

ELECTRIC LIGHT AND POWER AGREEMENT.

14° GEO. V., No. IV.

No. 25 of 1923.

AN ACT relating to the Supply of Electric Current in the Belmont Park and Queen's Park Road Districts.

[Assented to 20th October, 1923.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the *Electric Light and Power Agreement Amendment Act, 1923.* Short title.

2. The Agreement set out in the Schedule to this Act is hereby ratified. Ratification of Agreement. Schedule.

Extension of
powers.

3. The powers conferred on the City of Perth by the Perth Municipal Gas and Electric Lighting Act, 1911, and the Electric Light and Power Agreement Act, 1913, may be lawfully exercised, and the said Acts shall have effect, within and throughout the Belmont Park Road District; and, notwithstanding anything contained in the Electric Light and Power Agreement Act, 1913, the Commissioner of Railways may, in exercise of the powers conferred by the Government Electric Works Act, 1914, construct and maintain works and supply electric current, and such last-mentioned Act shall have effect, within any portion of the Queen's Park Road District, notwithstanding that such portion may be situated within a radius of five miles from the General Post Office in Perth.

THE SCHEDULE.

AN AGREEMENT made the twentieth day of September, 1921, between the Honourable Sir James Mitchell, K.C.M.G., Premier of the State of Western Australia, acting on behalf of His Majesty's Government of the said State, and hereinafter referred to as the Minister (which term includes the Premier of the State of Western Australia in office for the time being), of the first part, the City of Perth of the second part, and the Commissioner of Railways for Western Australia of the third part, as follows:—

1. This Agreement shall be read as one with and is supplemental to the Agreement ratified by the Electric Light and Power Agreement Act, 1913.

2. As between the Commissioner of Railways (in whom the powers vested in His Majesty's Government of Western Australia by the Electric Light and Power Agreement Act, 1913, and the Agreement set out in the Schedule to that Act are, by the Government Electric Works Act, 1915, now vested) and the City of Perth, it shall be lawful, at all times hereafter, for the City of Perth to supply electric current to all persons and bodies corporate for all purposes throughout the Belmont Park Road District as now constituted; and the Minister, on behalf of His Majesty's said Government, hereby covenants with the City of Perth that the Commissioner of Railways shall not, at any time hereafter, without the consent in writing of the City of Perth, supply electric current to any person or body corporate for any purpose within the boundaries of the said Road District.

3. As between the City of Perth and the Commissioner of Railways, it shall be lawful at all times hereafter for the Commissioner of Railways to supply electric current to all persons and bodies corporate, for all purposes, in that portion of the Queen's Park Road District as now constituted, which is situate within a radius of five miles from the General Post Office in Perth; and the City of Perth covenants with the Minister that it will not, at any time hereafter, supply electric current to any person or body corporate for any purpose within any portion of the Queen's Park Road District, notwithstanding that such portion of that district is situated within a radius of five miles from the General Post Office in Perth.

4. The City of Perth hereby agrees to sell and the Commissioner of Railways hereby agrees to purchase the poles, mains, service lines, transformers, and all other plant, apparatus, and things (with the exception of meters) which have been installed by the City of Perth for the supply and distribution of electric current in the Queen's Park Road District, as the same are set out in the books of the City of Perth, at the cost to the City of Perth of supplying, installing, and erecting the said articles as shown by its books and vouchers. The purchase shall be completed forthwith by payment by the Commissioner of Railways to the City of Perth of such cost as aforesaid on delivery by the City of Perth to the Commissioner of Railways of the said effects hereby agreed to be sold.

In witness whereof the Honourable Sir James Mitchell has hereto set his hand, and the Commissioner of Railways has hereunto set his hand and seal, and the City of Perth has hereunto set its Common Seal, the day and year first above written.

Signed by the Honourable Sir James }
Mitchell, K.C.M.G., in the pre- } (Signed) JAMES MITCHELL.
sence of—

(Signed) L. E. SHAPCOTT, J.P.

The Common Seal of the City of } [L.S.]
Perth was hereunto affixed, in } (Signed) WM. F. LATHLAIN,
the presence of— } Mayor of Perth.

(Signed) W. E. BOLD,
Town Clerk.

Signed and Sealed by the Commis- }
sioner of Railways, in the pre- } (Signed) H. POPE,
sence of— } [L.S.]

(Signed) A. A. LETCH.
