

crediting the said company as aforesaid: And whereas such failure and default by the said company had continued with respect to certain of such sums of public money for the space of more than one year at the date of the notice hereinafter referred to: And whereas by a document bearing date the eleventh day of April, one thousand nine hundred, under the hand of the Governor of the Colony of New Zealand, notice was given to the said company that at the expiration of the period of three months from the date of service thereof the Governor intended to retain the railway as Government property: And whereas the said period of three months has now expired, and the said company has failed as well during that period as before to repay the said sums of public money, and no arrangement has in the meantime been made between the Governor of the Colony of New Zealand and the said company:

Now, therefore, His Excellency the Governor of the Colony of New Zealand, by and with the advice and consent of the Executive Council of the said colony, and in exercise of the powers and authorities vested in him by the one-hundred-and-twenty-sixth section of "The Railways Construction and Land Act, 1881," and of every other power and authority him in this behalf enabling, doth hereby declare that possession of the railway has been taken as aforesaid, and will be permanently retained by the Government, and accordingly doth hereby declare and direct that the two several lines of railway from Springfield to Brunnerton and from Brunnerton to Belgrove, and the land whereon the same are constructed and that may be used therewith respectively, and all works, buildings, rolling-stock, machinery, and plant of every kind connected therewith respectively, and the right to construct and work the same respectively, and all the powers and privileges belonging and appertaining thereto respectively, and all stations connected therewith respectively, and all plant, equipments, and appurtenances belonging thereto respectively, shall become and be absolutely vested in Her Majesty the Queen.

ALEX. WILLIS,
Clerk of the Executive Council.

SEVENTH SCHEDULE.

Enactments of Former Acts continued in Force.

"THE RAILWAYS CONSTRUCTION ACT, 1878," No. 45, ss. 8, 9, 11.

(a.) Notwithstanding anything contained in "The Ellesmere and Forsyth Reclamation and Akaroa Railway Trust Act, 1876" (hereinafter called "the said Act") all moneys now standing to the credit of the special account required to be kept by the sixteenth section of the said Act, or that may be standing to the credit of the Public Trustee for the purposes of the said Act, shall be and the same are hereby transferred to the Public Account.

(b.) The whole proceeds of the sale or disposal of the fifty thousand acres of land mentioned in the said sixteenth section shall, together with all moneys transferred under the last preceding section, be paid into a separate account in the Public Account.

[Section 10 repealed.]

(c.) All moneys transferred, paid, or received under the provisions of sections eight, nine, and ten shall be applied in the construction and maintenance of a line of railway to Little River, and thence to Akaroa, from the main line from Amberley to Waitaki, or from a branch of the said line; and the Colonial Treasurer may from time to time cause all or any part of such moneys to be issued and applied accordingly.

"THE PUBLIC WORKS ACT, 1879," No. 44, s. 7.

This Act shall be deemed to be a special Act authorising the construction of each of the railways specified in the First Schedule, and such of them as have been finished shall be deemed to have been made, and such as are unfinished may be completed, under the provisions of the said Act,* "The Public Works Act 1876 Amendment Act, 1878," and this Act.

* "The Public Works Act, 1876."

1894, No. 42, Fifth
Schedule, Second
Part.
Section 286.

Moneys to credit of
Ellesmere and
Forsyth Reclama-
tion and Akaroa
Railway Trust
Account transferred
to Public Account.

Proceeds of disposal
of 50,000 acres
mentioned in said
Act to be paid into
Public Account.

Application of
moneys paid into
Public Account as
aforesaid.

Railways deemed to
be made under Act.