

*This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.*

I. P. K. VIDLER,  
*Clerk of the Legislative Assembly.*

*Legislative Assembly Chamber,  
Sydney, 25 March, 1969.*

## New South Wales



ANNO OCTAVO DECIMO

**ELIZABETHÆ II REGINÆ**

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**Act No.       , 1969.**

An Act relating to the operation, control and management of the railway between Broken Hill and the border of South Australia; for this purpose to amend the Broken Hill to South Australian Border Railway Agreement Act, 1968; and for purposes connected therewith.

BE

*Broken Hill to South Australian Border Railway Agreement  
(Amendment).*

**B**E it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the "Broken Hill to South Australian Border Railway Agreement (Amendment) Act, 1969".

Short title and citation.

(2) The Broken Hill to South Australian Border Railway Agreement Act, 1968, as amended by this Act, may be cited as the Broken Hill to South Australian Border Railway Agreement Act, 1968-1969.

2. The Broken Hill to South Australian Border Railway Agreement Act, 1968, is amended by inserting next after section seven the following new section:—

Amendment of Act No. 59, 1968.

8. (1) In this section, except in so far as the context or subject-matter otherwise indicates or requires—

Provisions relating to control and management of Railway.

"the Commissioner" means the South Australian Railways Commissioner for the time being holding office as such under the South Australian Railways Commissioner's Act, 1936;

"the South Australian Railways Commissioner's Act, 1936," means the South Australian Railways Commissioner's Act, 1936, of the State of South Australia and any Act of that State amending, varying or replacing the same, and includes the Railways Standardization Agreement (Cockburn to Broken Hill) Act, 1968, of that State and any Act of that State amending, varying or replacing the same.

*Broken Hill to South Australian Border Railway Agreement  
(Amendment).*

(2) The Commissioner may for and on behalf of the State of South Australia operate, control and manage the Railway in accordance with the terms of the Agreement, the provisions of this section and any law applicable or incidental to the Railway or the operation, control and management thereof.

(3) The Commissioner—

(a) may demand, collect and enforce the payment of—

(i) rates for services rendered on or in connection with the Railway; and

(ii) tolls, freights, charges, rates and fares for the carriage or conveyance of goods, stock, minerals, mails, parcels and passengers on the Railway; and

(b) in the operation, control and management of the Railway as aforesaid shall have and may exercise and enjoy the like powers, authorities, privileges and immunities, and shall perform and be subject to the like duties, liabilities and obligations as he, for the time being, shall have or may exercise or enjoy or shall perform or be subject to in the operation, control and management of other railways, vested in the Commissioner, pursuant to the South Australian Railways Commissioner's Act, 1936 (section eighty-four of that Act excepted).

Any payment required pursuant to paragraph (a) of this subsection shall be the like payment as is required under by-laws or regulations under the South Australian Railways Commissioner's Act, 1936, in respect of other railways vested in the Commissioner or, where specifically prescribed by regulations under the said Act in respect of the Railway, the payment so prescribed.

(4)

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*Broken Hill to South Australian Border Railway Agreement  
(Amendment).*

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(4) Notwithstanding anything in this Act, the Commissioner shall not dispose of any land vested in him pursuant to this Act except with the approval of the Governor.

5 (5) (a) The provisions of sections one hundred and fifteen to one hundred and twenty-three of the South Australian Railways Commissioner's Act, 1936, and the by-laws and regulations under the said Act shall extend and apply, mutatis mutandis, to and in respect of the  
10 Railway.

(b) Any penalty imposed in respect of the provisions, by-laws and regulations extended and applied pursuant to paragraph (a) of this subsection may be recovered in a summary manner before a stipendiary  
15 magistrate or any two justices of the peace in petty sessions.

(c) Any penalty referred to in paragraph (b) of this subsection may be recovered by any person appointed in that behalf by the Commissioner.

20 The production of a document purporting to be signed by the Commissioner appointing a person therein named to recover any such penalty shall be sufficient evidence that the person therein named has been duly appointed as aforesaid, and shall be evidence that the person producing the document is the person thereby appointed.  
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(d) Any document purporting to be a copy of the South Australian Railways Commissioner's Act, 1936, or a by-law or regulation thereunder, and to be printed by the Government Printer of the State of South  
30 Australia, shall in all proceedings for any such penalty be sufficient evidence of the contents of that Act, by-law or regulation and shall be evidence that the same was at the relevant time in force.

(6)

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*Broken Hill to South Australian Border Railway Agreement  
(Amendment).*

---

(6) Notwithstanding anything contained in any Act, award or industrial agreement—

5 (a) the same terms and conditions of employment, including claims and the settlement thereof under any legislation of the State of South Australia relating to workers' compensation; and

(b) the same rates of salaries or wages,

10 shall be applicable and paid to officers and employees employed by the Commissioner in or in connection with the operation, control and management of the Railway as are applicable and paid to officers and employees employed by the Commissioner in or in connection with the operation, control and management of railways vested in him in the State of South Australia.

15 The provisions of the South Australian Railways Commissioner's Act, 1936, relating to officers and employees employed by the Commissioner in or in connection with the operation, control and management of railways vested in him in the State of South Australia shall apply, mutatis mutandis, to and in respect of officers and employees  
20 employed by the Commissioner in or in connection with the operation, control and management of the Railway.

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BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1969

[5c]

It shall be the duty of the Board of Directors of the Corporation to cause to be prepared and filed with the Secretary of State a statement of the affairs of the Corporation as follows:

(1) A statement of the assets and liabilities of the Corporation as of the end of the fiscal year and the beginning thereof, including a statement of the income and expenses of the Corporation for the year and a statement of the profit and loss for the year.

(2) A statement of the assets and liabilities of the Corporation as of the end of the fiscal year and the beginning thereof, including a statement of the income and expenses of the Corporation for the year and a statement of the profit and loss for the year.

(3) A statement of the assets and liabilities of the Corporation as of the end of the fiscal year and the beginning thereof, including a statement of the income and expenses of the Corporation for the year and a statement of the profit and loss for the year.

