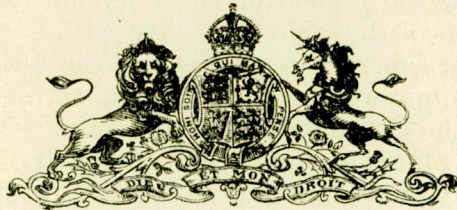


New South Wales.



ANNO QUARTO DECIMO

GEORGI II V REGIS.

Act No. 3, 1923.

An Act to ratify an agreement for the variation of the agreement entered into between the Prime Minister of the Commonwealth and the Premiers of the States of New South Wales, Victoria, and South Australia, respecting the River Murray and Lake Victoria and other waters: to amend the River Murray Waters Act, 1915, and certain other Acts; to repeal the River Murray Waters (Amendment) Act, 1920; and for purposes connected therewith. [Assented to, 26th September, 1923.]

WHEREAS on the ninth day of September, one Preamble. thousand nine hundred and fourteen, the Prime Minister of the Commonwealth of Australia, acting for and on behalf of the Commonwealth, and the Premiers of the States of New South Wales, Victoria, and South Australia, acting for and on behalf of those States respectively, entered into an agreement (in this Act referred to as "the said agreement") respecting the River Murray and Lake Victoria and other waters subject

River Murray Waters.

subject to ratification by the Parliament of the Commonwealth and the Parliaments of the said States: And whereas the Parliament of the Commonwealth and the Parliaments of the said States have ratified and approved the said agreement: And whereas the Prime Minister of the Commonwealth of Australia, acting for and on behalf of the Commonwealth, and responsible Ministers of the said States, acting for and on behalf of those States respectively, have entered into an agreement (in this Act referred to as "the amending agreement") to vary the said agreement, subject to ratification by the Parliament of the Commonwealth and the Parliaments of the said States: And whereas it is desirable to ratify and approve the amending agreement: Be it therefore 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
and citation.

1. (1) This Act may be cited as the "River Murray Waters Act, 1923."

(2) The River Murray Waters Act, 1915, as subsequently amended, is in this Act referred to as the Principal Act.

(3) The Principal Act, as amended by this Act, may be cited as the "River Murray Waters Act, 1915-1923."

Commence-
ment.

(4) This Act shall commence on a day to be fixed by proclamation of the Governor in the Gazette.

Crown bound.

(5) This Act shall bind the Crown.

Repeal.

2. The River Murray Waters (Amendment) Act, 1920, is hereby repealed.

Ratification
of amending
agreement.

3. The amending agreement, a copy of which is set out in section four of this Act, is by this Act ratified and approved.

Amendment of
Principal Act.
Preamble.

4. The Principal Act is amended as follows:—

(1) By omitting from the preamble the word "Schedule" and inserting in its stead the words "First Schedule";

(2) by omitting from the definition of "the agreement" in section four the word "Schedule" and

Sec. 4.

River Murray Waters.

- and inserting in its stead the words "First Schedule, as amended by the agreement, a copy of which is set out in the Second Schedule";
- (3) by inserting after the word "agreement" in section five the words "a copy of which is set out in the 'First Schedule'";
- (4) by omitting the heading "Schedule" and inserting in its stead the heading "First Schedule";
- (5) by adding at the end thereof the following Schedule:—

Amendment
of Principal
Act.

Sec. 5.

Schedule.

New Schedule
added.

SECOND SCHEDULE.

Second
Schedule.

THE AMENDING AGREEMENT.

AGREEMENT made the tenth day of August, one thousand nine hundred and twenty-three, between the Right Honorable Stanley Melbourne Bruce, Prime Minister of the Commonwealth of Australia, for and on behalf of the Commonwealth, of the first part, the Honorable Sir George Warburton Fuller, K.C.M.G., Premier of the State of New South Wales, for and on behalf of that State, of the second part, the Honorable Harry Sutherland Wightman Lawson, Premier of the State of Victoria, for and on behalf of that State, of the third part, and the Honorable Sir Henry Newman Barwell, K.C.M.G., Premier of the State of South Australia, for and on behalf of that State, of the fourth part.

WHEREAS on the ninth day of September, one thousand nine hundred and fourteen, an Agreement was entered into by the Prime Minister of the Commonwealth of Australia and the Premiers of the States of New South Wales, Victoria, and South Australia with regard to the economical use of the waters of the River Murray and its tributaries for irrigation and navigation, and to the reconciling of the interests of the Commonwealth and the said States, which Agreement was ratified by the Parliament of the Commonwealth of Australia and the Parliaments of the said States, and which Agreement is hereinafter referred to as the Principal Agreement :

And whereas at conferences between the Honorable Percy Gerald Stewart, Minister for Works and Railways of the Commonwealth of Australia, the Honorable Richard Thomas Ball, Minister for Public Works of the State of New South Wales, the Honorable Henry Angus, Assistant Minister for Water Supply of the State of Victoria, and the Honorable John George Bice, Chief Secretary of the State of South Australia, held on the twenty-third, twenty-fourth, and twenty-fifth days of May, one thousand nine hundred and twenty three, certain resolutions were agreed to with a view to modifying certain of the provisions of the Principal Agreement :

Now

River Murray Waters.

