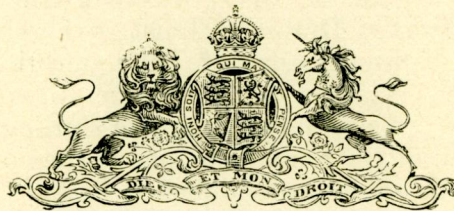


I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

W. S. MOWLE,  
Clerk of the Legislative Assembly.

Legislative Assembly Chamber,  
Sydney, 12 December, 1924, A.M.

## New South Wales.



ANNO QUINTO DECIMO

## GEORGI V REGIS.

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### Act No. 41, 1924.

An Act to declare a reduced cost of works of certain Drainage Trusts; to extend the provisions of Part IV of the Water Act, 1912, to flood prevention; for that purpose to amend the Water Act, 1912; and for purposes connected therewith. [Assented to, 19th December, 1924.]

**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 "Water (Costs Short title. Declaratory and Flood Prevention) Act, 1924." **2.**

*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.

*Water (Costs Declaratory and Flood Prevention).*

Tuckean  
Swamp  
Drainage  
Trust.

**2.** (1) The cost of the works constructed for the Tuckean Swamp Drainage Trust is hereby declared, as from the nineteenth day of May, one thousand nine hundred and sixteen, to be ten thousand pounds, in lieu of the amount named in the notification in relation to the said trust published in the Government Gazette, number one hundred and nine, of the twenty-ninth day of July, one thousand nine hundred and twenty-one.

Newrybar  
Swamp  
Drainage  
Trust.

(2) The cost of the works constructed for the Newrybar Swamp Drainage Trust is hereby declared, as from the eighteenth day of June, one thousand nine hundred and eighteen, to be nine thousand seven hundred and seventy pounds twelve shillings and seven pence, in lieu of the amount named in the notification in relation to the said trust published in the Government Gazette, number seventy-one, of the twentieth day of May, one thousand nine hundred and twenty-one.

Mooball and  
Crabbe's  
Creek Swamp  
Drainage  
Trust.

**3.** The cost of the original work constructed for the Mooball and Crabbe's Creek Swamp Drainage Trust is hereby declared, as from the first day of January, one thousand nine hundred and twenty-four, to be seven thousand seven hundred and twenty-one pounds seven shillings and eight pence, in lieu of the amount named in a notification in relation to the said trust published in the Government Gazette, number one hundred and eighty-four, of the sixteenth day of December, one thousand nine hundred and twenty-one.

Grahams-  
town and  
Campvale  
Swamp  
Drainage  
Trust.

**4.** (1) The cost of the works constructed for the Grahamstown and Campvale Swamp Drainage Trust is hereby declared, as from the thirteenth day of September, one thousand nine hundred and twenty-two, to be five thousand two hundred and fifty pounds, in lieu of the amount named in a notification published in relation to the said trust published in the Government Gazette number twenty-four of the fourteenth day of February, one thousand nine hundred and twelve.

(2) Any liability for payments due by the trust in relation to the original notification in respect of instalments to the Treasury or by the ratepayers in respect

*Water (Costs Declaratory and Flood Prevention.)*

respect of rates for any period prior to the said thirteenth day of September, one thousand nine hundred and twenty-two, is hereby extinguished.

**5.** (1) The Minister shall cause to be made and notified in the Gazette any necessary adjustment of the instalments payable by the respective trusts. Adjustment  
of instal-  
ments and  
rates.

(2) The Minister may make all proper adjustment of the rates payable by the ratepayers for any period prior to or current at the commencement of this Act, and shall cause the trusts and the ratepayers to be notified in writing of the adjustment, and the amount of the rates so adjusted and notified shall be payable by the ratepayers to the respective trusts.

(3) A written notice of adjustment of a rate signed by an officer of the Minister authorised in that behalf shall be final and conclusive.