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THE BOARD OF DIRECTORS OF THE  
AMERICAN ASSOCIATION OF  
UNIVERSITY AND COLLEGE TEACHERS

RESOLUTION  
ADOPTED AT THE ANNUAL MEETING  
HELD AT THE UNIVERSITY OF  
CHICAGO, ILLINOIS, ON  
DECEMBER 29, 1950

RESOLUTION

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RESOLUTION

RESOLUTION

RESOLUTION

RESOLUTION



No. , 1969.

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## A BILL

Relating to the operation, control and management of the railway between Broken Hill and the border of South Australia; for this purpose to amend the Broken Hill to South Australian Border Railway Agreement Act, 1968; and for purposes connected therewith.

[MR MORRIS—19 *March*, 1969.]

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BE

*Broken Hill to South Australian Border Railway Agreement  
(Amendment).*

5 **B**E it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the "Broken Hill to South Australian Border Railway Agreement (Amendment) Act, 1969". Short title and citation.

10 (2) The Broken Hill to South Australian Border Railway Agreement Act, 1968, as amended by this Act, may be cited as the Broken Hill to South Australian Border Railway Agreement Act, 1968-1969.

15 2. The Broken Hill to South Australian Border Railway Agreement Act, 1968, is amended by inserting next after section seven the following new section :— Amendment of Act No. 59, 1968.

8. (1) In this section, except in so far as the context or subject-matter otherwise indicates or requires— Provisions relating to control and management of Railway.

20 "the Commissioner" means the South Australian Railways Commissioner for the time being holding office as such under the South Australian Railways Commissioner's Act, 1936;

25 "the South Australian Railways Commissioner's Act, 1936," means the South Australian Railways Commissioner's Act, 1936, of the State of South Australia and any Act of that State amending, varying or replacing the same, and includes the Railways Standardization Agreement (Cockburn to Broken Hill) Act, 1968, of that State and any Act of that State amending, varying or replacing the same.  
30

(2)

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*Broken Hill to South Australian Border Railway Agreement  
(Amendment).*

---

5 (2) The Commissioner may for and on behalf of the State of South Australia operate, control and manage the Railway in accordance with the terms of the Agreement, the provisions of this section and any law applicable or incidental to the Railway or the operation, control and management thereof.

(3) The Commissioner—

10 (a) may demand, collect and enforce the payment of—

(i) rates for services rendered on or in connection with the Railway; and

15 (ii) tolls, freights, charges, rates and fares for the carriage or conveyance of goods, stock, minerals, mails, parcels and passengers on the Railway; and

20 (b) in the operation, control and management of the Railway as aforesaid shall have and may exercise and enjoy the like powers, authorities, privileges and immunities, and shall perform and be subject to the like duties, liabilities and obligations as he, for the time being, shall have or may exercise or enjoy or shall perform or be subject to in the operation, control and management of other railways, vested in the Commissioner, pursuant to the South Australian Railways Commissioner's Act, 1936 (section eighty-four of that Act excepted).

25  
30 Any payment required pursuant to paragraph (a) of this subsection shall be the like payment as is required under by-laws or regulations under the South Australian Railways Commissioner's Act, 1936, in respect of other railways vested in the Commissioner or, where specifically prescribed by regulations under the said Act in respect of the Railway, the payment so prescribed.

(4)

---

*Broken Hill to South Australian Border Railway Agreement  
(Amendment).*

---

(4) Notwithstanding anything in this Act, the Commissioner shall not dispose of any land vested in him pursuant to this Act except with the approval of the Governor.

5 (5) (a) The provisions of sections one hundred  
and fifteen to one hundred and twenty-three of the South  
Australian Railways Commissioner's Act, 1936, and the  
by-laws and regulations under the said Act shall extend  
and apply, mutatis mutandis, to and in respect of the  
10 Railway.

(b) Any penalty imposed in respect of the  
provisions, by-laws and regulations extended and applied  
pursuant to paragraph (a) of this subsection may be  
15 recovered in a summary manner before a stipendiary  
magistrate or any two justices of the peace in petty  
sessions.

(c) Any penalty referred to in paragraph (b)  
of this subsection may be recovered by any person  
appointed in that behalf by the Commissioner.

20 The production of a document purporting to be signed  
by the Commissioner appointing a person therein named  
to recover any such penalty shall be sufficient evidence  
that the person therein named has been duly appointed  
as aforesaid, and shall be evidence that the person pro-  
25 ducing the document is the person thereby appointed.

(d) Any document purporting to be a copy  
of the South Australian Railways Commissioner's Act,  
1936, or a by-law or regulation thereunder, and to be  
printed by the Government Printer of the State of South  
30 Australia, shall in all proceedings for any such penalty  
be sufficient evidence of the contents of that Act, by-law  
or regulation and shall be evidence that the same was  
at the relevant time in force.

(6)

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*Broken Hill to South Australian Border Railway Agreement  
(Amendment).*

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(6) Notwithstanding anything contained in any Act, award or industrial agreement—

5 (a) the same terms and conditions of employment, including claims and the settlement thereof under any legislation of the State of South Australia relating to workers' compensation; and

(b) the same rates of salaries or wages,

10 shall be applicable and paid to officers and employees employed by the Commissioner in or in connection with the operation, control and management of the Railway as are applicable and paid to officers and employees employed by the Commissioner in or in connection with the operation, control and management of railways vested in him in the State of South Australia.

15 The provisions of the South Australian Railways Commissioner's Act, 1936, relating to officers and employees employed by the Commissioner in or in connection with the operation, control and management of railways vested in him in the State of South Australia shall apply, mutatis mutandis, to and in respect of officers and employees  
20 employed by the Commissioner in or in connection with the operation, control and management of the Railway.

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BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1969

[5c]

The first part of the document is a letter from the Secretary of the State of New York to the Governor of the State of New York.

The second part of the document is a letter from the Governor of the State of New York to the Secretary of the State of New York.

The third part of the document is a letter from the Secretary of the State of New York to the Governor of the State of New York.

The fourth part of the document is a letter from the Governor of the State of New York to the Secretary of the State of New York.

