

An Act to further extend the time for constructing the Mittagong Coal-mining Company's Railway and to amend the "Mittagong Coal-mining Company's Railway Act of 1884." [6th July, 1887.]

MITTAGONG COAL-MINING COMPANY'S RAILWAY ACT AMENDMENT.

WHEREAS an Act of the Legislature of New South Wales was passed in the forty-eighth year of the reign of Her present Majesty intituled "*The Mittagong Coal-mining Company's Railway Act of 1884*" And whereas by the second section of the said Act it was provided that the Railway thereby authorized to be constructed by the Mittagong Coal-mining Company Limited should be constructed and brought into use within two years after the passing such Act And whereas it is expedient further to extend the time limited by such section for the construction of the said railway and in other respects to amend the said Act 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. The time limited by the said recited Act for the construction of the said Railway shall be extended beyond the time thereby limited namely for the term of two years after the passing of this Act.

Extension of time for construction of Railway.

2. It shall be lawful for the Mittagong Coal-mining Company Limited hereinafter called the Company to construct the Railway mentioned in the said recited Act through the lands known as portions one seven eight nine and ten Woodlands sub-division mentioned in the Schedule to the said recited Act although such lands are not mentioned in first section of the said recited Act.

Power to take certain lands omitted from section one of the Principal Act.

3. The third section of the said recited Act shall be read and construed as if the words "one hundred" had been inserted in lieu of the words "thirty-six" in the tenth line of such section and as if the words "three halfpence" had been inserted in lieu of the words "one halfpenny" in the thirteenth line of such section.

Section three of the Principal Act amended.

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*West Wallsend and Monk-Wearmouth Act Amendment.*

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Power to recover consequential damages.

4. Notwithstanding anything contained in the said third section of the said recited Act it shall be lawful for the Company to recover compensation in respect of the consequential damage if any sustained by reason of the suspension of transit in the said railway in the event of the railway being damaged by persons who shall themselves use the railway for transit and supply locomotive power.

The twenty-seventh section of the Principal Act amended.

5. The twenty-seventh section of the said recited Act shall be read and construed as if the word "claimed" had been inserted in lieu of the words "so offered" in the seventh line of such section.

Short title.

6. This Act may be cited as the "Mittagong Coal-mining Company's Railway Act Amendment Act of 1887."

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