Now it is hereby further agreed as follows:—

I. RATIFICATION AND ENFORCEMENT.

- Ratification. 1. This Agreement is subject to ratification by the Parliaments of the Commonwealth and of the States of New South Wales, Victoria, and South Australia, and shall come into effect when so ratified.
- Submission to Parliament. 2. The Contracting Governments hereby agree to submit this Agreement for ratification to the respective Parliaments of the Commonwealth and of the said States during the present session of any such Parliament, or if any such Parliament is not in session at the date of this Agreement then at the first session of such Parliament held after the date of this Agreement.
- Contracting Governments to provide for enforcement of Agreement and Acts. 3. Each of the Contracting Governments so far as its jurisdiction extends and so far as it may be necessary shall provide for or secure the execution and enforcement of the provisions of this Agreement and any Acts ratifying the same.
- Incorporation in Principal Agreement. 4. On and after the date of ratification of this Agreement, the Principal Agreement shall be read and construed as if the amendments made therein by this Agreement were incorporated therein.

II. AMENDMENT OF PRINCIPAL AGREEMENT.

- Quorum. 5. Clause six of the Principal Agreement is amended by inserting after the word "and" (first occurring) the words " , subject to clause forty-four of this Agreement,"
- Responsibility for construction. 6. Clause twenty-one of the Principal Agreement is amended—
 (a) by inserting after the word "Wentworth" (first occurring) the words "(excepting the weir and lock to be constructed on the River Murray below its junction with the River Darling by the Government of New South Wales or by the Government of Victoria or by both those Governments jointly)"; and
 (b) by inserting after the words "River Darling" (last occurring) the words "and one weir and lock below the said junction"
7. After clause twenty-four of the Principal Agreement the following clause is inserted:—
 "24A. The construction of works provided for in this Agreement which will provide for the needs of irrigation shall have precedence over the construction of any such works which will be primarily for the requirements of navigation."
- Precedence of irrigation works. 8. Clause forty-two of the Principal Agreement is amended by omitting the words "Contracting Governments in the proportions set out in clause thirty-two of this Agreement" and inserting in their stead the words "State Contracting Governments in equal proportions to be used by them towards the cost of lock-keeping and the maintenance of navigation works constructed under this Agreement."
- Tolls. 9. Clause forty-four of the Principal Agreement is amended—
 (a) by omitting the word "seven" and inserting in its stead the word "twelve"; and
 (b) by adding at the end thereof the words "Until clauses forty-five to fifty-one inclusive of this Agreement take effect"
- Postponement of operation of clauses 45 to 51.

River Murray Waters.

effect the Commission may from time to time determine, by a three-fourths majority, the amount of water to be allowed to pass for supply to South Australia."

10. Clause fifty-eight of the Principal Agreement is amended—
- (a) by inserting after the word "business" the words " , or, in the case of a question to be determined under clause forty-four of this Agreement, if the Commissioners are equally divided," ; and
- (b) by inserting, after the word "Commissioners" (second occurring), the words " , or, in the case of a question to be determined under clause forty-four of this Agreement, at least three of the Commissioners."

Arbitration
differences to be
referred.

11. Notwithstanding anything contained in clause thirty-two of the Principal Agreement, the Commonwealth Government agrees to increase to one quarter the proportion of the cost of carrying out the works mentioned in clause twenty of the Principal Agreement to be borne by the Commonwealth Government, and for the purposes of clauses thirty-four, thirty-six, and thirty-seven of the Principal Agreement, the cost of carrying out the said works shall be deemed to be borne by the Contracting Governments in equal shares.

Share of -
Commonwealth
in cost of works.

The provisions of this clause are agreed to by the Commonwealth Government upon the understanding that it is the intention to carry out the Principal Agreement subject to such modifications thereof as are made by this Agreement or are at any time mutually agreed upon by all the Contracting Governments.

In witness whereof the said parties to these presents have hereunto set their hands and seals the day and year first above written.

Signed, sealed, and delivered by
the abovenamed STANLEY
MELBOURNE BRUCE, in the
presence of—
P. G. STEWART. } S. M. BRUCE. (L.S.)

