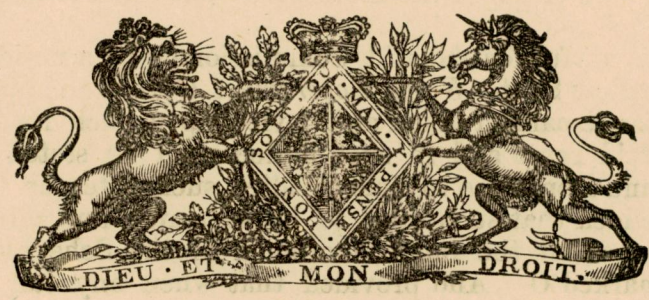


*This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.*

*Legislative Assembly Chamber,  
Sydney, 20 December, 1867. }*

CHA. TOMPSON,  
*Clerk of Legislative Assembly.*

## New South Wales.



ANNO TRICESIMO PRIMO

# VICTORIÆ REGINÆ.

\*\*\*\*\*

No. .

An Act to amend the Act known as the Old Botany Randwick and Coogee Roads Trust Act 18 Victoria No. 14.

**W**HEREAS it is expedient to make further provision for the Preamble.  
making repairing upholding and extension of the Roads referred to in the Schedule of the Act of Council eighteenth Victoria number fourteen Be it therefore 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. It shall be lawful for the Commissioners of the said Trust to borrow and take up at interest on the credit of the tolls arising on the roads within the said Trust such sum or sums of money as they shall from time to time think proper and to mortgage the tolls on such roads or any part or parts thereof the costs and charges of which mortgages shall be paid out of the tolls as a security to any person or persons or their trustees who shall advance such sum or sums of money And it shall be lawful for said persons respectively to whom any mortgage shall be made as aforesaid or who shall be from time to time entitled to the money thereby secured to assign or transfer his her or their right title and interest in and to such mortgage and the principal money and interest secured to any other person or persons whomsoever Provided always that the sum or sums of money so borrowed shall not exceed six times the amount of tolls received on the roads within the said Trust on the credit of which such sum or sums shall be intended to be secured during the year ending on the thirty-first day of December

Commissioners may borrow money.

*Randwick and Coogee Roads Trust Amendment.*

ber immediately preceding And provided also that no sum or sums of money be so borrowed which would if added to the previous debt or debts of the said Trust make the aggregate of the debt or debts of the said Trust to exceed six times the amount of the tolls so received  
5 within the year immediately preceding as aforesaid.

2. The Mayor of Sydney for the time being shall *ex officio* be Mayor of Sydney to be member of Trust.  
a member of the Trust.

3. It shall be lawful for the Commissioners of the said Trust Commissioners may transfer &c. with the consent of the Governor and Executive Council to transfer  
10 the road mentioned in the third paragraph of Schedule A 1 to the said Act to any Municipal Council or Councils through which the said road passes who may desire to possess or procure the same Provided that if the tolls should be mortgaged the mortgagee shall consent to such transfer.

15 4. It shall be lawful for the said Commissioners by a notice to be published in the New South Wales *Government Gazette* to appoint and direct tolls to be demanded taken and levied upon such road or roads within their said Trust and in such notice shall be stated the rates of such tolls and from time to time to alter such rates as they  
20 may deem fit Provided that such rates to be so stated and altered shall not exceed in amount the rates mentioned in the Schedule to this Act annexed marked C And provided that when any toll has been paid at any turnpike-gate erected within the limits of the said Trust the payment of such toll shall free the same traffic through all  
25 the toll-gates within the said Trust on its return the same day.

5. The said Commissioners shall have power to extend the road mentioned in the second Schedule to the said Act to thirty chains from its present terminus at Whale-street to the waters of Coogee Bay. Power of Commissioners to extend road.

6. All the clauses in the said recited Act shall continue in  
30 force excepting clauses five and twenty-one. Clauses in 18 Vict. No. 14 retained excepting Nos. 5 and 21.

7. In any proceeding under this amended Act the production of the New South Wales *Government Gazette* containing such notice shall be *prima facie* evidence that such notice was duly published by the direction of the said Commissioners until the contrary shall be  
35 shewn. Production of *Government Gazette* containing notice to be considered as evidence.

8. This Act may be cited as the "Amended Randwick and Coogee Roads Trust Act of 1867" and shall take effect on the first day of January one thousand eight hundred and sixty-eight. Commencement and Short Title of Act.

