New South Wales.



ANNO VICESIMO QUINTO

GEORGII V REGIS.

Act No. 4, 1935.

An Act to provide for the reconstitution of the Metropolitan Water, Sewerage and Drainage Board; to amend the Metropolitan Water, Sewerage, and Drainage Act, 1924–1930, and certain other Acts in certain respects; and for purposes connected therewith. [Assented to, 20th February, 1935.]

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:—

1. (1) This Act may be cited as the "Metropolitan short title. Water, Sewerage, and Drainage (Amendment) Act,

1935."

(2) This Act shall be read with the Metropolitan Water, Sewerage, and Drainage Act, 1924-1930, as amended by subsequent Acts, which Act as so amended is in this Act referred to as the Principal Act.

(3)

(3) The Principal Act as amended by this Act may be cited as the Metropolitan Water, Sewerage, and Drainage Act, 1924-1935.

Amendment of Act No. 50, 1924.

Sec. 7.
(Reconstitution of Board.)

- 2. The Principal Act is amended—
 - (a) by inserting after subsection one of section seven the following new subsection:—
 - (1a) On and after the thirty-first day of March, one thousand nine hundred and thirty-five, the Metropolitan Water, Sewerage, and Drainage Board shall be reconstituted and shall consist of seven members, who shall be appointed and elected as in this Act provided.

Sec. 11. (Elections.)

Further amendment of Act No. 50, 1924.

- (b) by omitting section eleven.
- 3. (1) For the purposes only of the reconstitution of the Metropolitan Water, Sewerage, and Drainage Board, pursuant to subsection (1A) of section seven of the Principal Act, as inserted by section two of this Act, and of any matters necessary for or incidental to such reconstitution, the provisions of this section shall commence upon the date upon which His Majesty's Assent to this Act is signified.
- (2) Upon the thirty-first day of March, one thousand nine hundred and thirty-five, this section shall have full force and effect for all purposes.
 - (3) The Principal Act is amended—

Sec. 7 (2) (3) (4).

- (a) by omitting subsections two, three and four of section seven and by inserting in lieu thereof the following subsections:—
 - (2) (a) Two members of the board shall be appointed by the Governor.
 - (b) They shall, subject to this Act-
 - (i) hold office for five years; and
 - (ii) be eligible for reappointment on the expiration of their term of service.

(c)

- (c) The provisions of the Public Service Act, 1902, or of any Act amending that Act, shall not apply to the appointment of such members; and such members shall not be subject to the provisions of the said Act during their tenure of office.
- (d) One of the appointed members shall in and by his appointment be the president of the board; the other appointed member shall in and by his appointment be the vice-president of the board.
- (e) The two members appointed under this subsection shall assume office on the thirtyfirst day of March, one thousand nine hundred and thirty-five.
- (3) (a) Five members of the board shall be elected in accordance with this Act.
- (b) Elected members of the board shall, subject to this Act—
 - (i) hold office for four years; and
 - (ii) be eligible for re-election if otherwise qualified.
- (b) by omitting subsections one and two of section sec. & eight and by inserting in lieu thereof the following subsections:—

 (Constituencies.)
 - (1) One member shall be elected for each of Constituenthe five constituencies indicated in the Second cies. Schedule to this Act.
 - (2) Each constituency shall comprise the areas grouped therein respectively as set out in the Second Schedule to this Act;
- (c) by inserting after section ten the following new sec 11. section, which shall be read as section eleven of the Principal Act:—
 - 11. (1) An election of members of the board Elections. shall be held in the month of March in the year

year one thousand nine hundred and thirty-five, and an ordinary election to fill the vacancies caused by the expiration of the term of office of elected members shall be held in the month of March in every fourth year thereafter.

be held during the month of March in the year one thousand nine hundred and thirty-five shall assume office on the thirty-first day of that month; and members elected at ordinary elections held in every fourth year thereafter shall assume office on the thirty-first day of March in that year.

Sec. 19. (Remuneration.)

- (d) (i) by omitting from subsection one of section nineteen the words "of two thousand pounds" and by inserting in lieu thereof the words "to be determined by the Governor";
 - (ii) by omitting from subsection three of the same section the words "Each of the members of the board other than the president shall be entitled to receive as remuneration for his services a sum not exceeding two hundred pounds per annum" and by inserting in lieu thereof the words "The vice-president and each of the elected members of the board shall respectively be entitled to receive as remuneration for his services a sum not exceeding two hundred and sixty pounds per annum";

Sec. 20. (Vicepresident.)

