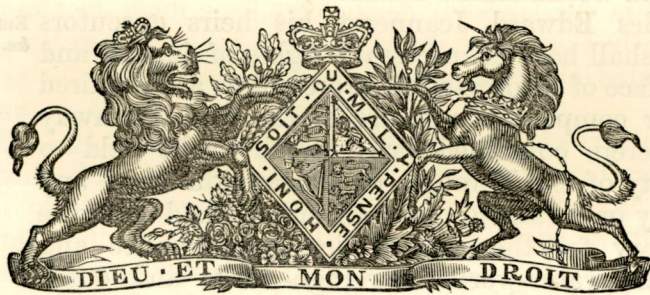


This PRIVATE BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

Legislative Assembly Chamber,
Sydney, 5 April, 1881. }

STEPHEN W. JONES,
Clerk of Legislative Assembly.

New South Wales.



ANNO QUADRAGESIMO QUARTO

VICTORIÆ REGINÆ.

An Act to authorise the construction and maintenance of a
Tramway along George-street Parramatta.

WHEREAS Charles Edward Jeanneret of Hunter's Hill in the Colony of New South Wales is the proprietor of a certain line of steamers and of certain wharves or landing places for steamers on the Parramatta River in the vicinity of the termination of George-street Parramatta And whereas for the purpose of facilitating communication between the said wharves or landing places and the western end of the town of Parramatta the said Charles Edward Jeanneret is desirous of constructing a Tramway from the said river along George-street Parramatta as far as the extreme western termination thereof and whereas the Borough of Parramatta have consented to the construction of such proposed Tramway but such Tramway cannot be made without Legislative authority And whereas the increased facilities of communication and traffic which would result from the construction of the said proposed Tramway would be for the public convenience and benefit and it is desirable to authorise by Legislative enactment the construction of the said proposed Tramway subject to the provisions hereinafter contained Be it therefore enacted by the Queen's most excellent

Preamble.

Jeanneret's Tramway.

Majesty by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled and by authority of the same as follows :—

1. It shall be lawful for the said Charles Edward Jeanneret his
5 heirs executors administrators or assigns upon the terms and conditions
and subject to the provisions hereinafter contained to make and
construct a Tramway for conveying passengers and their luggage and
other goods and merchandise from the said wharves or landing-places
10 on the Parramatta River from the said river along George-street
the said street and to take and use so much of the said street as may be
required for the purposes of such Tramway but so that the same shall
not occupy in any part thereof a greater space in breadth than eight
feet six inches including the support and foundations thereof Provided
15 that the said Tramway shall be constructed and brought into use
within two years from the passing of this Act and the same shall be
constructed in a proper and workmanlike manner.
2. The said Charles Edward Jeanneret his heirs executors
20 administrators or assigns shall have all necessary rights of ingress and
egress to and over the surface of George-street aforesaid as are required
for the construction repair completion and use of the said Tramway
Provided that nothing herein contained shall impair or be held to
impair the lawful authority of the Borough of Parramatta or of any
25 other corporation company or person to make all entries and exercise
all other powers necessary for the construction maintenance and
preservation of gas-works water-works sewerage-works and other
works lawfully constructed underground.
3. The gauge of the said Tramway shall be the same gauge as
30 the Government Tramways.
4. The Tramway shall throughout its course be laid at about the
general level of George-street with rails subject to the approval of the
Borough Council of Parramatta and the said Charles Edward Jeanneret
his heirs executors administrators or assigns may with the consent of
35 the said Council alter and improve the levels of the said street Provided
that all expenses incurred in the re-formation of the said street so
altered and improved shall be borne by the said Charles Edward
Jeanneret his heirs executors administrators or assigns unless other-
wise agreed upon.
5. The said Tramway shall be open to public use upon payment
40 of the tolls or charges following that is to say—
For passengers a sum not exceeding threepence per head each way.
For goods a sum not exceeding one shilling per ton.
6. The said Charles Edward Jeanneret his heirs executors
45 administrators and assigns shall maintain in perfect order and repair
the said Tramway and the pavements of the same between the rails of
the said Tramway and for the space of one foot six inches on each side
of such rails.
7. The said Charles Edward Jeanneret his heirs executors
50 administrators and assigns shall immediately repair any damage which
may during or by reason of the construction of the said Tramway be
occasioned to any sewer or drain or gas or water main or other property
and shall also repair all damages which may be occasioned by the
working of the said Tramway.
8. It shall be lawful for the said Charles Edward Jeanneret his
55 heirs executors administrators and assigns subject as aforesaid to use
and employ locomotive engines or other moving power and carriages
and waggons to be drawn or propelled thereby and to carry and convey
upon the said Tramway all such passengers and goods as shall be offered
for that purpose and to charge the tolls and charges in respect thereof
as

Authority to con-
struct Tramway.

