I Certify that this PUBLIC BILL, which originated in the LEGIS-LATIVE COUNCIL, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

> W. L. S. COOPER, Clerk of the Parliaments.

> > * * * * * * * * * * * *

Legislative Council Chamber, Sydney, 27th October, 1917.



GEORGII V REGIS.

Act No. 22, 1917.

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An Act to amend the Sydney Corporation Act, 1902, the Sydney Corporation (Amendment) Act, 1902, the Sydney Corporation Amendment Act, 1905, and certain other Acts; to provide for band and other musical performances in public parks within the city; and for purposes consequent thereon or incidental thereto. [Assented to, 7th November, 1917.]

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 New South Wales in Parliament assembled, and by the authority of the same, as follows:-

Act No. 22, 1917.

Sydney Corporation (Amendment).

Short title.

1. This Act may be cited as the "Sydney Corporation (Amendment) Act, 1917," and shall be construed with the Sydney Corporation Act, 1902, (hereinafter referred to as the Principal Act), the Sydney Corporation (Amendment) Act, 1902, and the Sydney Corporation Amendment Act, 1905.

2. Sections nine, ten, eleven, twelve, thirteen, and Amendment of ss. 9, 10, 11, fourteen of the Principal Act are amended by substi-12, 13, and 14. tuting for the word "September" the word "May", and for the word "October" the word "June", and for the word "November" the word "July", wherever any such word occurs.

3. Section thirty-four, subsection two of the Prin-

cipal Act is amended by omitting the words "Cancel them by striking through the name of every candidate except such", and by substituting therefor the words " place a cross opposite the name of every candidate". 4. Section thirty-six of the Principal Act is amended

by omitting the words "strike through the names of all persons nominated upon such ballot-paper except such as" and substituting therefor the words "place a cross opposite the name of any person nominated upon such

5. Section twenty-three subsection (a) of the Sydney

Corporation Amendment Act, 1905, is amended by

omitting the words " and shall bear interest at a rate not exceeding four per cent. per annum", and inserting in lieu thereof the words "and shall bear interest at a rate fixed by the council, and approved by the Governor", and section twenty-four of the same Act is amended by

Amendment of s. 34 (2).

Sec. 36.

Sec. 23 (a). Sec. 24.

ballot-paper".

Sec. 22.

6. The following new subsection is inserted next after subsection (c) of section twenty-three of the Sydney Corporation Amendment Act, 1905 :---

striking out the word " Principal ".

(c1) Notwithstanding the provisions of the preceding subsections, in lieu of issuing debentures in the form and subject to the provisions of the preceding subsections, the council may issue debentures to secure repayment of moneys borrowed by it together with interest thereon by equal yearly or half-yearly instalments, and such debentures shall be in the form of Schedule D1 hereto. 7.

New subsection (ei).

7. Section twenty-six of the Sydney Corporation Sec. 26. Amendment Act, 1905, is amended by inserting the words "except in the case of debentures issued in pursuance of the provisions of section twenty-three, subsection (c1)," at the commencement thereof.

8. Section nine, subsection one of the Sydney Cor-sec. 9 (1) of poration Amendment Act, 1905, is hereby amended by Act of 1905. the omission of the words "one year" and by the insertion in lieu thereof of the words "three years."

9. The council may erect and maintain bandstands Bandstands. within any public park in the city, and also provide accommodation for the public to attend at any band or other musical performances in such parks.

The council may engage musicians to give band or other performances at such remuneration or upon such terms as may be agreed upon.

The council may make by-laws providing-

- (a) for payment by persons attending such musical performances in public parks for the use of the accommodation provided by the council, and for the collection of such payment.
- (b) for regulating such performances and the conduct of the same.
- (c) for insuring orderly and good behaviour by all persons attending at such performances or in the vicinity of the same;
- (d) for the removal from the park of all persons behaving in a disorderly, offensive, or objectionable manner during any such performances;
- (e) for fixing the penalty (not exceeding ten pounds) for any offence against any by-law under this section.

All expenses incurred in the carrying out of the powers granted to the council by this section may be defrayed from the corporate funds of the council.

SCHEDULE

Act No. 22, 1917.

Sydney Corporation (Amendment).

SCHEDULE D1.

No.

Series

Debenture £.

ISSUED by the Municipal Council of Sydney under the provisions of the Sydney Corporation Amendment Act, 1905 (as amended by the Sydney Corporation (Amendment) Act, 1917).

