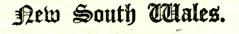
I Certify that this PUBLIC BILL, which originated in the LEGIS-LATIVE COUNCIL, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

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

Legislative Council Chamber, Sydney, 16th December, 1920.





ANNO UNDECIMO GEORGII V REGIS.

Act No. 22, 1920.

An Act to provide for the variation of certain agreements made by the Municipal Council of Sydney with regard to the supply of electricity; to authorise the Council in certain cases to make charges in excess of the charges specified in the said agreements; to amend the Municipal Council of Sydney Electric Lighting Act; and for purposes connected therewith. [Assented to, 23rd December, 1920.]

B^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 :—

1. This Act may be cited as the "Municipal Council Short title. of Sydney Electric Lighting (Amendment) Act, 1920," and shall be construed with the Municipal Council of Sydney Electric Lighting Act.

Act No. 22, 1920.

Municipal Council of Sydney Electric Lighting (Amendment).

Charge for electricity supplied agreements to be varied.

Where cost to council of electricity treasurer to certify to Minister.

Inquiry to be held by judge.

Judge to determine and certify to Minister.

Matters to be considered by judge.

Cost charge. able by council may be increased cost to be proclaimed.

2. Notwithstanding the terms of any agreement heretofore made by the council with the council of a under certain municipality or shire for the supply of electricity for any purpose, the council shall be entitled to charge for electricity supplied under the said agreements an amount

to be determined under the provisions of this Act.

3. If at any time after the first day of December, one thousand nine hundred and twenty, the cost to the increased city council of the generation and supply of electricity has increased to the extent of at least '1d. (one-tenth of a penny) per unit (kilo-watt hour) above the average cost to the council of such generation and supply in the year one thousand nine hundred and fifteen, the city treasurer shall so certify in writing to Minister.

4. Upon receipt of such certificate the Minister shall cause an inquiry to be held by a Supreme Court judge at which the Minister, the council, and the councils of the municipalities and shires who are parties to the said agreements may be represented and may tender evidence.

5. The judge holding the inquiry shall determine and certify to the Minister whether the cost to the council of the generation and supply of electricity has so increased, and, if so, by what amount, and also such cost, per unit (kilo-watt hour), at the time of the said inquiry.

6. In ascertaining the amount, if any, by which the cost to the council of the generation and supply of electricity has so increased, the judge holding the inquiry shall take into consideration all increases or decreases in wages, freight, coal, oil, rates, and other expenses properly chargeable to revenue, and such sum as, in his opinion, will ensure a reasonable return upon the value of the land used by the council in connection with its electriclighting undertaking, and upon all moneys expended by the council upon buildings and apparatus for the generation and supply of electricity.

7. The price chargeable by the council for electricity supplied under the said agreements shall be increased by 'Id. (one-tenth of a penny) per unit (kilo-watt hour) and increased for every 'ld. (one-tenth of a penny) by which the judge shall

Act No. 22, 1920.

Municipal Council of Sydney Electric Lighting (Amendment).

shall certify that the cost per unit (kilo-watt hour) to the council of the generation and supply of electricity has so increased. Such increased price so chargeable by the council shall be stated in a proclamation by the Governor to be published in the Gazette, and upon such publication the price so stated shall be substituted for the price specified in the said agreements as mentioned in the said proclamation.

8. Where the price chargeable by the council Further under the said agreements has been so increased inquiry where cost the Minister may cause a further inquiry to be held, reduced. and if the judge holding such further inquiry certifies to the Minister that since the date of the said proclamation there has been a reduction in the cost to the council of the generation and supply of electricity of at least '1d. (one-tenth of a penny) per unit (kilowatt hour) and that such reduction in cost has been continued during the period of one year preceding the holding of such further inquiry, the price chargeable by the council for electricity supplied under the said agreements shall be reduced by 'Id. (one-tenth of a penny) per unit (kilo-watt hour) for every 'ld. (one-tenth of a penny) by which the judge certifies that the cost per unit (kilo-watt hour) to the council at the date of such further inquiry of the generation and supply of electricity is less than such cost as determined at the previous inquiry.

9. The reduced price chargeable by the council shall Reduced cost be stated in a proclamation by the Governor published in to be pro-claimed and the Gazette, and upon such publication the price so substituted stated shall be the price chargeable under the said for previous price. agreements and shall be substituted for the price as stated in the previous proclamation.

10. Where the price chargeable by the council has Further been so increased or reduced, the Minister may cause a increase or reduction in further inquiry to be held, and a further increase or price may be reduction, as the case may be, in the price chargeable made as result of by the council, may be made as the result of such further inquiry. further inquiry.

Act No. 22, 1920.

Municipal Counsil of Sydney Electric Lighting (Amendment).

Provision as to first inquiry applicable to further inquiry. Other agreements for supply of electricity to be varied.