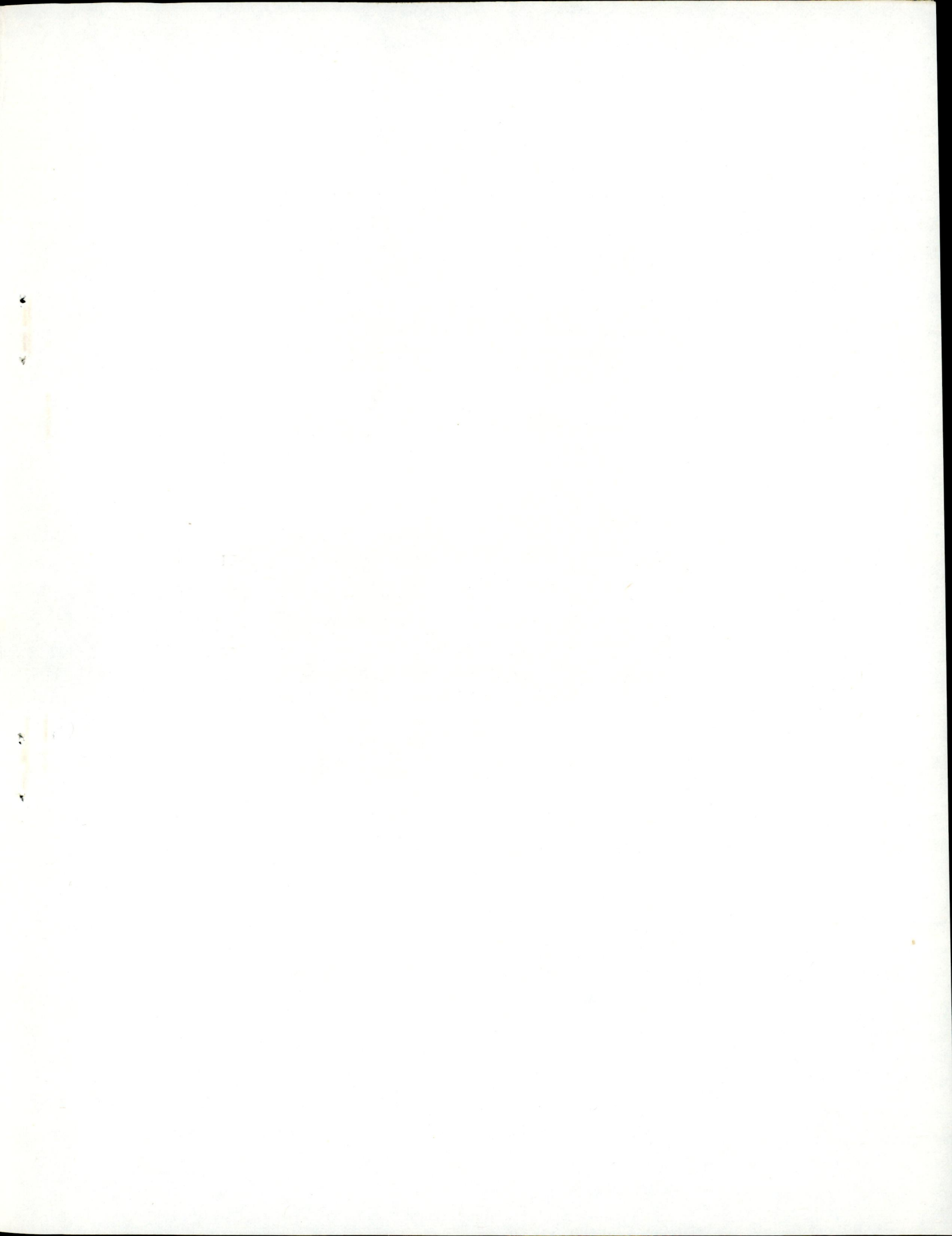
The fifth part of the document is a letter from the Secretary of the State of New York to the Governor of the State of New York.

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## **BROKEN HILL TO SOUTH AUSTRALIAN BORDER RAILWAY AGREEMENT (AMENDMENT) BILL, 1969**

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### **EXPLANATORY NOTE**

THE objects of this Bill are—

- (a) to permit the South Australian Railways Commissioner to operate, control and manage the Railway between Broken Hill and the border of South Australia;
- (b) to apply to the Railway certain laws of South Australia, and certain other matters, relating to railways in that State; and
- (c) to make other provisions of a minor or consequential character.



BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the Broken Hill to South Australian Border Railway Agreement (Amendment) Act 1969.

(2) The Broken Hill to South Australian Border Railway Agreement Act 1968, as amended by the Act, may be cited as the Broken Hill to South Australian Border Railway Agreement.

No. , 1969.

# A BILL

Relating to the operation, control and management of the railway between Broken Hill and the border of South Australia; for this purpose to amend the Broken Hill to South Australian Border Railway Agreement Act, 1968; and for purposes connected therewith.

[MR MORRIS—19 March, 1969.]

BE

*Broken Hill to South Australian Border Railway Agreement  
(Amendment).*

**B**E it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the "Broken Hill to South Australian Border Railway Agreement (Amendment) Act, 1969". Short title and citation.

(2) The Broken Hill to South Australian Border Railway Agreement Act, 1968, as amended by this Act, may be cited as the Broken Hill to South Australian Border Railway Agreement Act, 1968-1969.

2. The Broken Hill to South Australian Border Railway Agreement Act, 1968, is amended by inserting next after section seven the following new section:— Amendment of Act No. 59, 1968.

8. (1) In this section, except in so far as the context or subject-matter otherwise indicates or requires— Provisions relating to control and management of Railway.

"the Commissioner" means the South Australian Railways Commissioner for the time being holding office as such under the South Australian Railways Commissioner's Act, 1936;

"the South Australian Railways Commissioner's Act, 1936," means the South Australian Railways Commissioner's Act, 1936, of the State of South Australia and any Act of that State amending, varying or replacing the same, and includes the Railways Standardization Agreement (Cockburn to Broken Hill) Act, 1968, of that State and any Act of that State amending, varying or replacing the same.

---

*Broken Hill to South Australian Border Railway Agreement  
(Amendment).*

---

5 (2) The Commissioner may for and on behalf of the State of South Australia operate, control and manage the Railway in accordance with the terms of the Agreement, the provisions of this section and any law applicable or incidental to the Railway or the operation, control and management thereof.