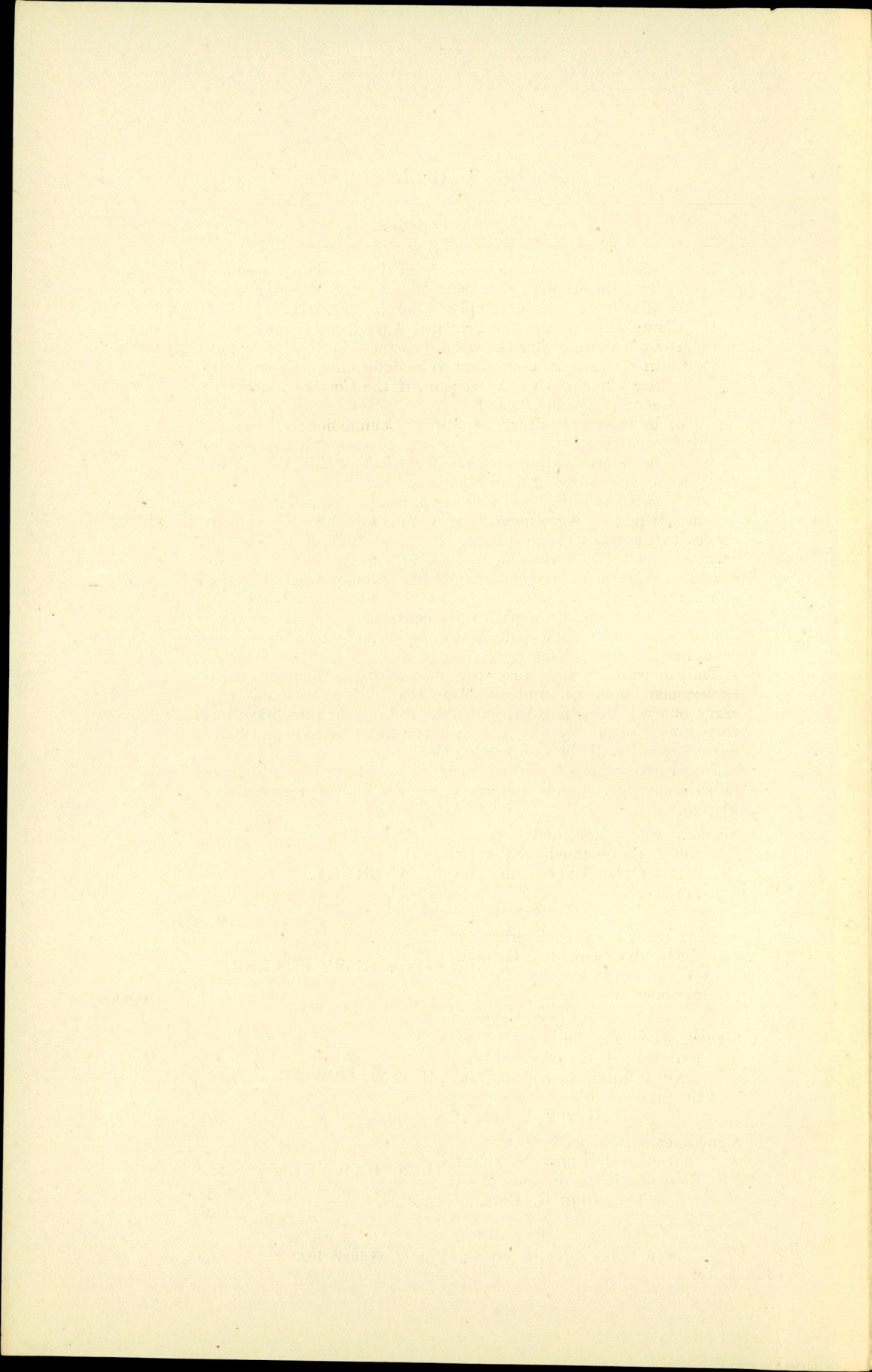
Signed, sealed, and delivered by
the abovenamed GEORGE
WARBURTON FULLER, in the
presence of—
R. T. BALL. } GEORGE W. FULLER. (L.S.)

Signed, sealed, and delivered by the
abovenamed HARRY SUTHER-
LAND WIGHTMAN LAWSON, in
the presence of—
HENRY ANGUS. } H. S. W. LAWSON. (L.S.)

Signed, sealed, and delivered by the
abovenamed HENRY NEWMAN
BARWELL, in the presence of—
JOHN G. BICE. } H. N. BARWELL. (L.S.)

By Authority :

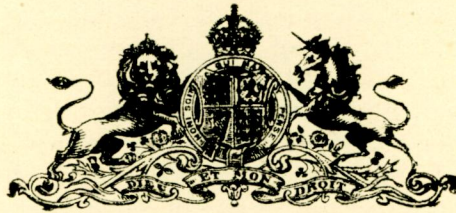
ALFRED JAMES KENT, Government Printer, Sydney, 1923.



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

S. G. BOYDELL,
Acting Clerk of the Legislative Assembly.
Legislative Assembly Chamber,
Sydney, 20 September, 1923.

New South Wales.



ANNO QUARTO DECIMO

GEORGII V REGIS.