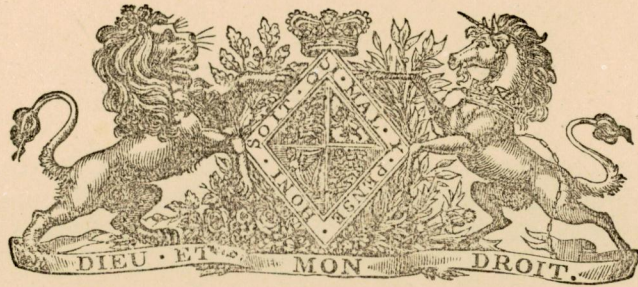
SCHEDULE C.

		s.	d.
40	For every sheep lamb pig or goat.....	0	0½
	For every ox or head of neat cattle.....	0	2
	For every horse mare gelding ass mule or colt .....	0	3
	For every cart dray gig chaise or other such vehicle with two wheels drawn by one horse or other animal.....	0	6
45	For every additional horse or other animal drawing such cart dray gig chaise or other such vehicle with two wheels ...	0	3
	For every wain waggon coach chariot or other such carriage with four wheels drawn by two horses or other animals	1	0
50	For every additional horse or other animal drawing such wain waggon coach chariot or other such carriage with four wheels .....	0	3
	For every coach chariot chaise or other carriage with four wheels drawn by one horse or other animal .....	0	9
55	For every empty cart dray gig chaise or other vehicle tied or secured to any other carriage the same toll as if drawn by one horse and every empty four-wheel carriage the same rate of toll as if drawn by two horses but if such have goods conveyed in them other than the harness they shall pay double toll.		

*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.*  
*Legislative Assembly Chamber,*  
*Sydney, 20 December, 1867. }*

CHA. TOMPSON,  
*Clerk of Legislative Assembly.*

**New South Wales.**



ANNO TRICESIMO PRIMO

**VICTORIÆ REGINÆ.**

\*\*\*\*\*

No. .

*(As amended [on Re-committal] in Committee of the Whole Council.)*

An Act to amend the Act known as the Old Botany Randwick and Coogee Roads Trust Act 18 Victoria No. 14.

**W**HEREAS it is expedient to make further provision for the making repairing upholding and extension of the Roads referred to in the Schedule of the Act of Council eighteenth Victoria number fourteen Be it therefore 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. It shall be lawful for the Commissioners of the said Trust to borrow and take up at interest on the credit of the tolls arising on the roads within the said Trust such sum or sums of money as they shall from time to time think proper and to mortgage the tolls on such roads or any part or parts thereof the costs and charges of which mortgages shall be paid out of the tolls as a security to any person or persons or their trustees who shall advance such sum or sums of money
- 15 And it shall be lawful for said persons respectively to whom any mortgage shall be made as aforesaid or who shall be from time to time entitled to the money thereby secured to assign or transfer his her or their right title and interest in and to such mortgage and the principal money and interest secured to any other person or persons whomsoever
- 20 Provided always that the sum or sums of money so borrowed shall not exceed six times the amount of tolls received on the roads within the said Trust on the credit of which such sum or sums shall be intended to be secured during the year ending on the thirty-first day of December

Preamble.  
 Commissioners may borrow money.

NOTE.—The words to be omitted are ruled through; the words to be inserted are printed in black letter.

*Randwick and Coogee Roads Trust Amendment.*

ber immediately preceding And provided also that no sum or sums of money be so borrowed which would if added to the previous debt or debts of the said Trust make the aggregate of the debt or debts of the said Trust to exceed six times the amount of the tolls so received  
5 within the year immediately preceding as aforesaid.

2. The Mayor of Sydney for the time being shall *ex officio* be  
a member of the Trust. Mayor of Sydney to be member of Trust.

3. It shall be lawful for the Commissioners of the said Trust  
with the consent of the Governor and Executive Council to transfer  
10 the road mentioned in the third paragraph of Schedule A 1 to the said Act to any Municipal Council or Councils through which the said road passes who may desire to possess or procure the same Provided that if the tolls should be mortgaged the mortgagee shall consent to such transfer. Commissioners may transfer &c.

15 4. It shall be lawful for the said Commissioners by a notice to be published in the New South Wales *Government Gazette* to appoint and direct tolls to be demanded taken and levied upon such road or roads within their said Trust and in such notice shall be stated the rates of such tolls and from time to time to alter such rates as they  
20 may deem fit Provided that such rates to be so stated and altered shall not exceed in amount the rates mentioned in the Schedule to this Act annexed ~~marked C~~ And provided that when any toll has been paid at any turnpike-gate erected within the limits of the said Trust the payment of such toll shall free the same traffic through all  
25 the toll-gates within the said Trust on its return the same day **Provided further that it shall be lawful for the said Commissioners if they see fit to charge a toll for every separate journey made by any traffic through any toll gate belonging to the said Trust.** Commissioners may levy tolls.