Transferable by Delivery.

This Debenture was issued by the Municipal Council of Sydney in pursuance of the provisions of the abovementioned Acts, and is to l sum of \pounds payable by equal yearly payable at the Town Hall, Sydney, on secure to the bearer a total sum of \pounds (half-yearly) sums of £ the day of in each year up to and inclusive of the year 19

Interest upon the principal sum originally lent to the said council is provided for in such payments.

Dated this	day of	A.D.
DIRE OALD	cage/masterans/fo	(L.S.) Lord Mayor.
ans modifielo	STOD FEILURET TODE	Town Clerk.

Entered at the office of the City Treasurer in Register of Debentures, City Treasurer. folio

ormandes in public parks for the use of

In the name and on behalf of His Majesty I assent to this Act.

granted for the council dividuist section, may be definited

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W. P. CULLEN,

Government House, Lieutenant-Governor. Sydney, 7th November, 1917.

for any offence against any brilaw under this

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and for the collection of such payment. "

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

> W. L. S. COOPER, Clerk of the Parliaments.

Legislative Council Chamber, Sydney, 25th October, 1917.



ANNO OCTAVO GEORGII V REGIS.

Act No. , 1917.

An Act to amend the Sydney Corporation Act, 1902, the Sydney Corporation (Amendment) Act, 1902, the Sydney Corporation Amendment Act, 1905, and certain other Acts; to provide for the Municipal Council of Sydney accepting money on deposit and paying interest thereon; to provide for band and other musical performances in public parks within the city; and for purposes consequent thereon or incidental thereto.

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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 New South Wales in Parliament assembled, and by the authority of 5 the same, as follows :--

1. This Act may be cited as the "Sydney Corpora-short title. tion (Amendment) Act, 1917," and shall be construed with the Sydney Corporation Act, 1902, (hereinafter referred to as the Principal Act), the Sydney Corporation

10 (Amendment) Act, 1902, and the Sydney Corporation Amendment Act, 1905.

2. Sections ten, eleven, twelve, thirteen, and fourteen Amendment of the Principal Act are amended by substituting for of ss. 10, 11, the word "September" the word "May", and for the

15 word "October" the word June", and for the word "November" the word "July", wherever any such word occurs.

3. Section thirty-four, subsection two of the Prin-Amendment cipal Act is amended by omitting the words "Cancel of s. 34 (2).

20 them by striking through the name of every candidate except such ", and by substituting therefor the words " place a cross opposite the name of every candidate ".

4. Section thirty-six of the Principal Act is amended sec. 36. by omitting the words "strike through the names of all

25 persons nominated upon such ballot-paper except such as " and substituting therefor the words " place a cross opposite the name of any person nominated upon such ballot-paper ".

5. Section twenty-three subsection (a) of the Sydney Sec. 23 (a). 30 Corporation (Amendment) Act, 1905, is amended by omitting the words " and shall bear interest at a rate not exceeding four per cent. per annum", and inserting in lieu thereof the words " and shall bear interest at a rate fixed by the council, and approved by the Governor".

35 6. The following new subsection is inserted next sec. 23. after subsection (c) of section twenty-three of the Sydney Corporation Amendment Act, 1905 :--

(c1) Notwithstanding the provisions of the pre-New subceding subsection, in lieu of issuing debentures section (ci). in the form and subject to the provisions of the preceding subsections, the council may

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issue debentures to secure repayment of moneys borrowed by it together with interest thereon by equal yearly or half-yearly instalments, and such debentures shall be in the form of Schedule D1 hereto.

7. Section twenty-six of the Sydney Corporation Sec. 126.
Amendment Act, 1905, is amended by inserting the words "except in the case of debentures issued in pursuance of the provisions of section twenty-three, sub-10 section (c1)," at the commencement thereof.

8. Section eighty-one of the Principal Act is hereby $s_{cc. SI}$. repealed, and, in lieu thereof, the following subsections are hereby enacted :—

(1) Notwithstanding anything to the contrary in Taking over in this or any other Act contained, it shall be ways. lawful for the council when and as it shall deem expedient, with the approval of the Governor to be notified as hereinafter provided, to take over any way whether such way be formed or not, and from the date of such notification as aforesaid such way shall be vested in the council as a public way within the meaning of the Principal Act, and shall thenceforth be under the control, management, and direction of the council for all the purposes of the said Act and of any by-laws made thereunder.