Increase of for the hire of motors.

Increase of rent for hire of meters.

Charges for meters, &c. not payable antil determined by judge.

Determination of judge to be gazetted.

11. The provisions of this Act, with regard to the first-mentioned inquiry, certificates, determination, and proclamation, shall apply, mutatis mutandis, to any further inquiry and subsequent proclamation.

12. Notwithstanding the terms of any agreement heretofore made between the council and any person corporation for the supply of electricity, the or council may make a minimum charge not exceeding ten shillings per quarter for electricity supplied under the said agreements.

13. Notwithstanding the terms of any agreement rates payable heretofore made between the council and any person or corporation for the hire of electric motors the council may increase the rates for the hire of motors specified in such agreements. Such increase shall not exceed one hundred and fifty per centum of the amount specified in such agreements.

> 14. Notwithstanding the terms of any agreement heretofore made between the council and any person or corporation for the provision of meters the council may make a rental charge for such meters not exceeding tenpence (10d.) per month.

> **15**. (1) No rental charge for meters or increased charge or rate for the supply of electricity or the hire of electric motors shall be payable to the council under the provisions of the last three preceding sections until such rental charge or increased charge or rate has been determined by the judge upon the holding of an inquiry in accordance with the provisions hereinbefore contained, and the judge holding any such inquiry is hereby authorised and required to determine such rental charge or increased charge or rate at a fair and reasonable amount if requested by the Minister so to do.

> (2) Any rental charge or increased charge or rate so determined by the judge shall be stated in a proclamation by the Governor to be published in the Gazette and upon such publication the rental charge or increased charge or rate so stated shall be payable under the said agreements and the said agreements shall be deemed to be amended accordingly.

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

W. E. DAVIDSON,

Government House.

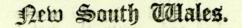
Governor.

Sydney, 231 d December, 1920.

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, 7th December, 1920.





ANNO UNDECIMO

GEORGII V REGIS.

Act No. , 1920.

An Act to provide for the variation of certain agreements made by the Municipal Council of Sydney with regard to the supply of electricity; to authorise the Council in certain cases to make charges in excess of the charges specified in the said agreements; to amend the Municipal Council of Sydney Electric Lighting Act; and for purposes connected therewith.

) E it enacted by the King's Most Excellent Majesty, B 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 "Municipal Council Short title. of Sydney Electric Lighting (Amendment) Act, 1920," and shall be construed with the Municipal Council of Sydney Electric Lighting Act. 3. c 89-

Municipal Council of Sydney Electric Lighting (Amendment).

2. Notwithstanding the terms of any agreement Charge for heretofore made by the council with the council of a supplied municipality or shire for the supply of electricity for under certain any purpose, the council shall be entitled to charge for be varied. 5 electricity supplied under the said agreements an amount

to be determined under the provisions of this Act.

3. If at any time after the first day of December, one where cost thousand nine hundred and twenty, the cost to the to council of electricity council of the generation and supply of electricity has increased city

10 increased to the extent of at least 1d. (one-tenth of a treasurer to certify to penny) per unit (kilo-watt hour) above the average cost Minister. to the council of such generation and supply in the year one thousand nine hundred and fifteen, the city treasurer shall so certify in writing to Minister.

154. Upon receipt of such certificate the Minister Inquiry to be shall cause an inquiry to be held by a Supreme Court held by judge. judge at which the Minister, the council, and the councils of the municipalities and shires who are parties to the said agreements may be represented and may 20 tender evidence.

5. The judge holding the inquiry shall determine Judge to and certify to the Minister whether the cost to the determine and certify to council of the generation and supply of electricity has Minister. so increased, and, if so, by what amount, and also such

25 cost, per unit (kilo-watt hour), at the time of the said inquiry.

6. In ascertaining the amount, if any, by which the Matters to be cost to the council of the generation and supply of considered by judge. electricity has so increased, the judge holding the inquiry

30 shall take into consideration all increases or decreases in wages, freight, coal, oil, rates, and other expenses properly chargeable to revenue, and such sum as, in his opinion, will ensure a reasonable return upon the value of the land used by the council in connection with its electric-

35 lighting undertaking, and upon all moneys expended by the council upon buildings and apparatus for the generation and supply of electricity.

7. The price chargeable by the council for electricity Cost charge. supplied under the said agreements shall be increased able by council may 40 by 'ld. (one-tenth of a penny) per unit (kilo-watt hour) be increased for every 'ld. (one-tenth of a penny) by which the judge cost to be

shall proclaimed.

shall certify that the cost per unit (kilo-watt hour) to the council of the generation and supply of electricity has so increased. Such increased price so chargeable by the council shall be stated in a proclamation by the 5 Governor to be published in the Gazette, and upon such

publication the price so stated shall be substituted for the price specified in the said agreements as mentioned in the said proclamation.