30 5. The said Commissioners shall have power to extend the road mentioned in the second paragraph of Schedule A 1 to the said Act to thirty chains from its present terminus at Whale-street to the waters of Coogee Bay. Power of Commissioners to extend road.

35 6. Any person being an uncertificated insolvent or under composition with his creditors by any deed of assignment duly executed by him in pursuance of the provisions of any Act relating to insolvency in force for the time being shall be disqualified from acting as Trustee under this Act. Disqualification.

40 7. All the clauses in the said recited Act shall continue in force excepting clauses five and twenty-one. Clauses in 18 Vict. No. 14 retained excepting Nos. 5 and 21.

45 8. In any proceeding under this amended Act the production of the New South Wales *Government Gazette* containing such notice shall be *prima facie* evidence that such notice was duly published by the direction of the said Commissioners until the contrary shall be shewn. Production of *Government Gazette* containing notice to be considered as evidence.

9. This Act may be cited as the "Amended Randwick and Coogee Roads Trust Act of 1867" and shall take effect ~~on the first day of January one thousand eight hundred and sixty-eight~~ from and after the passing thereof. Commencement and Short Title of Act.

*Randwick and Coogee Roads Trust Amendment.*

## SCHEDULE C.

	s.	d.
	0	0 $\frac{1}{2}$
	0	2
	0	3 $\frac{1}{2}$
5	0	6
	0	3
10	1	0
	0	3
15	0	9
20		

For every sheep lamb pig or goat.....

For every ox or head of neat cattle.....

For every horse mare gelding ass mule or colt .....

For every cart dray gig chaise or other such vehicle with two wheels drawn by one horse or other animal.....

For every additional horse or other animal drawing such cart dray gig chaise or other such vehicle with two wheels ...

For every wain waggon coach chariot or other such carriage with four wheels drawn by two horses or other animals

For every additional horse or other animal drawing such wain waggon coach chariot or other such carriage with four wheels .....

For every coach chariot chaise or other carriage with four wheels drawn by one horse or other animal .....

For every empty cart dray gig chaise or other vehicle tied or secured to any other carriage the same toll as if drawn by one horse and every empty four-wheel carriage the same rate of toll as if drawn by two horses but if such have goods conveyed in them other than the harness they shall pay double toll.



AMENDED RANDWICK AND COOGEE ROADS TRUST BILL.

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*SCHEDULE of the Amendments made by the Legislative Council in the Bill, intituled  
"An Act to amend the Act known as the Old Botany Randwick and Coogee Roads  
Trust Act 18 Victoria No. 14," returned to the Legislative Assembly with Message  
of 15th January, 1868.*

R. O'CONNOR,

Clerk of the Parliaments.

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Page 2, clause 4, line 22. *Omit "marked C"*

„ „ line 25. *After "day" add " Provided further that all licensed  
" vehicles which during any day on which an advertised race shall be  
" run on the Randwick Race-course shall pass through any of such toll-  
" gates shall be liable to the payment of toll at half the rate mentioned  
" in the said Schedule for every journey they may perform to and fro  
" notwithstanding that toll may have been previously paid thereon on  
" the same day."*

„ clause 5, line 33. *After "second" insert " paragraph of"*

„ „ „ *After "Schedule" insert " A 1"*

„ *After clause 5 insert new clause 6.*

„ clause 8 9. lines 49 and 50. *Omit "on the first day of January one thousand  
eight hundred and sixty-eight" insert "from and after the passing thereof"*

Page 3, line 1, Schedule C. *Omit "C."*

„ line 4. *Omit "3" insert "2"*

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*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.*

*Legislative Assembly Chamber,  
Sydney, 20 December, 1867. }*

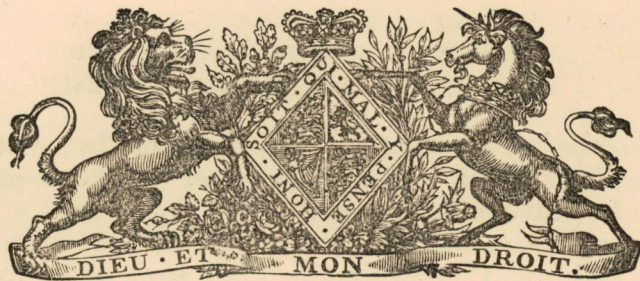
CHA. TOMPSON,  
*Clerk of Legislative Assembly.*

*The LEGISLATIVE COUNCIL has this day agreed to this Bill with Amendments.*

*Legislative Council Chamber,  
Sydney, 15th January, 1868. }*

R. O'CONNOR,  
*Clerk of the Parliaments.*

## New South Wales.



ANNO TRICESIMO PRIMO

# VICTORIÆ REGINÆ.

\*\*\*\*\*

No. .