(3) The Commissioner—

10 (a) may demand, collect and enforce the payment of—

(i) rates for services rendered on or in connection with the Railway; and

15 (ii) tolls, freights, charges, rates and fares for the carriage or conveyance of goods, stock, minerals, mails, parcels and passengers on the Railway; and

20 (b) in the operation, control and management of the Railway as aforesaid shall have and may exercise and enjoy the like powers, authorities, privileges and immunities, and shall perform and be subject to the like duties, liabilities and obligations as he, for the time being, shall have or may exercise or enjoy or shall perform or be subject to in the operation, control and management of other railways, vested in the Commissioner, pursuant to the South Australian Railways Commissioner's Act, 1936 (section eighty-four of that Act excepted).

25  
30 Any payment required pursuant to paragraph (a) of this subsection shall be the like payment as is required under by-laws or regulations under the South Australian Railways Commissioner's Act, 1936, in respect of other railways vested in the Commissioner or, where specifically prescribed by regulations under the said Act in respect of the Railway, the payment so prescribed.

(4)

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*Broken Hill to South Australian Border Railway Agreement  
(Amendment).*

---

(4) Notwithstanding anything in this Act, the Commissioner shall not dispose of any land vested in him pursuant to this Act except with the approval of the Governor.

5 (5) (a) The provisions of sections one hundred and fifteen to one hundred and twenty-three of the South Australian Railways Commissioner's Act, 1936, and the by-laws and regulations under the said Act shall extend and apply, mutatis mutandis, to and in respect of the  
10 Railway.

(b) Any penalty imposed in respect of the provisions, by-laws and regulations extended and applied pursuant to paragraph (a) of this subsection may be recovered in a summary manner before a stipendiary  
15 magistrate or any two justices of the peace in petty sessions.

(c) Any penalty referred to in paragraph (b) of this subsection may be recovered by any person appointed in that behalf by the Commissioner.

20 The production of a document purporting to be signed by the Commissioner appointing a person therein named to recover any such penalty shall be sufficient evidence that the person therein named has been duly appointed as aforesaid, and shall be evidence that the person producing the document is the person thereby appointed.  
25

(d) Any document purporting to be a copy of the South Australian Railways Commissioner's Act, 1936, or a by-law or regulation thereunder, and to be printed by the Government Printer of the State of South  
30 Australia, shall in all proceedings for any such penalty be sufficient evidence of the contents of that Act, by-law or regulation and shall be evidence that the same was at the relevant time in force.

(6)

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*Broken Hill to South Australian Border Railway Agreement  
(Amendment).*

---

(6) Notwithstanding anything contained in any Act, award or industrial agreement—

5 (a) the same terms and conditions of employment, including claims and the settlement thereof under any legislation of the State of South Australia relating to workers' compensation; and

(b) the same rates of salaries or wages,

10 shall be applicable and paid to officers and employees employed by the Commissioner in or in connection with the operation, control and management of the Railway as are applicable and paid to officers and employees employed by the Commissioner in or in connection with the operation, control and management of railways vested in him in the State of South Australia.

15 The provisions of the South Australian Railways Commissioner's Act, 1936, relating to officers and employees employed by the Commissioner in or in connection with the operation, control and management of railways vested in him in the State of South Australia shall apply, mutatis  
20 mutandis, to and in respect of officers and employees employed by the Commissioner in or in connection with the operation, control and management of the Railway.

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BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1969

Section 103 to South Australian Railways Act 1955  
(Amendment)

(1) Notwithstanding anything contained in any Act or rule or industrial agreement—

(a) the terms and conditions of employment including those and the settlement thereof under any Act in the State of South Australia relating to railway employees shall and

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(b) the terms and conditions of employment

shall be applicable and paid to officers and employees employed by the Commission in the operation with the operation, control and management of the Railway as are applicable and paid to officers and employees of the Commission in the operation with the operation, control and management of railways in the State of South Australia.