**6.** (1) The Water Act, 1912, is amended—

- (a) by inserting in section seventy-seven after the word "accumulate" the words "or flow there-  
over"; Flood preven-  
tion works.  
Amendment  
of Act 1912  
No. 44.  
Sec. 77.
- (b) by inserting in that section after the word "drainage" where first occurring the words "or the absence of flood prevention works";
- (c) by inserting in that section after the words "lie thereon" the words "or flow thereover";
- (d) by inserting in that section after the word "accumulations" the words "or flooding."

(2) The said Act is further amended by inserting Sec. 79.  
in section seventy-nine after the word "drainage" where first occurring the words "or the prevention of the flooding."

(3) The said Act is further amended— Sec. 80.

- (a) by inserting at the end of subsection one of section eighty the words "and for the prevention of the flooding thereof";
- (b) by omitting from subsection two of that section the word "accordingly" and inserting in lieu thereof the words "or to prevent the flooding thereof."

(4) The said Act is further amended by inserting Sec. 86.  
in section eighty-six after the word "drainage" the words "or flood prevention."  
(5)

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*Water (Costs Declaratory and Flood Prevention).*

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- Sec. 87 (2). (5) The said Act is further amended by inserting in subsection two of section eighty-seven after the word "drainage" the words "or flood prevention."
- Sec. 93. (6) The said Act is further amended by inserting in section ninety-three after the word "drainage" whenever occurring the words "or works for flood prevention."
- Sec. 97. (7) The said Act is further amended by inserting in section ninety-seven after the word "drains" the words "or works for flood prevention."
- Sec. 103. (8) The said Act is further amended by inserting in section one hundred and three after the word "drainage" the words "or flood prevention."
- Sec. 104. (9) The said Act is further amended by inserting in section one hundred and four after the words "draining land" the words "or flood prevention."

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

D. R. S. DE CHAIR,  
*Governor.*

*Government House,  
Sydney, 19th December, 1924.*

1924.

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**Legislative Council.**

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Water (Costs Declaratory and Flood Prevention)  
Bill, 1924.

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**EXPLANATORY NOTE.**

THE Bill is required to authorise the reduction in the capital costs of the Tuckean, Newrybar, Moobal, and Crabbe's Creek, and Grahamstown and Campvale Swamps Drainage Trusts.

The reduction is proposed in the case of Tuckean and Newrybar because of the very considerable appreciation in value of certain Crown lands following directly as a consequence of the construction of the Trust's works. The reduction is proposed in the case of Moobal and Crabbe's Creek to give effect to the recommendation of a Commissioner appointed by the Minister to inquire into the efficacy of the Trust works and the necessary financial adjustments which should equitably be made.

In the case of the Grahamstown and Campvale Trust, owing to litigation and other causes it was found that the ratepayers could not meet the burden of the drainage rates and, after expert inquiry, it was agreed to lighten the burden.

The Bill also enables drainage unions to be constituted in respect of works for the prevention of river flooding or tidal inundation.

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*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.*

W. S. MOWLE,  
*Clerk of the Legislative Assembly.*  
*Legislative Assembly Chamber,*  
*Sydney, 5 December, 1924.*

## New South Wales.



ANNO QUINTO DECIMO

# GEORGI V REGIS.

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Act No. , 1924.

An Act to declare a reduced cost of works of certain Drainage Trusts; to extend the provisions of Part IV of the Water Act, 1912, to flood prevention; for that purpose to amend the Water Act, 1912; and for purposes connected therewith.

**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  
5 the same, as follows:—

**1.** This Act may be cited as the "Water (Costs Short title. Declaratory and Flood Prevention) Act, 1924."

*Water (Costs Declaratory and Flood Prevention).*

**2.** (1) The cost of the works constructed for the Tuckean Swamp Drainage Trust is hereby declared, as from the nineteenth day of May, one thousand nine hundred and sixteen, to be ten thousand pounds, in lieu of the amount named in the notification in relation to the said trust published in the Government Gazette, number one hundred and nine, of the twenty-ninth day of July, one thousand nine hundred and twenty-one.