- (e) (i) by omitting subsection one of section twenty;
 - (ii) by inserting at the end of subsection two of the same section the words "The vice-president whilst so acting may be paid such remuneration in addition to the remuneration referred to in subsection three of section nineteen of this Act as the Governor may determine;

- (f) by omitting from subsection two of section Sec. 21.
 twenty-one the words "ten members" and by (Quorum.)
 inserting in lieu thereof the words "four
 members";
- (g) by omitting the Second Schedule and by inserting in lieu thereof the following Schedule:— (Second Schedule.)

SECOND SCHEDULE.

Sec. 8.

Constituencies.	Areas.
First	Sydney Paddington Redfern Alexandria Waterloo Darlington Erskineville Glebe Annandale Balmain Newtown St. Peters Marrickville
Second	Vaucluse Woollahra Waverley Randwick Botany Mascot Rockdale Bexley Kogarah Hurstville Canterbury
Third	Petersham Ashfield Leichhardt Enfield Burwood Strathfield Homebush Concord Drummoyne Lidcombe Auburn Granville Bankstown

SECOND

SECOND SCHEDULE—continued.

Constitue cies.

Areas.

Fourth ...

Warringah
Manly
Mosman
North Sydney
Willoughby
Kuring-gai
Lane Cove
Hunter's Hill
Hornsby
Dundas
Eastwood
Ryde

Baulkham Hills
Blacktown
Cabramatta and Canley Vale
Castlereagh
Colo
Fairfield
Nepean
Richmond
St. Mary's
Bulli
Camden
Campbelltown
Central Illawarra

Fifth

Ingleburn
Liverpool
Sutherland
Wollondilly
Wollongong
Holroyd
Ermington and Rydalmere
Parramatta

North Illawarra

Members ceasing to hold office.

4. Any person who immediately before the thirty-first day of March, one thousand nine hundred and thirty-five, is a member of the Metropolitan Water, Sewerage, and Drainage Board and who on the said day ceases to hold office as such member shall not be entitled to receive any further remuneration in respect of such office.

Continuity of body corporate.

5. Nothing contained in this Act shall prejudice or affect in any way the continuity of the body corporate established under the Principal Act in the name of the Metropolitan

Metropolitan Water, Sewerage, and Drainage Board, but such body corporate shall continue notwithstanding the provisions of this Act.

6. The Principal Act is further amended—

Further amendment of Act No. 50, 1924.

(a) by inserting in subsection five of section forty- sec. 42 (5). two after the words "leakages from the mains (Bursting of the board "the words "or the bursting of of mains.) any main of the board, whether or not such leakage or bursting is attributable to the negligence of the board or an officer or servant thereof ";

councils.

(b) by inserting next after section ninety-one the News. 914. following new section:

91A. (1) The board may from time to time Arrangeenter into an arrangement with the council of ments with any municipality or shire within the boundaries of which is situated any land in respect of which a stormwater drainage rate may be levied under this Act, for the payment to the board, by the council out of its General Fund, of a sum equivalent to the total amount which the board would be entitled to receive as the proceeds of such stormwater drainage rate if levied on such land.

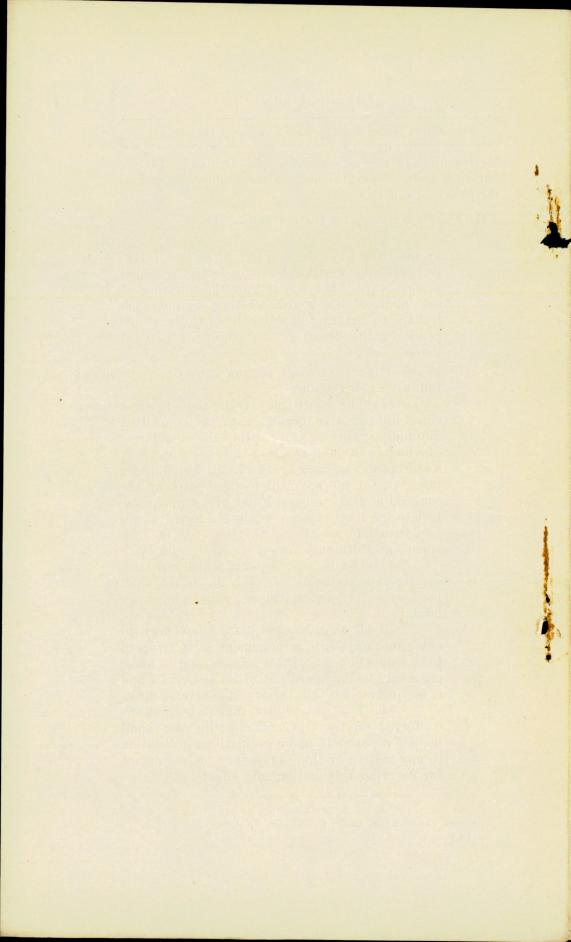
(2) During the period in which any such arrangement remains in force the board shall not levy a stormwater drainage rate on any such land.