8. Where the price chargeable by the council Further 10 under the said agreements has been so increased inquiry where cost the Minister may cause a further inquiry to be held, reduced. and if the judge holding such further inquiry certifies to the Minister that since the date of the said proclamation there has been a reduction in the cost to

- 15 the council of the generation and supply of electricity of at least '1d. (one-tenth of a penny) per unit (kilowatt hour) and that such reduction in cost has been continued during the period of one year preceding the holding of such further inquiry, the price charge-
- 20 able by the council for electricity supplied under the said agreements shall be reduced by 'ld. (one-tenth of a penny) per unit (kilo-watt hour) for every 'ld. (one-tenth of a penny) by which the judge certifies that the cost per unit (kilo-watt hour) to the council at the
- 25 date of such further inquiry of the generation and supply of electricity is less than such cost as determined at the previous inquiry.

9. The reduced price chargeable by the council shall Reduced cost be stated in a proclamation by the Governor published in to be pro-claimed and 30 the Gazette, and upon such publication the price so substituted stated shall be the price chargeable under the said for previous price. agreements and shall be substituted for the price as stated in the previous proclamation.

10. Where the price chargeable by the council has Further 35 been so increased or reduced, the Minister may cause a increase or further inquiry to be held, and a further increase or price may be reduction, as the case may be, in the price chargeable made as result of by the council, may be made as the result of such further inquiry. further inquiry.

11.

11. The provisions of this Act, with regard to the Provision as first-mentioned inquiry, certificates, determination, and inquiry proclamation, shall apply, mutatis mutandis, to any applicable to further further inquiry and subsequent proclamation. inquiry.

12. Notwithstanding the terms of any agreement other agreeheretofore made between the council and any person supply of or corporation for the supply of electricity, the electricity to council may make a minimum charge not exceeding ten be varied. shillings per quarter for electricity supplied under the 10 said agreements.

13. Notwithstanding the terms of any agreement Increase of heretofore made between the council and any person rates payable for the hire or corporation for the hire of electric motors the of motors. council may increase the rates for the hire of motors

15 specified in such agreements. Such increase shall not exceed one hundred and fifty per centum of the amount specified in such agreements.

14. Notwithstanding the terms of any agreement Increase of heretofore made between the council and any person rent for hire of meters. 20 or corporation for the provision of meters the council

may make a rental charge for such meters not exceeding tenpence (10d.) per month.

15. (1) No rental charge for meters or increased Charges for charge or rate for the supply of electricity or the hire meters, &c. 25 of electric motors shall be payable to the council under until deterthe provisions of the last three preceding sections until mined by

such rental charge or increased charge or rate has been judge. determined by the judge upon the holding of an inquiry in accordance with the provisions hereinbefore contained,

30 and the judge holding any such inquiry is hereby authorised and required to determine such rental charge or increased charge or rate at a fair and reasonable amount if requested by the Minister so to do.

(2) Any rental charge or increased charge or Determina-35 rate so determined by the judge shall be stated in a tion of judge proclamation by the Governor to be published in the gazetted. Gazette and upon such publication the rental charge or increased charge or rate so stated shall be payable under the said agreements and the said agreements shall be 40 deemed to be amended accordingly.

Syiney ; William Applegate Gullick, Government Printer-1920.

[4d.]

Tegislative Council.

10. Interior price bis in the council mark when been in trased or reduced by the council mark when farthe dealry to be dealed by the interests of cource is the case may be dealed by the price chargestile when the case may be dealed by the price chargestile

No. , 1920.

A BILL

To provide for the variation of certain agreements made by the Municipal Council of Sydney with regard to the supply of electricity; to authorise the Council in certain cases to make charges in excess of the charges specified in the said agreements; to amend the Municipal Council of Sydney Electric Lighting Act; and for purposes connected therewith.

[MR. KAVANAGH; -30 November, 1920.]

11787

c 89-

BE

) E it enacted by the King's Most Excellent Majesty,

1. This Act may be cited as the "Municipal Council

2. Notwithstanding the terms of any agreement 10

of Sydney Electric Lighting (Amendment) Act, 1920," and shall be construed with the Municipal Council of

electricity supplied under the said agreements an amount

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

Short title

D

the same, as follows -

Sydney Electric Lighting Act. Charge for electricity heretofore made by the council with the council of a supplied under certain municipality or shire for the supply of electricity for agreements to any purpose, the council shall be entitled to charge for

treasurer to certify to Minister.

Inquiry to be

held by

Judge to determine

Minister.

and certify t

judge.

to be determined under the provisions of this Act. 153. If at any time after the first day of December, 1920, the cost to the council of the generation and supply of increased city electricity has increased to the extent of at least 1d. (one-tenth of a penny) per unit (kilo-watt hour) above the average cost to the council of such generation and 20 supply in the year one thousand nine hundred and fifteen, the city treasurer shall so certify in writing to Minister.