Act No. 3, 1923.

An Act to ratify an agreement for the variation of the agreement entered into between the Prime Minister of the Commonwealth and the Premiers of the States of New South Wales, Victoria, and South Australia, respecting the River Murray and Lake Victoria and other waters: to amend the River Murray Waters Act, 1915, and certain other Acts; to repeal the River Murray Waters (Amendment) Act, 1920; and for purposes connected therewith. [Assented to, 26th September, 1923.]

WHEREAS on the ninth day of September, one Preamble. thousand nine hundred and fourteen, the Prime Minister of the Commonwealth of Australia, acting for and

I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.

R. B. WALKER,
Chairman of Committees of the Legislative Assembly.

River Murray Waters.

and on behalf of the Commonwealth, and the Premiers of the States of New South Wales, Victoria, and South Australia, acting for and on behalf of those States respectively, entered into an agreement (in this Act referred to as "the said agreement") respecting the River Murray and Lake Victoria and other waters subject to ratification by the Parliament of the Commonwealth and the Parliaments of the said States: And whereas the Parliament of the Commonwealth and the Parliaments of the said States have ratified and approved the said agreement: And whereas the Prime Minister of the Commonwealth of Australia, acting for and on behalf of the Commonwealth, and responsible Ministers of the said States, acting for and on behalf of those States respectively, have entered into an agreement (in this Act referred to as "the amending agreement") to vary the said agreement, subject to ratification by the Parliament of the Commonwealth and the Parliaments of the said States: And whereas it is desirable to ratify and approve the amending agreement: Be it therefore 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
and citation.

1. (1) This Act may be cited as the "River Murray Waters Act, 1923."

(2) The River Murray Waters Act, 1915, as subsequently amended, is in this Act referred to as the Principal Act.

(3) The Principal Act, as amended by this Act, may be cited as the "River Murray Waters Act, 1915-1923."

Commence-
ment.

(4) This Act shall commence on a day to be fixed by proclamation of the Governor in the Gazette.

Crown bound.

(5) This Act shall bind the Crown.

Repeal.

2. The River Murray Waters (Amendment) Act, 1920, is hereby repealed.

Ratification
of amending
agreement.

3. The amending agreement, a copy of which is set out in section four of this Act, is by this Act ratified and approved.

4.

*River Murray Waters.***4.** The Principal Act is amended as follows:—

- | | |
|---|---|
| (1) By omitting from the preamble the word "Schedule" and inserting in its stead the words "First Schedule"; | Amendment of
Principal Act.
Preamble. |
| (2) by omitting from the definition of "the agreement" in section four the word "Schedule" and inserting in its stead the words "First Schedule, as amended by the agreement, a copy of which is set out in the Second Schedule"; | Sec. 4. |
| (3) by inserting after the word "agreement" in section five the words "a copy of which is set out in the 'First Schedule'"; | Sec. 5. |
| (4) by omitting the heading "Schedule" and inserting in its stead the heading "First Schedule"; | Schedule. |
| (5) by adding at the end thereof the following Schedule:— | New Schedule
added. |

SECOND SCHEDULE.

THE AMENDING AGREEMENT.

Second
Schedule.

AGREEMENT made the tenth day of August, one thousand nine hundred and twenty-three, between the Right Honorable Stanley Melbourne Bruce, Prime Minister of the Commonwealth of Australia, for and on behalf of the Commonwealth, of the first part, the Honorable Sir George Warburton Fuller, K.C.M.G., Premier of the State of New South Wales, for and on behalf of that State, of the second part, the Honorable Harry Sutherland Wightman Lawson, Premier of the State of Victoria, for and on behalf of that State, of the third part, and the Honorable Sir Henry Newman Barwell, K.C.M.G., Premier of the State of South Australia, for and on behalf of that State, of the fourth part.

WHEREAS on the ninth day of September, one thousand nine hundred and fourteen, an Agreement was entered into by the Prime Minister of the Commonwealth of Australia and the Premiers of the States of New South Wales, Victoria, and South Australia with regard to the economical use of the waters of the River Murray and its tributaries for irrigation and navigation, and to the reconciling of the interests of the Commonwealth and the said States, which Agreement was ratified by the Parliament of the Commonwealth of Australia and the Parliaments of the said States, and which Agreement is hereinafter referred to as the Principal Agreement:

And whereas at conferences between the Honorable Percy Gerald Stewart, Minister for Works and Railways of the Commonwealth of Australia, the Honorable Richard Thomas Ball, Minister for Public Works of the State of New South Wales, the Honorable Henry Angus, Assistant Minister for Water Supply of the State of Victoria,

River Murray Waters.

Victoria, and the Honorable John George Bice, Chief Secretary of the State of South Australia, held on the twenty-third, twenty-fourth, and twenty-fifth days of May, one thousand nine hundred and twenty three, certain resolutions were agreed to with a view to modifying certain of the provisions of the Principal Agreement :

Now it is hereby further agreed as follows :—

I. RATIFICATION AND ENFORCEMENT.

Ratification.