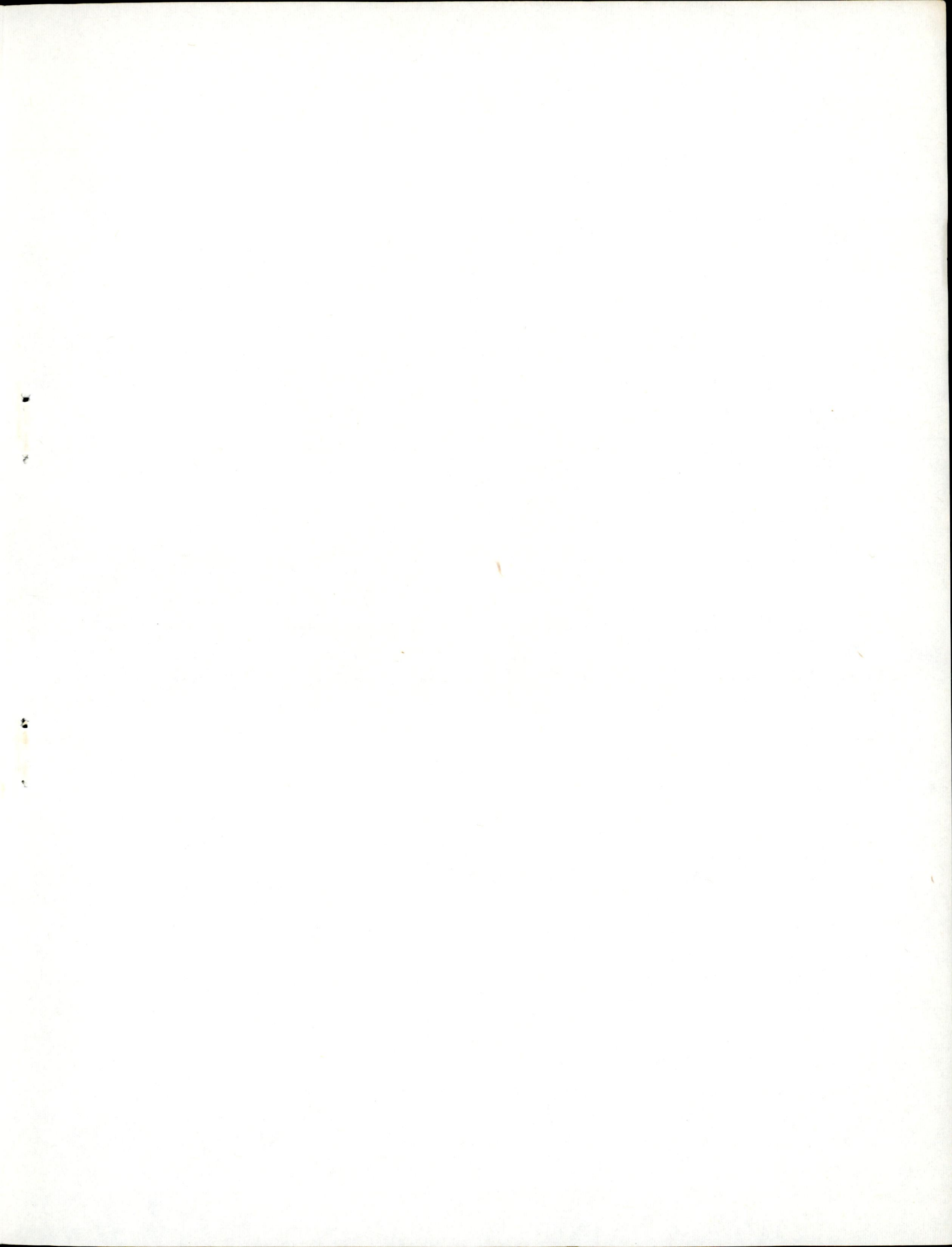
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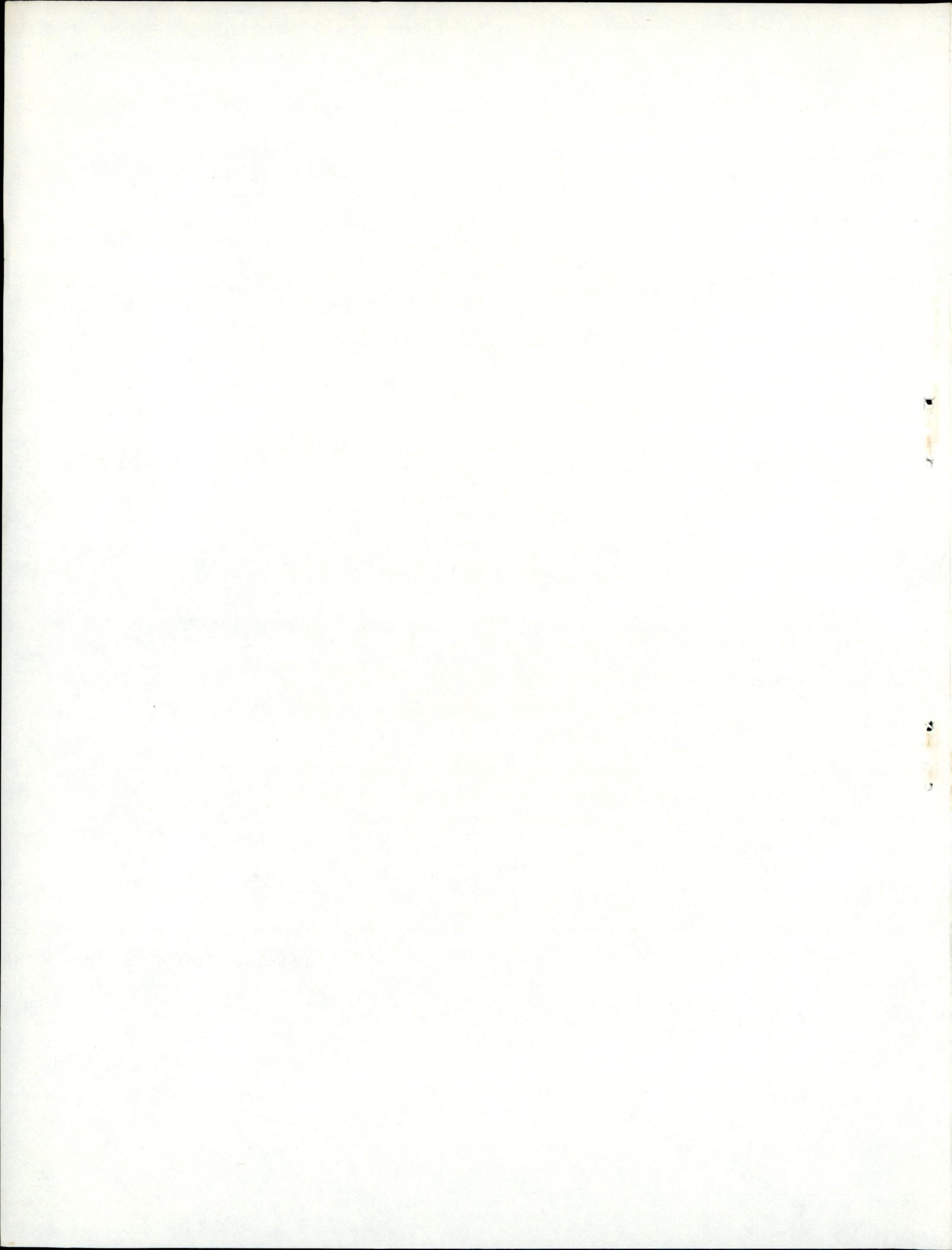
The provisions of the South Australian Railways Commission Act 1955 relating to officers and employees employed by the Commission in the operation with the operation, control and management of railways shall in the State of South Australia apply, mutatis mutandis, to and in respect of officers and employees employed by the Commission in the operation with the operation, control and management of the Railway.

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New South Wales



ANNO OCTAVO DECIMO

**ELIZABETHÆ II REGINÆ**

\*\*\*\*\*

**Act No. 26, 1969.**

An Act relating to the operation, control and management of the railway between Broken Hill and the border of South Australia; for this purpose to amend the Broken Hill to South Australian Border Railway Agreement Act, 1968; and for purposes connected therewith. [Assented to, 9th April, 1969.]

BE

*Broken Hill to South Australian Border Railway Agreement  
(Amendment).*

**B**E it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

Short title  
and  
citation.

1. (1) This Act may be cited as the "Broken Hill to South Australian Border Railway Agreement (Amendment) Act, 1969".

(2) The Broken Hill to South Australian Border Railway Agreement Act, 1968, as amended by this Act, may be cited as the Broken Hill to South Australian Border Railway Agreement Act, 1968–1969.

Amendment  
of Act No.  
59, 1968.