(3) It shall be lawful for the council to enter into any such arrangement as is referred to in subsection one of this section, and to make payments to the board out of its General Fund in accordance with the terms of the arrangement.

(4) The power to make regulations conferred on the Governor by this Act shall include a power to make regulations in relation to any matter or thing necessary or convenient for carrying this section into effect.

By Authority:

ALFRED JAMES KENT, I.S.O., Government Printer, Sydney .- 1935. [3d.]



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. R. McCOURT, Clerk of the Legislative Assembly.

Legislative Assembly Chamber, Sydney, 14 February, 1935.

New South Wales.



ANNO VICESIMO QUINTO

GEORGII V REGIS.

Act No. 4, 1935.

An Act to provide for the reconstitution of the Metropolitan Water, Sewerage and Drainage Board; to amend the Metropolitan Water, Sewerage, and Drainage Act, 1924–1930, and certain other Acts in certain respects; and for purposes connected therewith. [Assented to, 20th February, 1935.]

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:—

- 1. (1) This Act may be cited as the "Metropolitan Short title. Water, Sewerage, and Drainage (Amendment) Act, 1935."
- (2) This Act shall be read with the Metropolitan Water, Sewerage, and Drainage Act, 1924-1930, as amended by subsequent Acts, which Act as so amended is in this Act referred to as the Principal Act.

(3)

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

W. W. HEDGES,

Chairman of Committees of the Legislative Assembly.

(3) The Principal Act as amended by this Act may be cited as the Metropolitan Water, Sewerage, and Drainage Act, 1924-1935.

Amendment of Act No. 50, 1924. 2. The Principal Act is amended-

Sec. 7.
(Reconstitution of Board.)

- (a) by inserting after subsection one of section seven the following new subsection:—
 - (1A) On and after the thirty-first day of March, one thousand nine hundred and thirty-five, the Metropolitan Water, Sewerage, and Drainage Board shall be reconstituted and shall consist of seven members, who shall be appointed and elected as in this Act provided.

Sec. 11. (Elections.)

(b) by omitting section eleven.

Further amendment of Act No. 50, 1924.

- 3. (1) For the purposes only of the reconstitution of the Metropolitan Water, Sewerage, and Drainage Board, pursuant to subsection (1A) of section seven of the Principal Act, as inserted by section two of this Act, and of any matters necessary for or incidental to such reconstitution, the provisions of this section shall commence upon the date upon which His Majesty's Assent to this Act is signified.
- (2) Upon the thirty-first day of March, one thousand nine hundred and thirty-five, this section shall have full force and effect for all purposes.
 - (3) The Principal Act is amended-

Sec. 7 (2) (3) (4).

- (a) by omitting subsections two, three and four of section seven and by inserting in lieu thereof the following subsections:—
 - (2) (a) Two members of the board shall be appointed by the Governor.
 - (b) They shall, subject to this Act-
 - (i) hold office for five years; and
 - (ii) be eligible for reappointment on the expiration of their term of service.