1. This Agreement is subject to ratification by the Parliaments of the Commonwealth and of the States of New South Wales, Victoria, and South Australia, and shall come into effect when so ratified.

Submission to Parliament.

2. The Contracting Governments hereby agree to submit this Agreement for ratification to the respective Parliaments of the Commonwealth and of the said States during the present session of any such Parliament, or if any such Parliament is not in session at the date of this Agreement then at the first session of such Parliament held after the date of this Agreement.

Contracting Governments to provide for enforcement of Agreement and Acts.

3. Each of the Contracting Governments so far as its jurisdiction extends and so far as it may be necessary shall provide for or secure the execution and enforcement of the provisions of this Agreement and any Acts ratifying the same.

Incorporation in Principal Agreement.

4. On and after the date of ratification of this Agreement, the Principal Agreement shall be read and construed as if the amendments made therein by this Agreement were incorporated therein.

II. AMENDMENT OF PRINCIPAL AGREEMENT.

Quorum.

5. Clause six of the Principal Agreement is amended by inserting after the word "and" (first occurring) the words " , subject to clause forty-four of this Agreement,"

Responsibility or construction.

6. Clause twenty-one of the Principal Agreement is amended—

(a) by inserting after the word "Wentworth" (first occurring) the words "(excepting the weir and lock to be constructed on the River Murray below its junction with the River Darling by the Government of New South Wales or by the Government of Victoria or by both those Governments jointly)"; and

(b) by inserting after the words "River Darling" (last occurring) the words "and one weir and lock below the said junction."

Precedence of irrigation works.

7. After clause twenty-four of the Principal Agreement the following clause is inserted :—

" 24A. The construction of works provided for in this Agreement which will provide for the needs of irrigation shall have precedence over the construction of any such works which will be primarily for the requirements of navigation."

Tolls.

8. Clause forty-two of the Principal Agreement is amended by omitting the words "Contracting Governments in the proportions set out in clause thirty-two of this Agreement" and inserting in their stead the words "State Contracting Governments in equal proportions to be used by them towards the cost of lock-keeping and the maintenance of navigation works constructed under this Agreement."

River Murray Waters.

9. Clause forty-four of the Principal Agreement is amended— Postponement of operation of clauses 45 to 51.
- (a) by omitting the word "seven" and inserting in its stead the word "twelve"; and
 - (b) by adding at the end thereof the words "Until clauses forty-five to fifty-one inclusive of this Agreement take effect the Commission may from time to time determine, by a three-fourths majority, the amount of water to be allowed to pass for supply to South Australia."
10. Clause fifty-eight of the Principal Agreement is amended— Arbitration differences to be referred.
- (a) by inserting after the word "business" the words ", or, in the case of a question to be determined under clause forty-four of this Agreement, if the Commissioners are equally divided,"; and
 - (b) by inserting, after the word "Commissioners" (second occurring), the words ", or, in the case of a question to be determined under clause forty-four of this Agreement, at least three of the Commissioners."

11. Notwithstanding anything contained in clause thirty-two of the Principal Agreement, the Commonwealth Government agrees to increase to one quarter the proportion of the cost of carrying out the works mentioned in clause twenty of the Principal Agreement to be borne by the Commonwealth Government, and for the purposes of clauses thirty-four, thirty-six, and thirty-seven of the Principal Agreement, the cost of carrying out the said works shall be deemed to be borne by the Contracting Governments in equal shares.

The provisions of this clause are agreed to by the Commonwealth Government upon the understanding that it is the intention to carry out the Principal Agreement subject to such modifications thereof as are made by this Agreement or are at any time mutually agreed upon by all the Contracting Governments.

In witness whereof the said parties to these presents have hereunto set their hands and seals the day and year first above written.

Signed, sealed, and delivered by
 the abovenamed STANLEY
 MELBOURNE BRUCE, in the
 presence of—
 P. G. STEWART. } S. M. BRUCE. (L.S.)

Signed, sealed, and delivered by
 the abovenamed GEORGE
 WARBURTON FULLER, in the
 presence of—
 R. T. BALL. } GEORGE W. FULLER. (L.S.)