An Act to amend the Act known as the Old Botany Randwick  
and Coogee Roads Trust Act 18 Victoria No. 14.

**W**HEREAS it is expedient to make further provision for the Preamble.  
making repairing upholding and extension of the Roads  
referred to in the Schedule of the Act of Council eighteenth Victoria  
number fourteen Be it therefore enacted by the Queen's Most  
5 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. It shall be lawful for the Commissioners of the said Trust Commissioners may  
borrow money.  
to borrow and take up at interest on the credit of the tolls arising on  
10 the roads within the said Trust such sum or sums of money as they  
shall from time to time think proper and to mortgage the tolls on  
such roads or any part or parts thereof the costs and charges of which  
mortgages shall be paid out of the tolls as a security to any person or  
persons or their trustees who shall advance such sum or sums of money  
15 And it shall be lawful for said persons respectively to whom any mort-  
gage shall be made as aforesaid or who shall be from time to time  
entitled to the money thereby secured to assign or transfer his her or  
their right title and interest in and to such mortgage and the principal  
money and interest secured to any other person or persons whomsoever  
20 Provided always that the sum or sums of money so borrowed shall not  
exceed six times the amount of tolls received on the roads within the  
said Trust on the credit of which such sum or sums shall be intended  
to be secured during the year ending on the thirty-first day of Decem-  
ber

296—

NOTE.—The words to be omitted are ruled through; the words to be inserted are printed in black letter.

*Randwick and Coogee Roads Trust Amendment.*

ber immediately preceding. And provided also that no sum or sums of money be so borrowed which would if added to the previous debt or debts of the said Trust make the aggregate of the debt or debts of the said Trust to exceed six times the amount of the tolls so received  
5 within the year immediately preceding as aforesaid.

2. The Mayor of Sydney for the time being shall *ex officio* be  
a member of the Trust. Mayor of Sydney to be member of Trust.

3. It shall be lawful for the Commissioners of the said Trust  
with the consent of the Governor and Executive Council to transfer  
10 the road mentioned in the third paragraph of Schedule A 1 to the said Act to any Municipal Council or Councils through which the said road passes who may desire to possess or procure the same. Provided that if the tolls should be mortgaged the mortgagee shall consent to such transfer.

15 4. It shall be lawful for the said Commissioners by a notice to be published in the New South Wales *Government Gazette* to appoint and direct tolls to be demanded taken and levied upon such road or roads within their said Trust and in such notice shall be stated the rates of such tolls and from time to time to alter such rates as they  
20 may deem fit. Provided that such rates to be so stated and altered shall not exceed in amount the rates mentioned in the Schedule to this Act annexed marked C. And provided that when any toll has been paid at any turnpike-gate erected within the limits of the said Trust the payment of such toll shall free the same traffic through all  
25 the toll-gates within the said Trust on its return the same day. Provided further that all licensed vehicles which during any day on which an advertised race shall be run on the Randwick Race-course shall pass through any of such toll-gates shall be liable to the payment of toll at half the rate mentioned in the said Schedule for every journey  
30 they may perform to and fro notwithstanding that toll may have been previously paid thereon on the same day.

5. The said Commissioners shall have power to extend the road  
mentioned in the second paragraph of Schedule A 1 to the said Act  
to thirty chains from its present terminus at Whale-street to the waters  
35 of Coogee Bay. Power of Commissioners to extend road.

6. Any person being an uncertificated insolvent or under com-  
position with his creditors by any deed of assignment duly executed  
by him in pursuance of the provisions of any Act relating to insolvency  
in force for the time being shall be disqualified from acting as Trustee  
40 under this Act. Disqualification.

6. 7. All the clauses in the said recited Act shall continue in  
force excepting clauses five and twenty-one. Clauses in 18 Vict. No. 14 retained excepting Nos. 5 and 21.

7. 8. In any proceeding under this amended Act the production  
of the New South Wales *Government Gazette* containing such notice  
45 shall be *prima facie* evidence that such notice was duly published by the direction of the said Commissioners until the contrary shall be shewn. Production of Government Gazette containing notice to be considered as evidence.

8. 9. This Act may be cited as the "Amended Randwick and  
Coogee Roads Trust Act of 1867" and shall take effect ~~on the first~~  
50 ~~day of January one thousand eight hundred and sixty-eight~~ from and after the passing thereof. Commencement and Short Title of Act.

*Randwick and Coogee Roads Trust Amendment.*

## SCHEDULE C.

	s.	d.
	0	0½
	0	2
	0	3 2
5	0	6
	0	3
10	1	0
	0	3
15	0	9
20		

Sydney: Thomas Richards, Government Printer.—1868.

[Price, 3d.]

