway.

9. The Commissioner may demand for the use of the said railway and the carriage of goods and passengers thereon, and for the loading or unloading of goods, such tolls and charges or rates as may from time to time be prescribed. Railway tolls.

10. Where any measurement is mentioned or position defined in this Act or by the plan, the same is an approximate only of such position or measurement, and may be altered, but so that no such alteration shall have a material effect upon the measurement or position as now mentioned and defined. Plan subject to alterations.

11. The Governor or the Commissioner may make regulations for the purposes of carrying out the whole or any of the objects of this Act. Regulations.

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

TENNYSON, Governor.

THE SCHEDULE.

“The Land Clauses Consolidation Act.”

Act No. 26 of 1855-6, to amend “The Land Clauses Consolidation Act.”

“The Land Clauses Consolidation Amendment Act, 1881.”

“The Railway Clauses Consolidation Act.”

Act No. 6 of 1858, to amend “The Railway Clauses Consolidation Act.”

“The Railway Clauses Act, 1876.”

“The South Australian Railways Commissioners Act, 1887.”