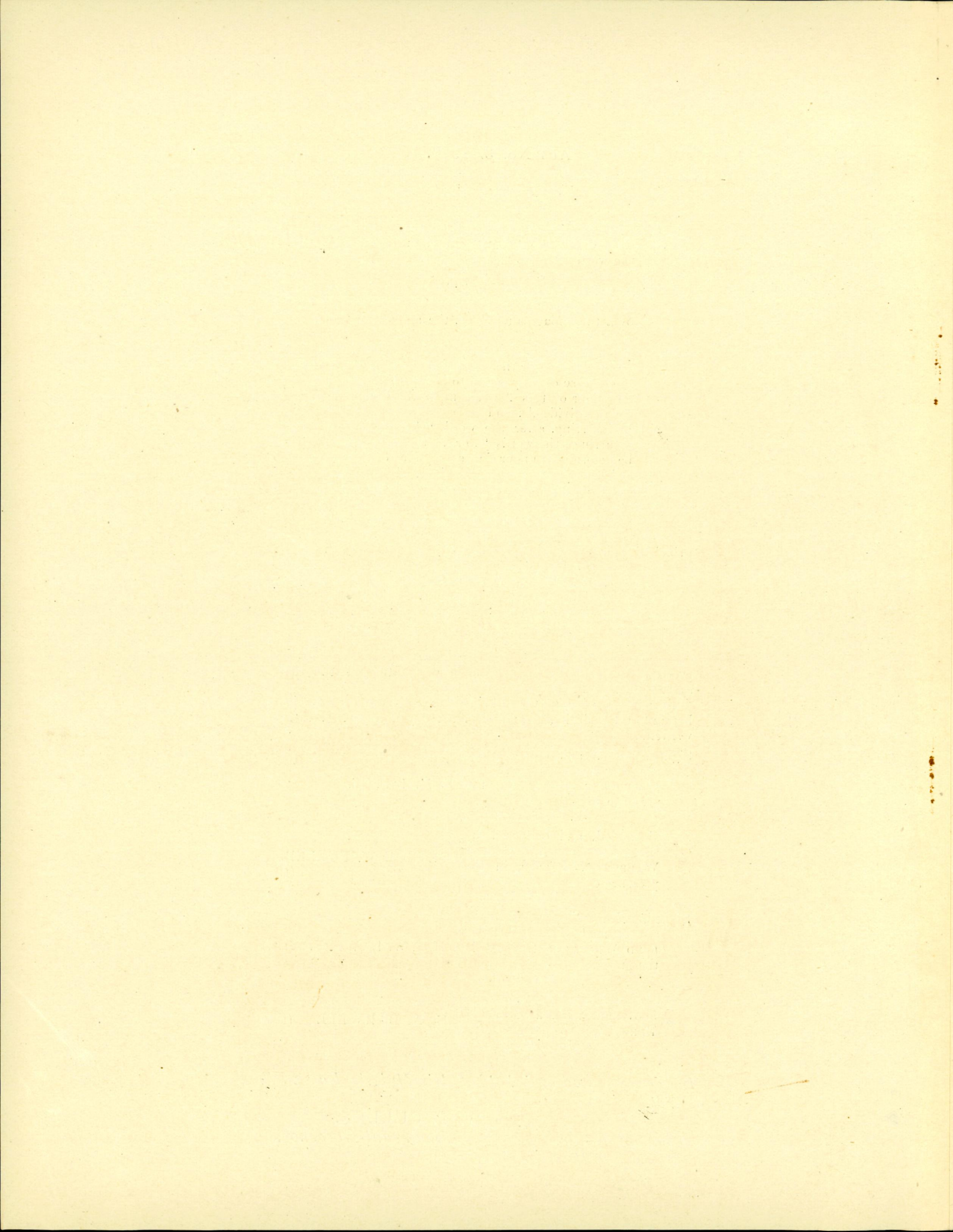
Signed, sealed, and delivered by the
 abovenamed HARRY SUTHER-
 LAND WIGHTMAN LAWSON, in
 the presence of—
 HENRY ANGUS. } H. S. W. LAWSON. (L.S.)

Signed, sealed, and delivered by the
 abovenamed HENRY NEWMAN
 BARWELL, in the presence of—
 JOHN G. BICE. } H. N. BARWELL. (L.S.)

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

W. P. CULLEN,
Lieutenant-Governor.

*Government House,
 Sydney, 26th September, 1923.*



River Murray Waters Bill, 1923.

EXPLANATORY NOTE.

THE object of the Bill is to ratify an agreement between the Prime Minister of the Commonwealth and the Premiers of the States of New South Wales, Victoria, and South Australia.

The agreement amends in certain respects the existing agreement contained in the Schedule to the Principal Act of 1915.

The alterations proposed to be effected are as follow :—

1. The Wentworth Lock, which was originally to have been constructed above the junction of the Darling, will now be constructed below the junction.
 2. The works for Water Conservation will be given precedence in construction over works for Navigation.
 3. Revenue from tolls will be equally divided among the contracting Governments instead of in the proportion determined in the original agreement.
 4. { Twelve years instead of seven is to be allowed before the system of distribution of water among the States provided for in the original agreement is to become operative.
The Commission is to be empowered by a three-fourths majority instead of, as originally required, unanimously, to determine the volume of water to be allowed, in times of drought, to pass for supply to South Australia.
 5. The contribution of the Commonwealth Government towards the cost of construction is increased from one million pounds to one-fourth of the total sum required.
-

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

S. G. BOYDELL,
Acting Clerk of the Legislative Assembly.
Legislative Assembly Chamber,
Sydney, 12 September, 1923.

New South Wales.