**10** (2) The cost of the works constructed for the Newrybar Swamp Drainage Trust is hereby declared, as from the eighteenth day of June, one thousand nine hundred and eighteen, to be nine thousand seven hundred and seventy pounds twelve shillings and seven pence, in lieu of the amount named in the notification in relation to the said trust published in the Government Gazette, number seventy-one, of the twentieth day of May, one thousand nine hundred and twenty-one.

**20** **3.** The cost of the original work constructed for the Mooball and Crabbe's Creek Swamp Drainage Trust is hereby declared, as from the first day of January, one thousand nine hundred and twenty-four, to be seven thousand seven hundred and twenty-one pounds seven shillings and eight pence, in lieu of the amount named in a notification in relation to the said trust published in the Government Gazette, number one hundred and eighty-four, of the sixteenth day of December, one thousand nine hundred and twenty-one.

**30** **4.** (1) The cost of the works constructed for the Grahamstown and Campvale Swamp Drainage Trust is hereby declared, as from the thirteenth day of September, one thousand nine hundred and twenty-two, to be five thousand two hundred and fifty pounds, in lieu of the amount named in a notification published in relation to the said trust published in the Government Gazette number twenty-four of the fourteenth day of February, one thousand nine hundred and twelve.

(2) Any liability for payments due by the trust in relation to the original notification in respect of instalments to the Treasury or by the ratepayers in respect



*Water (Costs Declaratory and Flood Prevention.)*

respect of rates for any period prior to the said thirteenth day of September, one thousand nine hundred and twenty-two, is hereby extinguished.

5 **5.** (1) The Minister shall cause to be made and notified in the Gazette any necessary adjustment of the instalments payable by the respective trusts. Adjustment of instalments and rates.

(2) The Minister may make all proper adjustment of the rates payable by the ratepayers for any period prior to or current at the commencement of this Act, and shall cause the trusts and the ratepayers to be notified in writing of the adjustment, and the amount of the rates so adjusted and notified shall be payable by the ratepayers to the respective trusts.

(3) A written notice of adjustment of a rate signed by an officer of the Minister authorised in that behalf shall be final and conclusive.

**6.** (1) The Water Act, 1912, is amended—

(a) by inserting in section seventy-seven after the word "accumulate" the words "or flow there-  
20 over"; Flood prevention works. Amendment of Act 1912 No. 44. Sec. 77.

(b) by inserting in that section after the word "drainage" where first occurring the words "or the absence of flood prevention works";

(c) by inserting in that section after the words "lie thereon" the words "or flow thereover";

(d) by inserting in that section after the word "accumulations" the words "or flooding."

(2) The said Act is further amended by inserting in section seventy-nine after the word "drainage" where first occurring the words "or the prevention of the flooding." Sec. 79.

(3) The said Act is further amended— Sec. 80.

(a) by inserting at the end of subsection one of section eighty the words "and for the prevention of the flooding thereof";

(b) by omitting from subsection two of that section the word "accordingly" and inserting in lieu thereof the words "or to prevent the flooding thereof."

(4) The said Act is further amended by inserting in section eighty-six after the word "drainage" the words "or flood prevention." Sec. 86.

(5)

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*Water (Costs Declaratory and Flood Prevention).*

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whenever occurring the words “or works for flood  
prevention.”

(7) The said Act is further amended by inserting Sec. 97.  
in section ninety-seven after the word “drains” the  
10 words “or works for flood prevention.”

(8) The said Act is further amended by inserting Sec. 103.  
in section one hundred and three after the word  
“drainage” the words “or flood prevention.”

(9) The said Act is further amended by inserting Sec. 104.  
15 in section one hundred and four after the words  
“draining land” the words “or flood prevention.”