

## NORTHERN TERRITORY SURRENDER ACT AMENDMENT ACT, 1919.

No. 1380 of 1919.

An Act to ratify an agreement for the variation of the agreement for the surrender of the Northern Territory, and for other purposes.

[Assented to 20th November, 1919.]

Preamble.

WHEREAS on the seventh day of December, nineteen hundred and seven, the Commonwealth and the State of South Australia (in this Act referred to as "the State") entered into an agreement (in this Act referred to as "the principal agreement") for the surrender to and acceptance by the Commonwealth of the Northern Territory of Australia, subject to approval by the Parliaments of the Commonwealth and of the State: And whereas by an Act intituled "The Northern Territory Surrender Act, 1907," the Parliament of the State approved and ratified the principal agreement: And whereas by an Act intituled the *Northern Territory Acceptance Act* 1910 the Parliament of the Commonwealth approved and ratified the principal agreement, a copy whereof is set out in the schedule to that Act: And whereas by the principal agreement it was among other things provided that the Commonwealth, in consideration of the surrender of the Northern Territory and property of the State therein and the grant of the rights thereafter in the principal agreement mentioned to acquire and to construct railways in South Australia proper, should give and continue to give to the State and its citizens equal facilities at least in transport of goods and passengers on the Port Augusta railway to those provided by the Government of the State at the date of the making of the said agreement and at rates not exceeding those in force at that date: And whereas the Commonwealth and the State have entered into an agreement (in this Act referred to as "the amending agreement"), subject to approval by the Parliaments of the Commonwealth and of the State, to vary the provision last hereinbefore referred to to the effect that, upon approval and ratification of the

amending agreement by the Parliaments of the Commonwealth and of the State, the facilities to be given to the State and its citizens in transport of goods and passengers on the Port Augusta railway shall be at rates not exceeding those for the time being in force on the railways of the State for similar services: And whereas it is desirable to approve and ratify the amending agreement:

Be it therefore enacted by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

1. (1) This Act may be cited alone as the "Northern Territory Surrender Act Amendment Act, 1919." Short titles.

(2) The Northern Territory Surrender Act, 1907 (hereinafter called "the principal Act"), and this Act may be cited together as the "Northern Territory Surrender Acts, 1907 and 1919."

2. This Act is incorporated with the principal Act, and that Act and this Act shall be read as one Act. Incorporation with Act 946, 1907.

3. (1) This Act shall come into force on a day to be fixed by proclamation. Commencement of Act.

(2) The Governor may not make such proclamation unless he is satisfied that the amending agreement has been approved and ratified by the Parliament of the Commonwealth.

4. In this Act "the amending agreement" means the agreement set out in the schedule to this Act, being an agreement amending the agreement approved and ratified by the principal Act. Interpretation.

5. The amending agreement is hereby approved and ratified. Ratification of amending agreement.

6. The amendment made by the amending agreement shall take effect as from the commencement of this Act. Commencement of amending agreement.

## THE SCHEDULE.

## Section 4.

This agreement made the twenty-first day of October, nineteen hundred and nineteen between the Commonwealth of Australia (hereinafter referred to as "the Commonwealth") of the one part and the State of South Australia (hereinafter referred to as "the State") of the other part for the purpose of amending the terms of a certain Agreement made the seventh day of December nineteen hundred and seven between the same parties whereby it was agreed that the State should (*inter alia*) on the terms and conditions therein appearing surrender to the Commonwealth the Northern Territory (as therein defined) and should sell and transfer to the Commonwealth the Port Augusta Railway (as therein defined), (which said lastmentioned Agreement is hereinafter referred to as "the principal Agreement") witnesseth that, subject as hereinafter mentioned to the approval of the Parliament of the Commonwealth and the Parliament of the State and for the mutual considerations mentioned in the principal Agreement, it is hereby further agreed as follows:

1. Subdivision (f) of clause (1) of the principal Agreement is amended by substituting for the words "rates not exceeding those at present in force," the words "rates not exceeding those for the time being in force on the railways of the State for similar services."

2. This Agreement shall not take effect nor be binding in any way unless and until approved and ratified by the Parliament of the Commonwealth and the Parliament of the State.

In witness whereof the Honorable William Morris Hughes (Prime Minister of the Commonwealth of Australia) for and on behalf of the said Commonwealth and the Honorable Archibald Henry Peake (Premier of the State of South Australia) for and on behalf of the said State have hereunto set their hands and seals the day and year first above written.

Signed sealed and delivered by the above-named	}	[L.S.]	W. M. HUGHES.
William Morris Hughes in the presence of—			
LITTLETON E. GROOM.			

Signed sealed and delivered by the above-named	}	[L.S.]	A. H. PEAKE.
Archibald Henry Peake in the presence of—			
A. J. HANNAN.			