ANNO QUARTO DECIMO

GEORGII V REGIS.

Act No. , 1923.

An Act to ratify an agreement for the variation of the agreement entered into between the Prime Minister of the Commonwealth and the Premiers of the States of New South Wales, Victoria, and South Australia, respecting the River Murray and Lake Victoria and other waters; to amend the River Murray Waters Act, 1915, and certain other Acts; to repeal the River Murray Waters (Amendment) Act, 1920; and for purposes connected therewith.

WHEREAS on the ninth day of September, one thousand nine hundred and fourteen, the Prime Minister of the Commonwealth of Australia, acting for
Preamble.
and

River Murray Waters.

and on behalf of the Commonwealth, and the Premiers of the States of New South Wales, Victoria, and South Australia, acting for and on behalf of those States respectively, entered into an agreement (in this Act 5 referred to as "the said agreement") respecting the River Murray and Lake Victoria and other waters subject to ratification by the Parliament of the Commonwealth and the Parliaments of the said States: And whereas the Parliament of the Commonwealth and the 10 Parliaments of the said States have ratified and approved the said agreement: And whereas the Prime Minister of the Commonwealth of Australia, acting for and on behalf of the Commonwealth, and responsible Ministers of the said States, acting for and on behalf of those States 15 respectively, have entered into an agreement (in this Act referred to as "the amending agreement") to vary the said agreement, subject to ratification by the Parliament of the Commonwealth and the Parliaments of the said States: And whereas it is desirable to ratify 20 and approve the amending agreement: Be it therefore 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, 25 as follows:—

1. (1) This Act may be cited as the "River Murray Waters Act, 1923." Short title and citation.

(2) The River Murray Waters Act, 1915, as subsequently amended, is in this Act referred to as the 30 Principal Act.

(3) The Principal Act, as amended by this Act, may be cited as the "River Murray Waters Act, 1915-1923."

(4) This Act shall commence on a day to be fixed 35 by proclamation of the Governor in the Gazette. Commencement.

(5) This Act shall bind the Crown. Crown bound.

2. The River Murray Waters (Amendment) Act, 1920, is hereby repealed. Repeal.

3. The amending agreement, a copy of which is set 40 out in section four of this Act, is by this Act ratified and approved. Ratification of amending agreement.

4.

*River Murray Waters.***4.** The Principal Act is amended as follows :—

- (1) By omitting from the preamble the word
"Schedule" and inserting in its stead the
words "First Schedule";
- (2) by omitting from the definition of "the agree-
ment" in section four the word "Schedule"
and inserting in its stead the words "First
Schedule, as amended by the agreement, a copy
of which is set out in the Second Schedule";
- (3) by inserting after the word "agreement" in
section five the words "a copy of which is set
out in the 'First Schedule'";
- (4) by omitting the heading "Schedule" and
inserting in its stead the heading "First
Schedule";
- (5) by adding at the end thereof the following
Schedule :—

Amendment of
Principal Act.
Preamble.

Sec. 4.

Sec. 5.

Schedule.

New Schedule
added.

SECOND SCHEDULE.

THE AMENDING AGREEMENT.

Second
Schedule.

AGREEMENT made the tenth day of August, one thousand nine
hundred and twenty-three, between the Right Honorable
Stanley Melbourne Bruce, Prime Minister of the Common-
wealth of Australia, for and on behalf of the Commonwealth,
of the first part, the Honorable Sir George Warburton Fuller,
K.C.M.G., Premier of the State of New South Wales, for and
on behalf of that State, of the second part, the Honorable
Harry Sutherland Wightman Lawson, Premier of the State
of Victoria, for and on behalf of that State, of the third part,
and the Honorable Sir Henry Newman Barwell, K.C.M.G.,
Premier of the State of South Australia, for and on behalf of
that State, of the fourth part.

WHEREAS on the ninth day of September, one thousand nine
hundred and fourteen, an Agreement was entered into by the
Prime Minister of the Commonwealth of Australia and the
Premiers of the States of New South Wales, Victoria, and South
Australia with regard to the economical use of the waters of the
River Murray and its tributaries for irrigation and navigation,
and to the reconciling of the interests of the Commonwealth and
the said States, which Agreement was ratified by the Parliament
of the Commonwealth of Australia and the Parliaments of the said
States, and which Agreement is hereinafter referred to as the
Principal Agreement :

And whereas at conferences between the Honorable Percy Gerald
Stewart, Minister for Works and Railways of the Commonwealth
of Australia, the Honorable Richard Thomas Ball, Minister for
Public Works of the State of New South Wales, the Honorable
Henry Angus, Assistant Minister for Water Supply of the State of
Victoria,

River Murray Waters.

