

New Zealand.

ANNO TRICESIMO PRIMO

V I C T O R I Æ R E G I N Æ .

[*Local and Personal.*]

No. 1.

AN ACT to amend "The Otago Southern Trunk Railway Act 1866." Title.

[10th October 1867.]

WHEREAS by "The Otago Southern Trunk Railway Act 1866" Preamble.
the promoters of the undertaking therein described were authorized to make construct and maintain a railway commencing at a point at or near the southern side of Jetty Street in the City of Dunedin in the Province of Otago and terminating at a point situated in the line of the southern side of Hasborough Place and eastern side of Cromar Street in the township of Balclutha in the said Province And whereas it is expedient that the said promoters of the undertaking be authorized to abandon the making and constructing of a portion of the said railway commencing at the terminus in the said Act described in the City of Dunedin in the Province of Otago and terminating at a point on land marked number ten in the Taieri District in the said Province on the deposited plan of the said line of railway and to make construct and maintain instead thereof a portion of railway commencing at a point situate at or near the line of the southern side of High Street in the said City of Dunedin and terminating at the said point on the said land numbered ten in the said Taieri District to join that portion of the said railway by the said Act authorized to be constructed and made which is not by this Act authorized to be abandoned

And whereas the line of the said railway by the said Act authorized to be constructed has not yet been made and constructed nor has anything yet been done with respect to the said line of railway under the powers and provisions of the said Act

BE IT THEREFORE ENACTED by the General Assembly of New Zealand in Parliament assembled and by the authority of the same as follows—

1. The Short Title of this Act shall be "The Otago Southern Trunk Railway Amendment Act 1867." Short Title.

2. It shall be lawful for the promoters of the undertaking to abandon the making of that portion of the railway authorized by the said "Otago Southern Trunk Railway Act 1866" to be made constructed and maintained commencing at the terminus in the said Act described in the City of Dunedin in the Province of Otago and terminating at a point on land marked number ten in the Taieri District in the said Province on the deposited plan of the said line of railway and also marked nine miles on such plan and being sixty-five chains or thereabouts south-westward from the farm buildings of Springfield Power to promoters of undertaking to abandon part of railway and to construct railway instead thereof.

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situated in the said Taieri District and to make construct and maintain instead thereof a railway with proper works approaches and conveniences connected therewith to join at the said point in the said Taieri District that portion of the railway authorized to be made constructed and maintained by the said Act which is not by this Act authorized to be abandoned commencing at a point situate at or near the line of the southern side of High Street about seven chains eastward from the Custom House in the said City of Dunedin and passing from in through or into the following city and territorial divisions of the said Province viz. the City of Dunedin the Town District the Lower Kaikorai District the Dunedin and East Taieri District and the Taieri District and terminating at the said point on said land numbered ten in the said Taieri District on the said deposited plan and marked nine miles on such plan as the line of the portion of railway hereby authorized to be substituted is set forth on the deposited plan thereof and described in the book of reference or within the limits of deviation set forth on such plan being a distance of one hundred yards on either side of the said last mentioned line and passes through over or under the several sections streets roads and places enumerated in the Schedule hereto annexed.

Gates to be erected at the level crossings at Jetty Street and Rattray Street.

3. The promoters of the undertaking shall erect and at all times maintain four good and sufficient gates across the said railway at the points where the said railway crosses on a level Jetty Street and Rattray Street in the said City of Dunedin and shall employ proper persons to open and shut such gates and such gates shall be kept constantly closed across such railway save and except when engines or carriages passing along the railway shall have occasion to cross the said streets under a penalty of forty shillings for every default therein.

Rate of speed at the level crossings.

4. All departing or arriving trains on the said railway shall not cross the said Jetty Street and Rattray Street in the said City of Dunedin or either of them at any greater rate of speed than four miles an hour under a penalty of forty shillings for every default therein.

Incorporation of "The Otago Southern Trunk Railway Act 1866."

5. "The Otago Southern Trunk Railway Act 1866" shall henceforth be read and construed and shall operate and take effect in the same manner in every respect as if the portion of railway hereby authorized to be substituted for the portion of railway hereby authorized to be abandoned had been a portion of the railway by that Act authorized to be made and had with the portion of the railway by that Act authorized to be made and not hereby authorized to be abandoned been the railway by that Act authorized to be made constructed and maintained instead of the railway thereby authorized to be made constructed and maintained and the promoters of the undertaking shall accordingly be entitled to and to exercise and to enjoy the full benefit of all such powers and rights and to do all such matters and things in and for and in relation to the making constructing maintaining and dealing with the said portion of railway hereby authorized to be substituted and the said portion of railway not hereby authorized to be abandoned and every or any part thereof respectively as in such case the promoters of the undertaking would have been entitled to or to exercise enjoy or do under such Act.

SCHEDULE.

CITY OF DUNEDIN.

Reclaimed land and sections and all intervening roads and streets and south recreation ground.

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TOWN DISTRICT.

Block VII. sections 8 9 10 11 12 13 14 15 16 and 17. Block VI. sections 4 5 6 7 8 9 10 11 12 18 19 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 41 42 45 and all intervening roads and streets.

LOWER KAIKORAI.

Block V. sections 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 66 67 68 69 70 71 72 73 74 75 76 77 90 91 92 93 94 95 and all intervening roads and streets.

DUNEDIN AND EAST TAIEBI.

Block VI. sections 38 64. Block VII. sections 1 2 8 9 12 58 60 and all intervening roads and streets.

TAIEBI.

Block I. sections 2 3 4 5 6. Irregular block sections 29 30 31 and all intervening roads and streets.

WELLINGTON, NEW ZEALAND:

Printed under the authority of the New Zealand Government by GEORGE DIDSBURY, Government Printer.