(2) Such approval of the Governor shall be notified in the Gazette, and a copy of such Gazette, purporting to be printed by the Government Printer, shall be conclusive evidence of such approval and of the fact that the way therein
(1) mentioned is a way within the meaning of this Act.

(3) "Way," as used in this and the next suc- et 38 & 39 ceeding section of this Act, means way, land, court, ^{Vie}, et 55, square, alley, or portion thereof, within the city,
 35 whether a thoroughfare or not. or introd of fields 11.0 f

(4) (i) Where any way which the council proposes to take over has not been levelled, paved, macadamised, drained, or otherwise fully completed to the satisfaction of the council, the council may, either before, or within one year after taking over the said way, level, pave, macadamise, drain, or otherwise fully

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fully complete the same, and all the expenses incurred in so doing shall be paid by the owner of the premises fronting, adjoining, or abutting on the way, or, if there is more than one such owner, by the respective owners of the said premises in such proportions as the council may determine.

(ii) In determining the proportion of such cf. 55 & 56 expenses to be paid by the respective owners as $s_{s, 10}^{Vic., c. 57}$, aforesaid the council may have regard to the following considerations, that is to say :---

- (a) the greater or less degree of benefit to be derived by any premises from such works;
- (b) the amount and value of any work on such way already done by the owners or occupiers of any such premises.

(5) If within fourteen days after the service upon such owner in the manner prescribed by section two hundred and sixteen of the Principal Act of notice of the amount of such expenses so incurred or determined as aforesaid, such amount is not paid to the City Treasurer, the council shall have the like remedies for recovering the same as in the case of any city rate.

(6) Premises shall be deemed to be fronting, See Lightadjoining, or abutting on a way, notwithstanding higher that the said premises have no beneficial use of the Debington, levelling, paving, macadamising, draining, or com- ¹⁶/₅₇₇.

30 9. Section nine, subsection one of the Sydney Cor-Sec. 9 (1) of poration Act, 1905, is hereby amended by the omission Act of 1905. of the words "one year" and by the insertion in lieu thereof of the words "five years."

10. It shall be lawful for the council at any time to Deposits of 35 accept upon deposit any sum or sums of money offered council. to it for any term not exceeding twelve months, and to pay interest thereon at a rate to be fixed from time to time by the council, or such lesser rate as may be agreed upon between the council and the person making such deposit.

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11. The council may erect and maintain bandstands Bandstands. within any public park in the city, and also provide accommodation for the public to attend at any band or other musical performances in such parks. The council may engage musicians to give band or 5 other performances at such remuneration or upon such the reaport terms as may be agreed upon. P 200 Process The council may make by-laws providing-(a) for payment by persons attending such musical 10 performances in public parks and for the use of the accommodation provided by the council, Manoo Mar and for the collection of such payment. (b) for regulating such performances and the conduct of the same. 15 (c) for insuring orderly and good behaviour by all persons attending at such performances or in the vicinity of the same; (d) for the removal from the park of all persons behaving in a disorderly, offensive, or objection-B1 .14.1 able manner during any such performances; (e) for fixing the penalty (not exceeding ten pounds) for any offence against any by-law under this to another section. All expenses incurred in the carrying out of the powers 25 granted to the council by this section may be defrayed one with from the corporate funds of the council. alles what Ico Alleman (19 pleting of the 9. Section and there out in 10. It shall be haven for the country of any third to beside

35 neeps upon deposit ony shan or score of money offered merey with to it for any term, not exceeding avaire months, and to pay interest thereas at a rate to be fixed from time to time by the connell, or such leaser rate as muy be reread c 57-Bone product address soft has SCHEDULE assured acon Nacqob

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Act No. , 1917.

139808 Sydney Corporation (Amendment).

A.S. S.Y.B. Martin Construction and a sub-SCHEDULE D1.

No. Series

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within any public park in Debenture £.

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having this day in

Issued by the Municipal Council of Sydney under the provisions of the Sydney Corporation (Amendment) Act, 1905 (as amended by the second states) 5 Sydney Corporation Amendment Act, 1917). And the synamphiling rollio

terms as may be agreed upo Transferable by Delivery.