Entry upon street
&c.

Gauge.

Level.

Tramway to be open
to public.

Maintenance of
roads.

Repair of damage to
sewers &c.

Locomotives to be
employed.

Jeanneret's Tramway.

as above specified Provided that all such tolls and charges be at all times charged equally to all persons and after the same rate in respect of all passengers and of all goods of the same description and no reduction or advance in any such tolls shall be made either directly
5 or indirectly in favor of or against any particular company or person travelling upon or using the said Tramway.

9. Nothing in this Act contained shall extend to charge or
make liable the said Charles Edward Jeanneret his heirs executors
administrators and assigns further or in any other case than where
10 according to the laws of this Colony stage-coach proprietors and
common carriers would be liable nor shall extend in any degree to
deprive the said Charles Edward Jeanneret his heirs executors
administrators and assigns of any protection or privilege which
common carriers or stage-coach proprietors may be entitled to but on
15 the contrary the said Charles Edward Jeanneret his heirs executors
administrators and assigns shall at all times be entitled to the benefit
of every such protection and privilege.

10. The tolls shall be paid to such persons and at such places
upon or near to the Tramway and in such manner and under such
20 regulations as the said Charles Edward Jeanneret his heirs executors
administrators or assigns shall appoint.

11. It shall be lawful for the said Charles Edward Jeanneret his
heirs executors administrators or assigns from time to time subject to
the approval of the Borough Council of Parramatta and subject to
25 the provisions and restrictions in this Act contained to make regula-
tions for the following purposes that is to say—

For regulating the times of the arrival and departure of the cars
and carriages.

30 For regulating the loading or unloading of such cars and carriages
For preventing the smoking of tobacco and the commission of
any nuisance in or upon such cars or carriages or any of the
Tramway stations waiting-rooms or premises.

35 And generally for regulating the travelling upon or using and
working the said Tramway and the maintenance of good
order and for regulating the conduct of the Tramway officers
and servants and for providing for the due management of
the said Tramway and the protection thereof and the cars
carriages and waiting-rooms offices and premises from trespass
and injury.

40 But no such regulation shall authorize the closing of the said
Tramway between sunrise and sunset except at any time
when in consequence of any of the works being out of repair
or from any other sufficient cause it shall be necessary to
close the said Tramway or any part thereof.

45 12. It shall be lawful for the Secretary for Public Works on
behalf of the Government and also for the Borough Council of Parra-
matta at any time by notice in writing to require the said Charles
Edward Jeanneret his heirs executors administrators or assigns to sell
and thereupon the said Charles Edward Jeanneret shall sell to the Govern-
50 ment or Borough Council of Parramatta as the case may be the said Tram-
way upon the terms of paying the then value (exclusive of any allowance
for past or future profits of the said Tramway or any compensation for
compulsory sale or other consideration whatsoever) of the said Tramway
and all lands buildings works materials and plant of the said Charles
55 Edward Jeanneret his heirs executors administrators or assigns suitable
to and used by him or them for the purposes of the said Tramway such
value in case of difference to be ascertained by appraisement in manner
directed by the twenty-third section of the "Crown Lands Occupation
Act 1861" and subject to the terms and conditions therein contained
Provided

Liability of carriers.

Tolls to be paid as directed.

Regulations for use of Tramway.

Power for the Government or Borough Council of Parramatta to purchase Tramway.

Jeanneret's Tramway.

- Provided that the word "Minister" in the said Act shall for purpose of appraisement under this Act mean the Secretary for Public Works for the time being in case of a sale to the Government as hereinbefore provided and shall mean the Mayor or the Council Clerk or any
- 5 Alderman or Officer of the Borough Council of Parramatta appointed by such Council in case of a sale to the said Borough of Parramatta And when any such sale shall have been made to the said Government the said Tramway lands buildings works materials plant and premises shall vest in the Commissioner of Railways who shall have all the
- 10 rights powers and authorities of the said Charles Edward Jeanneret his heirs executors administrators and assigns in respect to the said Tramway so sold and shall also have the rights powers and authorities and be subject to the provisions conditions and obligations conferred and imposed by the "Redfern to Hunter-street Tramway Act of 1879"
- 15 Provided always that the words "Borough of Parramatta" shall for such purposes be read as substituted for the words "Municipal Council of the City of Sydney" whenever the said words occur in the said last-mentioned Act And when any such sale shall have been made to the said Borough of Parramatta the said Tramway lands buildings works
- 20 materials plant and premises shall vest in the said Borough of Parramatta and the said Borough shall have all the rights powers and authorities and be subject to the conditions provisions and obligations conferred and imposed by this Act including the liability to sell to the Government if so required by notice under this section.
- 25 13. This Act may be cited for all purposes as "Jeanneret's Short title. Tramway Act."

Sydney : Thomas Richards, Government Printer.—1881.

[3d.]