> 4. Upon receipt of such certificate the Minister shall cause an inquiry to be held by a Supreme Court 25 judge at which the Minister, the council, and the councils of the municipalities and shires who are parties to the said agreements may be represented and may tender evidence.

> 5. The judge holding the inquiry shall determine 30 and certify to the Minister whether the cost to the council of the generation and supply of electricity has so increased, and, if so, by what amount, and also such cost, per unit (kilo-watt hour), at the time of the said inquiry. 35

Matters to be considered by judge.

6. In ascertaining the amount, if any, by which the cost to the council of the generation and supply of electricity has so increased, the judge holding the inquiry shall take into consideration all increases in wages, freight, coal, oil, rates, and other expenses properly 40 chargeable to revenue, and such sum as, in his opinion, will

be varied.

Where cost to council of electricity

will ensure a reasonable return upon the value of the land used by the council in connection with its electriclighting undertaking, and upon all moneys expended by the council upon buildings and apparatus for the gener-5 ation and supply of electricity.

7. The price chargeable by the council for electricity Cost chargesupplied under the said agreements shall be increased able by council may by 'ld. (one-tenth of a penny) per unit (kilo-watt hour) be increased for every '1d. (one-tenth of a penny) by which the judge cost to be 10 shall certify that the cost per unit (kilo-watt hour) to proclaimed. the council of the generation and supply of electricity has so increased. Such increased price so chargeable by the council shall be stated in a proclamation by the Governor to be published in the Gazette, and upon such

15 publication the price so stated shall be substituted for the price specified in the said agreements as mentioned in the said proclamation.

8. Where the price chargeable by the council Further under the said agreements has been so increased where cost 20 the Minister may cause a further inquiry to be held, reduced. and if the judge holding such further inquiry certifies to the Minister that since the date of the said proclamation there has been a reduction in the cost to the council of the generation and supply of electricity

25 of at least 1d. (one-tenth of a penny) per unit (kilowatt hour) and that such reduction in cost has been continued during the period of one year preceding the holding of such further inquiry, the price chargeable by the council for electricity supplied under

30 the said agreements shall be reduced by 1d. (one-tenth of a penny) per unit (kilo-watt hour) for every 'ld. (one-tenth of a penny) by which the judge certifies that the cost per unit (kilo-watt hour) to the council at the date of such further inquiry of the generation and supply 35 of electricity is less than such cost as determined at the

previous inquiry.

9. The reduced price chargeable by the council shall Reduced cost be stated in a proclamation by the Governor published in to be prothe Gazette, and upon such publication the price so substituted 40 stated shall be the price chargeable under the said price.

agreements and shall be substituted for the price as stated in the previous proclamation. 10.

Municipal Council of Sydney Electric Lighting (Amendment).

10. Where the price chargeable by the council has

reduction, as the case may be, in the price chargeable

12. Notwithstanding the terms of any agreement

council may increase its minimum charges per quarter 15 to ten shillings in lieu of seven shillings and sixpence and two shillings and sixpence as specified in such agreements, and the said agreements shall be deemed

Provided that in respect of the quarter current at the 20 date of the passing of this Act a proportionate part only of such increased charges shall be payable by the

Further increase or reduction in price may be made as result of further inquiry.

Provision as to first first-mentioned inquiry, certificates, determination, and inquiry applicable to proclamation, shall apply, mutatis mutandis, to any further further inquiry and subsequent proclamation. inquiry. Other agreements for heretofore made between the council and any person supply of or corporation for the supply of electricity, other electricity to be varied. than the agreements hereinbefore referred to, the

further inquiry.

consumer.

to be amended accordingly :

Increase of rates payable for the hire of motors.

heretofore made between the council and any person 25 or corporation for the hire of electric motors the council may increase the rates for the hire of motors specified in such agreements by one hundred and fifty per centum and such agreements shall be deemed to be 30 amended accordingly:

13. Notwithstanding the terms of any agreement

Provided that in respect of the quarter current at the date of the passing of this Act a proportionate part only of such increased rates shall be payable by the hirer.

Increase of rent for hire of meters.

14. Notwithstanding the terms of any agreement heretofore made between the council and any person 35 or corporation for the hiring of meters provided by the council for the registration of the quantity of electricity supplied, the council may increase the rents for such meters specified in such agreements to a sum not exceeding tenpence (10d.) per month, and such agree- 40 ments shall be deemed to be amended accordingly :

Provided that in no case shall the rents charged to hirers outside the City of Sydney exceed the rents charged to hirers within the city.

[4d.]

been so increased or reduced, the Minister may cause a further inquiry to be held, and a further increase or

by the council, may be made as the result of such 5 11. The provisions of this Act, with regard to the

Sydney : William Applegate Gullick, Government Printer-1920.