This Debenture was issued by the Municipal Council of Sydney in pursuance of the provisions of the abovementioned Acts, and is to $\begin{array}{cccc} er a total sum of \pounds & payable by equal yearly \\ of \pounds & payable at the Town Hall, Sydney, on \\ day of & in each year up to and inclusive \end{array}$ secure to the bearer a total sum of \mathcal{L} 10 (half-yearly) sums of £ the of the year 19

Interest upon the principal sum originally lent to the said council is provided for in such payments. Loop bas wholes o guiterant tol 15 Dated this day of A.D. A.D.

(L.S.) Do Lord Mayor.

Encered the Dolnar off mont Isve Town Clerk.

Entered at the office of the City Treasurer in Register of Debentures, folio ming any such performances ; newo 20 wo hum (ebauoq and pariboon to fe) willow City Treasurer.

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Act, 1955, and restar that fair in goode for the Municipal Control of Sydney hecopying and to boread money on deposit and paying interest thereon ; to provide for band and other musical per bund 190000 88 formances in public parks within the city : and for purposes consequent thereon of incidental thereic, notice and backeter the

25 granted to the council by this section may be delive ed emer sail from the corporate funds of the council.

Sydney : William Applegate Gullick, Government Printer. -1917.

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Section strok, where

Legislative Council.

No. , 1917.

A BILL

To amend the Sydney Corporation Act, 1902, the Sydney Corporation (Amendment) Act, 1902, the Sydney Corporation Amendment Act, 1905, and certain other Acts; to provide for the Municipal Council of Sydney accepting money on deposit and paying interest thereon; to provide for band and other musical performances in public parks within the city; and for purposes consequent thereon or incidental thereto.

[MR. GARLAND; -24 October, 1917.]

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Short title,

12,13, and .

D^E it enacted by the King'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 :—

Short title.

1. This Act may be cited as the "Sydney Corporation (Amendment) Act, 1917," and shall be construed with the Sydney Corporation Act, 1902, (hereinafter referred to as the Principal Act), the Sydney Corporation (Amendment) Act, 1902, and the Sydney Corporation 10 Amendment Act, 1905.

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2. Sections ten, eleven, twelve, thirteen, and fourteen of the Principal Act are amended by substituting for the word "September" the word "May", and for the word "October" the word June", and for the word 15 "November" the word "July", wherever any such word occurs.

3. Section thirty-four, subsection two of the Principal Act is amended by omitting the words "Cancel them by striking through the name of every candidate 20 except such", and by substituting therefor the words "place a cross opposite the name of every candidate".

4. Section thirty-six of the Principal Act is amended by omitting the words "strike through the names of all persons nominated upon such ballot-paper except such 25 as" and substituting therefor the words "place a cross opposite the name of every person nominated upon such ballot-paper".

5. Section twenty-three subsection (a) of the Sydney Corporation (Amendment) Act, 1905, is amended by 30 omitting the words "and shall bear interest at a rate not exceeding four per cent. per annum", and inserting in lieu thereof the words "and shall bear interest at a rate fixed by the council, and approved by the Governor".

6. The following new subsection is inserted next 35 after subsection (c) of section twenty-three of the Sydney Corporation Amendment Act, 1905 :--

(c1) Notwithstanding the provisions of the preceding subsection, in lieu of issuing debentures in the form and subject to the provisions of 40 the preceding subsections, the council may issue

Amendment of ss. 10, 11, 12,13, and 14.

Amendment of s. 34 (2).

Sec. 36.

Sec. 23 (a).

Sec. 23.

New subsection (ci). issue debentures to secure repayment of moneys borrowed by it together with interest thereon by equal annual or biennial instalments, and such debentures shall be in the form of Schedule D1 hereto.

7. Section twenty-six of the Sydney Corporation Sec. 26. Amendment Act, 1905, is amended by inserting the Vic., c. 57, words "except in the case of debentures issued in pursuance of the provisions of section twenty-three, sub-10 section (c1)," at the commencement thereof.

8. Section eighty-one of the Principal Act is hereby Sec. 81. repealed, and, in lieu thereof, the following subsections are hereby enacted :-

(1) Notwithstanding anything to the contrary in Taking over in this or any other Act contained, it shall be ways. lawful for the council when and as it shall deem expedient, with the approval of the Governor to be notified as hereinafter provided, to take over any way whether such way be formed or not, and from the date of such notification as aforesaid such way shall be vested in the council as a public way within the meaning of the Principal Act, and shall thenceforth be under the control, management, and direction of the council for all the purposes of the said Act and of any by-laws made thereunder.