(c)

- (c) The provisions of the Public Service Act, 1902, or of any Act amending that Act, shall not apply to the appointment of such members; and such members shall not be subject to the provisions of the said Act during their tenure of office.
- (d) One of the appointed members shall in and by his appointment be the president of the board; the other appointed member shall in and by his appointment be the vice-president of the board.
- (e) The two members appointed under this subsection shall assume office on the thirtyfirst day of March, one thousand nine hundred and thirty-five.
- (3) (a) Five members of the board shall be elected in accordance with this Act.
- (b) Elected members of the board shall, subject to this Act—
 - (i) hold office for four years; and
 - (ii) be eligible for re-election if otherwise qualified.
- (b) by omitting subsections one and two of section sec. & eight and by inserting in lieu thereof the following subsections:—

 (Constituencies.)
 - (1) One member shall be elected for each of Constituenthe five constituencies indicated in the Second cies. Schedule to this Act.
 - (2) Each constituency shall comprise the areas grouped therein respectively as set out in the Second Schedule to this Act;
- (c) by inserting after section ten the following new sec 11. section, which shall be read as section eleven of the Principal Act:—
 - 11. (1) An election of members of the board Elections. shall be held in the month of March in the

year

year one thousand nine hundred and thirty-five, and an ordinary election to fill the vacancies caused by the expiration of the term of office of elected members shall be held in the month of March in every fourth year thereafter.

(2) Members elected at the election to be held during the month of March in the year one thousand nine hundred and thirty-five shall assume office on the thirty-first day of that month; and members elected at ordinary elections held in every fourth year thereafter shall assume office on the thirty-first day of March in that year.

Sec. 19. (Remuneration.)

- (d) (i) by omitting from subsection one of section nineteen the words "of two thousand pounds" and by inserting in lieu thereof the words "to be determined by the Governor";
 - (ii) by omitting from subsection three of the same section the words "Each of the members of the board other than the president shall be entitled to receive as remuneration for his services a sum not exceeding two hundred pounds per annum" and by inserting in lieu thereof the words "The vice-president and each of the elected members of the board shall respectively be entitled to receive as remuneration for his services a sum not exceeding two hundred and sixty pounds per annum";

Sec. 20. (Vicepresident.)

- (e) (i) by omitting subsection one of section twenty;
 - (ii) by inserting at the end of subsection two of the same section the words "The vice-president whilst so acting may be paid such remuneration in addition to the remuneration referred to in subsection three of section nineteen of this Act as the Governor may determine;

- (f) by omitting from subsection two of section Sec. 21.
 twenty-one the words "ten members" and by (Quorum.)
 inserting in lieu thereof the words "four
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- (g) by omitting the Second Schedule and by inserting in lieu thereof the following Schedule:— (Second Schedule.)

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Constituencies.	Areas.	
First	Sydney Paddington Redfern Alexandria Waterloo Darlington Erskineville Glebe Annandale Balmain Newtown St. Peters Marrickville	
Second	Vaucluse Woollahra Waverley Randwick Botany Mascot Rockdale Bexley Kogarah Hurstville Canterbury	
Third	Petersham Ashfield Leichhardt Enfield Burwood Strathfield Homebush Concord Drummoyne Lidcombe Auburn Granville Bankstown	

SECOND

SECOND SCHEDULE-continued.

Constituer cies.

Areas.

Fourth ... Warringah
Manly
Mosman
North Sydney
Willoughby
Kuring-gai
Lane Cove
Hunter's Hill
Hornsby
Dundas
Eastwood
Ryde

Baulkham Hills
Blacktown
Cabramatta and Canley Vale
Castlereagh
Colo
Fairfield
Nepean
Richmond
St. Mary's
Bulli
Camden
Campbelltown

Fifth

Campbelltown
Central Illawarra
North Illawarra
Ingleburn
Liverpool
Sutherland
Wollondilly
Wollongong
Holroyd

Ermington and Rydalmere Parramatta

Members ceasing to hold office. 4. Any person who immediately before the thirty-first day of March, one thousand nine hundred and thirty-five, is a member of the Metropolitan Water, Sewerage, and Drainage Board and who on the said day ceases to hold office as such member shall not be entitled to receive any further remuneration in respect of such office.

Continuity of body corporate.

5. Nothing contained in this Act shall prejudice or affect in any way the continuity of the body corporate established under the Principal Act in the name of the Metropolitan

Metropolitan Water, Sewerage, and Drainage Board, but such body corporate shall continue notwithstanding the provisions of this Act.

6. The Principal Act is further amended—

amendment of Act No. 50, 1924.