Victoria, and the Honorable John George Bice, Chief Secretary of the State of South Australia, held on the twenty-third, twenty-fourth, and twenty-fifth days of May, one thousand nine hundred and twenty three, certain resolutions were agreed to with a view to modifying certain of the provisions of the Principal Agreement :

Now it is hereby further agreed as follows :—

I. RATIFICATION AND ENFORCEMENT.

1. This Agreement is subject to ratification by the Parliaments of the Commonwealth and of the States of New South Wales, Victoria, and South Australia, and shall come into effect when so ratified.

2. The Contracting Governments hereby agree to submit this Agreement for ratification to the respective Parliaments of the Commonwealth and of the said States during the present session of any such Parliament, or if any such Parliament is not in session at the date of this Agreement then at the first session of such Parliament held after the date of this Agreement.

3. Each of the Contracting Governments so far as its jurisdiction extends and so far as it may be necessary shall provide for or secure the execution and enforcement of the provisions of this Agreement and any Acts ratifying the same.

4. On and after the date of ratification of this Agreement, the Principal Agreement shall be read and construed as if the amendments made therein by this Agreement were incorporated therein.

II. AMENDMENT OF PRINCIPAL AGREEMENT.

5. Clause six of the Principal Agreement is amended by inserting after the word "and" (first occurring) the words " , subject to clause forty-four of this Agreement,"

6. Clause twenty-one of the Principal Agreement is amended—
 (a) by inserting after the word "Wentworth" (first occurring) the words "(excepting the weir and lock to be constructed on the River Murray below its junction with the River Darling by the Government of New South Wales or by the Government of Victoria or by both those Governments jointly)"; and
 (b) by inserting after the words "River Darling" (last occurring) the words "and one weir and lock below the said junction."

7. After clause twenty-four of the Principal Agreement the following clause is inserted :—

"24A. The construction of works provided for in this Agreement which will provide for the needs of irrigation shall have precedence over the construction of any such works which will be primarily for the requirements of navigation."

8. Clause forty-two of the Principal Agreement is amended by omitting the words "Contracting Governments in the proportions set out in clause thirty-two of this Agreement" and inserting in their stead the words "State Contracting Governments in equal proportions to be used by them towards the cost of lock-keeping and the maintenance of navigation works constructed under this Agreement."

River Murray Waters.

9. Clause forty-four of the Principal Agreement is amended— Postponement of operation of clauses 45 to 51.
 (a) by omitting the word "seven" and inserting in its stead the word "twelve"; and

5 (b) by adding at the end thereof the words "Until clauses forty-five to fifty-one inclusive of this Agreement take effect the Commission may from time to time determine, by a three-fourths majority, the amount of water to be allowed to pass for supply to South Australia."

10. Clause fifty-eight of the Principal Agreement is amended— Arbitration differences to be referred.
 (a) by inserting after the word "business" the words ", or, in the case of a question to be determined under clause forty-four of this Agreement, if the Commissioners are equally divided,"; and

15 (b) by inserting, after the word "Commissioners" (second occurring), the words ", or, in the case of a question to be determined under clause forty-four of this Agreement, at least three of the Commissioners."

20 11. Notwithstanding anything contained in clause thirty-two of the Principal Agreement, the Commonwealth Government agrees to increase to one quarter the proportion of the cost of carrying out the works mentioned in clause twenty of the Principal Agreement to be borne by the Commonwealth Government, and for the purposes of clauses thirty-four, thirty-six, and thirty-seven of the Principal Agreement, the cost of carrying out the said works shall be deemed to be borne by the Contracting Governments in equal shares. Share of Commonwealth in cost of works.

30 The provisions of this clause are agreed to by the Commonwealth Government upon the understanding that it is the intention to carry out the Principal Agreement subject to such modifications thereof as are made by this Agreement or are at any time mutually agreed upon by all the Contracting Governments.

In witness whereof the said parties to these presents have hereunto set their hands and seals the day and year first above written.

35 Signed, sealed, and delivered by
 the abovenamed STANLEY
 MELBOURNE BRUCE, in the presence of—
 P. G. STEWART. } S. M. BRUCE. (L.S.)

40 Signed, sealed, and delivered by
 the abovenamed GEORGE
 WARBURTON FULLER, in the presence of—
 R. T. BALL. } GEORGE W. FULLER. (L.S.)

45 Signed, sealed, and delivered by the
 abovenamed HARRY SUTHER-
 LAND WIGHTMAN LAWSON, in
 the presence of—
 HENRY ANGUS. } H. S. W. LAWSON. (L.S.)

50 Signed, sealed, and delivered by the
 abovenamed HENRY NEWMAN
 BARWELL, in the presence of—
 JOHN G. BICE. } H. N. BARWELL. (L.S.)