(2) Such approval of the Governor shall be notified in the Gazette, and a copy of such Gazette, purporting to be printed by the Government Printer, shall be conclusive evidence of such approval and of the fact that the way therein mentioned is a way within the meaning of this Act. (3) "Way," as used in this and the next suc- cf. 38 & 39

ceeding section of this Act, means way, land, court, s. 4. square, alley, or portion thereof, within the city, whether a thoroughfare or not.

(4) (i) Where any way which the council proposes to take over has not been levelled, payed, macadamised, drained, or otherwise fully completed to the satisfaction of the council, the council may, either before or within one year after taking over the said way, level, pave, macadamise, drain, or otherwise fully

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fully complete the same, and all the expenses incurred in so doing shall be paid by the owner of the premises fronting, adjoining, or abutting on the way, or, if there is more than one such owner, by the respective owners of the said premises in such 5 proportions as the council may determine.

- (a) the greater or less degree of benefit to be derived by any premises from such works;
- (b) the amount and value of any work on such way already done by the owners or occupiers of any such premises. 15

(5) If within fourteen days after the service upon such owner in the manner prescribed by section two hundred and sixteen of the Principal Act of notice of the amount of such expenses so incurred or determined as aforesaid, such amount is not paid 20 to the City Treasurer, the council shall have the like remedies for recovering the same as in the case of any city rate.

(6) Premises shall be deemed to be fronting, adjoining, or abutting on a way, notwithstanding 25 that the said premises have no beneficial use of the levelling, paving, macadamising, draining, or completing of the said way.

9. Section nine, subsection one of the Sydney Corporation Act, 1905, is hereby amended by the omission **30** of the words "one year" and by the insertion in lieu thereof of the words "five years."

10. It shall be lawful for the council at any time to accept upon deposit any sum or sums of money offered to it for any term of months or years, and to pay interest 35 thereon at a rate to be fixed from time to time by the council, or such lesser rate as may be agreed upon between the council and the person making such deposit.

cf. 55 & 56 Vic., c. 57, s. 10.

See Lightbound and Higher Debington, 56, Q.A.D., 177.

Sec. 9 (1) of Act of 1905.

Deposits of money with council.

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11. The council may erect and maintain bandstands Bandstands. within any public park in the city, and also provide accommodation for the public to attend at any band or other musical performances in such parks.

5 The council may engage musicians to give band or other performances at such remuneration or upon such terms as may be agreed upon.

The council may make by-laws providing-

(a) for payment by persons attending such musical

- performances in public parks and for the use of the accommodation provided by the council, and for the collection of such payment.
- (b) for regulating such performances and the conduct of the same.
- (c) for insuring orderly and good behaviour by all persons attending at such performances or in the vicinity of the same;
- (d) for the removal from the park of all persons behaving in a disorderly, offensive, or objection
 - able manner during any such performances;
- (e) for fixing the penalty (not exceeding *ten* pounds) for any offence against any by-law under this section.

All expenses incurred in the carrying out of the powers 25 granted to the council by this section may be defrayed from the corporate funds of the council.

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SCHEDULE

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SCHEDULE D1.

No.

abandabands Bandstands Bandabands.

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Series.

Debenture £.

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Issued by the Municipal Council of Sydney under the provisions of the Sydney Corporation (Amendment) Act, 1905 (as amended by the Sydney Corporation Amendment Act, 1917).

Transferable by Delivery.

This Debenture was issued by the Municipal Council of Sydney in pursuance of the provisions of the abovementioned Acts, and is to secure to the bearer a total sum of \mathcal{L} payable by equal yearly (half-yearly) sums of \mathcal{L} payable at the Town Hall, Sydney, on 10 the day of in each year up to and inclusive of the year 19

Interest upon the principal sum originally lent to the said council is provided for in such payments. Dated this day of

this	day of	A.D.		15
	and compared in	(L.S.)	Lord Mayor.	
lif thoole	wal from the na		Town Clerk.	
at the office	of the City Treasurer	in Rogist	on of Dohontunon	

Entered at the office of the City Treasurer in Register of Debentures, folio

for any offence egainst any hydawiunder this

City Treasurer, 20

[7d.]

Sydney : William Applegate Gullick, Government Printer. -- 1917.

All expenses incurred in the carrying out of the powers 25 granted to the council by this section may be definited from the corporate funds of the council.

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