- (a) by inserting in subsection five of section forty- Sec. 42 (5). two after the words "leakages from the mains (Bursting of the board "the words "or the bursting of of mains.) any main of the board, whether or not such leakage or bursting is attributable to the negligence of the board or an officer or servant thereof ";
- (b) by inserting next after section ninety-one the News. 91A. following new section:-
 - 91A. (1) The board may from time to time Arrangeenter into an arrangement with the council of ments with any municipality or shire within the boundaries of which is situated any land in respect of which a stormwater drainage rate may be levied under this Act, for the payment to the board, by the council out of its General Fund, of a sum equivalent to the total amount which the board would be entitled to receive as the proceeds of such stormwater drainage rate if levied on such land.

(2) During the period in which any such arrangement remains in force the board shall not levy a stormwater drainage rate on any such land.

(3) It shall be lawful for the council to enter into any such arrangement as is referred to in subsection one of this section, and to make payments to the board out of its General Fund in accordance with the terms of the arrangement.

(4) The power to make regulations conferred on the Governor by this Act shall include a power to make regulations in relation to any matter or thing necessary or convenient, for carrying this section into effect.

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

> P. W. STREET, Lieutenant-Governor.

Government House, Sydney, 20th February, 1935.

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METROPOLITAN WATER, SEWERAGE, AND DRAINAGE (AMENDMENT) BILL.

SCHEDULE of Amendment referred to in Message of 12th February, 1935.

Page 6, clause 3, lines 37 to 39 inclusive. Omit all words on these lines.

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. R. McCOURT,

Clerk of the Legislative Assembly.

Legislative Assembly Chamber, Sydney, 29 January, 1935.

The LEGISLATIVE COUNCIL has this day agreed to this Bill with an Amendment.

W. K. CHARLTON,

for the Clerk of the Parliaments.

Legislative Council Chamber, Sydney, 12th February, 1935.

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New South Wales.



ANNO VICESIMO QUINTO

GEORGII V REGIS.

Act No. , 1935.

An Act to provide for the reconstitution of the Metropolitan Water, Sewerage and Drainage Board; to amend the Metropolitan Water, Sewerage, and Drainage Act, 1924-1930, and certain other Acts in certain respects; and for purposes connected therewith.

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. (1) This Act may be cited as the "Metropolitan Short title.
Water, Sewerage, and Drainage (Amendment) Act,

1935.".)

(2) This Act shall be read with the Metropolitan

10 Water, Sewerage, and Drainage Act, 1924-1930, as amended by subsequent Acts, which Act as so amended is in this Act referred to as the Principal Act.

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(3)

- (3) The Principal Act as amended by this Act may be cited as the Metropolitan Water, Sewerage, and Drainage Act, 1924-1935, the removed and of vigas to a
 - 2. The Principal Act is amended—

Amendment of Act No. 50, 1924.

(a) by inserting after subsection one of section sec. 7. 5 seven the following new subsection:-

(Reconstitution of Board.)

- (1A) On and after the thirty-first day of March, one thousand nine hundred and thirtyfive, the Metropolitan Water, Sewerage, and Drainage Board shall be reconstituted and shall consist of seven members, who shall be appointed and elected as in this Act provided.
- (b) by omitting section eleven.

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Sec. 11. (Elections.)

3. (1) For the purposes only of the reconstitution Further 15 of the Metropolitan Water, Sewerage, and Drainage amendment Board, pursuant to subsection (1A) of section seven of the of Act IN 50, 1924. Principal Act, as inserted by section two of this Act. and of any matters necessary for or incidental to such reconstitution, the provisions of this section shall com-20 mence upon the date upon which His Majesty's Assent to this Act is signified.

- (2) Upon the thirty-first day of March, one thousand nine hundred and thirty-five, this section shall have full force and effect for all purposes.
- 25 (3) The Principal Act is amended—
 - (a) by omitting subsections two, three and four of sec. 7 (2) section seven and by inserting in lieu thereof (3) (4). the following subsections:-
- (2) (a) Two members of the board shall be 30 appointed by the Governor.
 - (b) They shall, subject to this Act-
 - (i) hold office for five years; and
 - (ii) be eligible for reappointment on the expiration of their term of service.