2. The Broken Hill to South Australian Border Railway Agreement Act, 1968, is amended by inserting next after section seven the following new section:—

Provisions  
relating  
to control  
and  
manage-  
ment of  
Railway.

8. (1) In this section, except in so far as the context or subject-matter otherwise indicates or requires—

"the Commissioner" means the South Australian Railways Commissioner for the time being holding office as such under the South Australian Railways Commissioner's Act, 1936;

"the South Australian Railways Commissioner's Act, 1936," means the South Australian Railways Commissioner's Act, 1936, of the State of South Australia and any Act of that State amending, varying or replacing the same, and includes the Railways Standardization Agreement (Cockburn to Broken Hill) Act, 1968, of that State and any Act of that State amending, varying or replacing the same.

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*Broken Hill to South Australian Border Railway Agreement  
(Amendment).*

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(2) The Commissioner may for and on behalf of the State of South Australia operate, control and manage the Railway in accordance with the terms of the Agreement, the provisions of this section and any law applicable or incidental to the Railway or the operation, control and management thereof.

(3) The Commissioner—

(a) may demand, collect and enforce the payment of—

(i) rates for services rendered on or in connection with the Railway; and

(ii) tolls, freights, charges, rates and fares for the carriage or conveyance of goods, stock, minerals, mails, parcels and passengers on the Railway; and

(b) in the operation, control and management of the Railway as aforesaid shall have and may exercise and enjoy the like powers, authorities, privileges and immunities, and shall perform and be subject to the like duties, liabilities and obligations as he, for the time being, shall have or may exercise or enjoy or shall perform or be subject to in the operation, control and management of other railways, vested in the Commissioner, pursuant to the South Australian Railways Commissioner's Act, 1936 (section eighty-four of that Act excepted).

Any payment required pursuant to paragraph (a) of this subsection shall be the like payment as is required under by-laws or regulations under the South Australian Railways Commissioner's Act, 1936, in respect of other railways vested in the Commissioner or, where specifically prescribed by regulations under the said Act in respect of the Railway, the payment so prescribed.

(4)

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*Broken Hill to South Australian Border Railway Agreement  
(Amendment).*

---

(4) Notwithstanding anything in this Act, the Commissioner shall not dispose of any land vested in him pursuant to this Act except with the approval of the Governor.

(5) (a) The provisions of sections one hundred and fifteen to one hundred and twenty-three of the South Australian Railways Commissioner's Act, 1936, and the by-laws and regulations under the said Act shall extend and apply, mutatis mutandis, to and in respect of the Railway.

(b) Any penalty imposed in respect of the provisions, by-laws and regulations extended and applied pursuant to paragraph (a) of this subsection may be recovered in a summary manner before a stipendiary magistrate or any two justices of the peace in petty sessions.

(c) Any penalty referred to in paragraph (b) of this subsection may be recovered by any person appointed in that behalf by the Commissioner.

The production of a document purporting to be signed by the Commissioner appointing a person therein named to recover any such penalty shall be sufficient evidence that the person therein named has been duly appointed as aforesaid, and shall be evidence that the person producing the document is the person thereby appointed.

(d) Any document purporting to be a copy of the South Australian Railways Commissioner's Act, 1936, or a by-law or regulation thereunder, and to be printed by the Government Printer of the State of South Australia, shall in all proceedings for any such penalty be sufficient evidence of the contents of that Act, by-law or regulation and shall be evidence that the same was at the relevant time in force.

(6)

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*Broken Hill to South Australian Border Railway Agreement  
(Amendment).*

---

(6) Notwithstanding anything contained in any Act, award or industrial agreement—

(a) the same terms and conditions of employment, including claims and the settlement thereof under any legislation of the State of South Australia relating to workers' compensation; and

(b) the same rates of salaries or wages,

shall be applicable and paid to officers and employees employed by the Commissioner in or in connection with the operation, control and management of the Railway as are applicable and paid to officers and employees employed by the Commissioner in or in connection with the operation, control and management of railways vested in him in the State of South Australia.

The provisions of the South Australian Railways Commissioner's Act, 1936, relating to officers and employees employed by the Commissioner in or in connection with the operation, control and management of railways vested in him in the State of South Australia shall apply, *mutatis mutandis*, to and in respect of officers and employees employed by the Commissioner in or in connection with the operation, control and management of the Railway.

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BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1969

Bill No 10, 1963, Section 10, Sub-section 1

The following provisions shall apply to any person who is employed in any of the following capacities:

- (a) the person is employed in any of the following capacities:
- (b) the person is employed in any of the following capacities:
- (c) the person is employed in any of the following capacities:

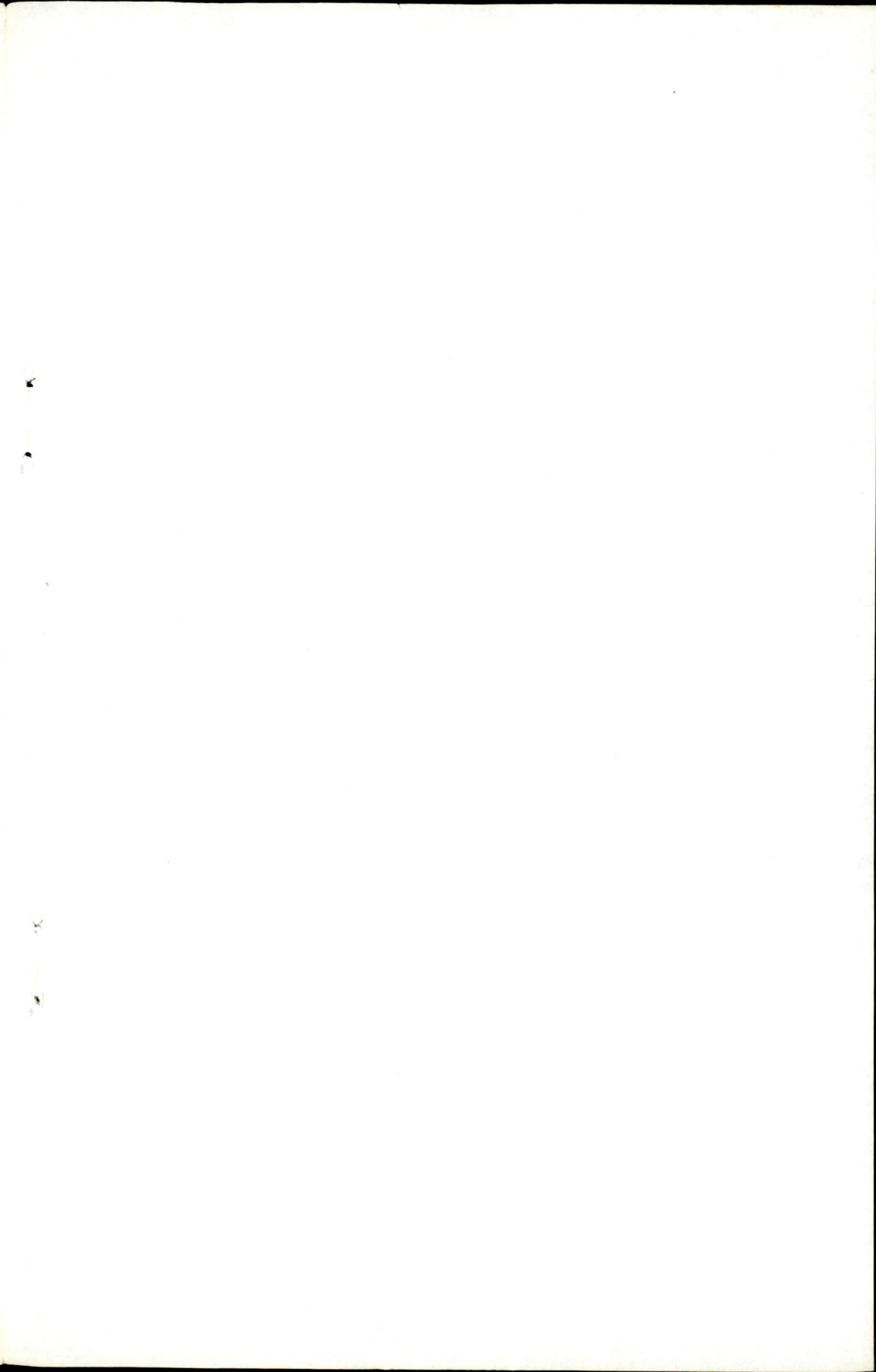
The person is employed in any of the following capacities:

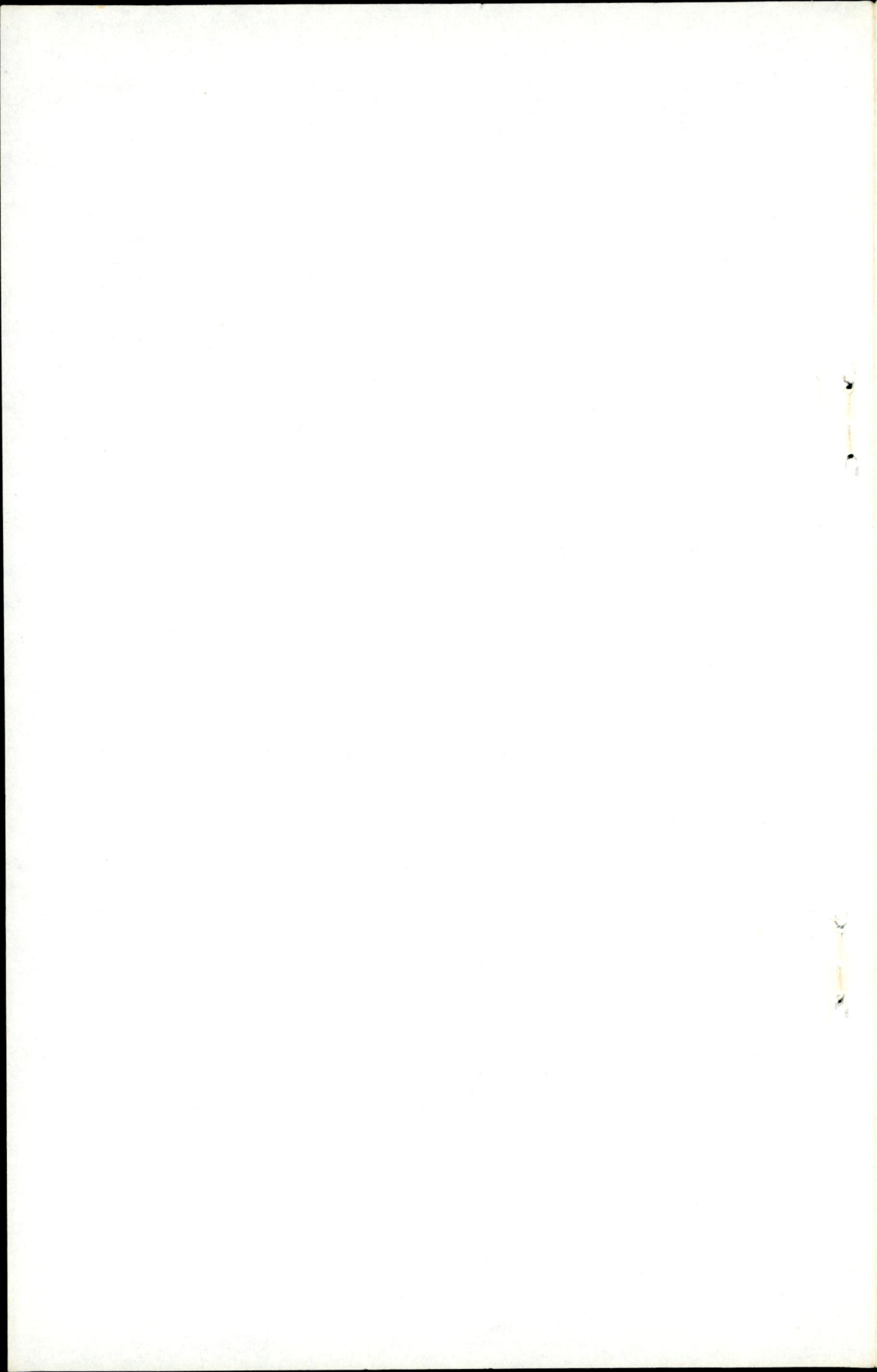
That be applied to and put in effect by the person who is employed in any of the following capacities in or in connection with the operation of the railway, and who is employed in any of the following capacities in or in connection with the operation of the railway, and who is employed in any of the following capacities in or in connection with the operation of the railway.

The person is employed in any of the following capacities in or in connection with the operation of the railway, and who is employed in any of the following capacities in or in connection with the operation of the railway, and who is employed in any of the following capacities in or in connection with the operation of the railway.

The person is employed in any of the following capacities in or in connection with the operation of the railway, and who is employed in any of the following capacities in or in connection with the operation of the railway, and who is employed in any of the following capacities in or in connection with the operation of the railway.







*I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.*

**I. P. K. VIDLER,**  
*Clerk of the Legislative Assembly.*

*Legislative Assembly Chamber,  
Sydney, 27 March, 1969.*

## **New South Wales**



ANNO OCTAVO DECIMO

**ELIZABETHÆ II REGINÆ**

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**Act No. 26, 1969.**

An Act relating to the operation, control and management of the railway between Broken Hill and the border of South Australia; for this purpose to amend the Broken Hill to South Australian Border Railway Agreement Act, 1968; and for purposes connected therewith. [Assented to, 9th April, 1969.]

BE

*I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.*

**L. A. PUNCH,**  
*Chairman of Committees of the Legislative Assembly.*

*Broken Hill to South Australian Border Railway Agreement  
(Amendment).*

**B**E it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

Short title  
and  
citation.

1. (1) This Act may be cited as the "Broken Hill to South Australian Border Railway Agreement (Amendment) Act, 1969".

(2) The Broken Hill to South Australian Border Railway Agreement Act, 1968, as amended by this Act, may be cited as the Broken Hill to South Australian Border Railway Agreement Act, 1968-1969.

Amendment  
of Act No.  
59, 1968.

2. The Broken Hill to South Australian Border Railway Agreement Act, 1968, is amended by inserting next after section seven the following new section:—

Provisions  
relating  
to control  
and  
manage-  
ment of  
Railway.

8. (1) In this section, except in so far as the context or subject-matter otherwise indicates or requires—

"the Commissioner" means the South Australian Railways Commissioner for the time being holding office as such under the South Australian Railways Commissioner's Act, 1936;

"the South Australian Railways Commissioner's Act, 1936," means the South Australian Railways Commissioner's Act, 1936, of the State of South Australia and any Act of that State amending, varying or replacing the same, and includes the Railways Standardization Agreement (Cockburn to Broken Hill) Act, 1968, of that State and any Act of that State amending, varying or replacing the same.

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*Broken Hill to South Australian Border Railway Agreement  
(Amendment).*

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(2) The Commissioner may for and on behalf of the State of South Australia operate, control and manage the Railway in accordance with the terms of the Agreement, the provisions of this section and any law applicable or incidental to the Railway or the operation, control and management thereof.

(3) The Commissioner—

(a) may demand, collect and enforce the payment of—

(i) rates for services rendered on or in connection with the Railway; and

(ii) tolls, freights, charges, rates and fares for the carriage or conveyance of goods, stock, minerals, mails, parcels and passengers on the Railway; and

(b) in the operation, control and management of the Railway as aforesaid shall have and may exercise and enjoy the like powers, authorities, privileges and immunities, and shall perform and be subject to the like duties, liabilities and obligations as he, for the time being, shall have or may exercise or enjoy or shall perform or be subject to in the operation, control and management of other railways, vested in the Commissioner, pursuant to the South Australian Railways Commissioner's Act, 1936 (section eighty-four of that Act excepted).

Any payment required pursuant to paragraph (a) of this subsection shall be the like payment as is required under by-laws or regulations under the South Australian Railways Commissioner's Act, 1936, in respect of other railways vested in the Commissioner or, where specifically prescribed by regulations under the said Act in respect of the Railway, the payment so prescribed.

(4)

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*Broken Hill to South Australian Border Railway Agreement  
(Amendment).*

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(4) Notwithstanding anything in this Act, the Commissioner shall not dispose of any land vested in him pursuant to this Act except with the approval of the Governor.

(5) (a) The provisions of sections one hundred and fifteen to one hundred and twenty-three of the South Australian Railways Commissioner's Act, 1936, and the by-laws and regulations under the said Act shall extend and apply, mutatis mutandis, to and in respect of the Railway.

(b) Any penalty imposed in respect of the provisions, by-laws and regulations extended and applied pursuant to paragraph (a) of this subsection may be recovered in a summary manner before a stipendiary magistrate or any two justices of the peace in petty sessions.

(c) Any penalty referred to in paragraph (b) of this subsection may be recovered by any person appointed in that behalf by the Commissioner.

The production of a document purporting to be signed by the Commissioner appointing a person therein named to recover any such penalty shall be sufficient evidence that the person therein named has been duly appointed as aforesaid, and shall be evidence that the person producing the document is the person thereby appointed.

(d) Any document purporting to be a copy of the South Australian Railways Commissioner's Act, 1936, or a by-law or regulation thereunder, and to be printed by the Government Printer of the State of South Australia, shall in all proceedings for any such penalty be sufficient evidence of the contents of that Act, by-law or regulation and shall be evidence that the same was at the relevant time in force.

(6)

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*Broken Hill to South Australian Border Railway Agreement  
(Amendment).*

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(6) Notwithstanding anything contained in any Act, award or industrial agreement—

(a) the same terms and conditions of employment, including claims and the settlement thereof under any legislation of the State of South Australia relating to workers' compensation; and

(b) the same rates of salaries or wages,

shall be applicable and paid to officers and employees employed by the Commissioner in or in connection with the operation, control and management of the Railway as are applicable and paid to officers and employees employed by the Commissioner in or in connection with the operation, control and management of railways vested in him in the State of South Australia.

The provisions of the South Australian Railways Commissioner's Act, 1936, relating to officers and employees employed by the Commissioner in or in connection with the operation, control and management of railways vested in him in the State of South Australia shall apply, mutatis mutandis, to and in respect of officers and employees employed by the Commissioner in or in connection with the operation, control and management of the Railway.

*In the name and on behalf of Her Majesty I assent to this Act.*

A. R. CUTLER,  
*Governor.*

*Government House,  
Sydney, 9th April, 1969.*

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