5	(c) The provisions of the Public Service Act, 1902, or of any Act amending that Act, shall not apply to the appointment of such members; and such members shall not be subject to the provisions of the said Act during their tenure of office.
	(d) One of the appointed members shall in and by his appointment be the president of the board; the other appointed member shall in and by his appointment be the vice-president of the board.
5	(e) The two members appointed under this subsection shall assume office on the thirty- first day of March, one thousand nine hundred and thirty-five.
Av.	(3) (a) Five members of the board shall be elected in accordance with this Act.
20	 (b) Elected members of the board shall, subject to this Act— (i) hold office for four years; and (ii) be eligible for re-election if otherwise
(b	qualified. b) by omitting subsections one and two of section sec. 8. eight and by inserting in lieu thereof the follow- (Constitute ing subsections:— (1) One member shall be elected for each of Constitute in the constitution of the constitutio
- 8 g = 1	the five constituencies indicated in the Second cies. Schedule to this Act. (2) Each constituency shall comprise the
0 o	areas grouped therein respectively as set out in the Second Schedule to this Act;
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5	11. (1) An election of members of the board Elections, shall be held in the month of March in the

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Metropolitan Water, Sewerage, and Drainage (Amendment)

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(2) Members elected at the election to be held during the month of March in the year one thousand nine hundred and thirty-five shall assume office on the thirty-first day of that month; and members elected at ordinary elections held in every fourth year thereafter shall assume office on the thirty-first day of March in that year.

(d) (i) by omitting from subsection one of section Sec. 19. 15 nineteen the words "of two thousand (Remunerapounds" and by inserting in lieu thereof tion.) the words "to be determined by the Governor ";

(ii) by omitting from subsection three of the 20 same section the words "Each of the members of the board other than the president shall be entitled to receive as remuneration for his services a sum not exceeding two hundred pounds per annum " and by insert-25 ing in lieu thereof the words "The vicepresident and each of the elected members of the board shall respectively be entitled to receive as remuneration for his services a sum not exceeding two hundred and sixty 30 pounds per annum";

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(ii) by inserting at the end of subsection two (Vice-president.) of the same section the words "The vicethat offered president whilst so acting may be paid such is a manie; ... remuneration in addition to the remuneration referred to in subsection three of section nineteen of this Act as the Governor may determine; GROOME

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(1) The Metropolitan Water, Sewerage, Drainage (Amendment) Act, 1928, is amended by 1928. omitting paragraphs (a) and (b) of section three. Consequential.)

4. Any person who immediately before the thirty-first Members day of March, one thousand nine hundred and thirty-five, ceasing to hald office is a member of the Metropolitan Water, Sewerage, and Drainage Board and who on the said day ceases to hold office as such member shall not be entitled to receive any

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Metropolitan Water, Sewerage, and Drainage (Amendment).

5. Nothing contained in this Act shall prejudice or continuity affect in any way the continuity of the body corporate of body established under the Principal Act in the name of the Metropolitan Water, Sewerage, and Drainage Board, 5 but such body corporate shall continue notwithstanding the provisions of this Act.

6. The Principal Act is further amended—

(a) by inserting in subsection five of section forty- Sec. 42 (5). two after the words "leakages from the mains (Bursting of the board" the words "or the bursting of any main of the board, whether or not such leakage or bursting is attributable to the negligence of the board or an officer or servant thereof ":

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(b) by inserting next after section ninety-one the News. 91A. 15 following new section:-

91A. (1) The board may from time to time Arrangeenter into an arrangement with the council of ments with any municipality or shire within the boundaries of which is situated any land in respect of which a stormwater drainage rate may be levied under this Act, for the payment to the board, by the council out of its General Fund, of a sum equivalent to the total amount which the board would be entitled to receive as the proceeds of such stormwater drainage rate if levied on such land.

(2) During the period in which any such arrangement remains in force the board shall not levy a stormwater drainage rate on any such land.

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Sydney: Alfred James Kent, I.S.O., Government Printer-1935.

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Trips Sewerage and Presence est, that this as sumenied supplied by spissoppers Asta, which had as so unended 10 /451 eyere Line Lane Kent Line, of the mission destroyed in This Public Bill originated in the Legislative Assembly, und, having this day passed, is now ready for presentation to the Legislative Council for its concurrence.

W. R. McCOURT.

Clerk of the Legislative Assembly.

Legislative Assembly Chamber, Sydney, 29 January, 1935.

The LEGISLATIVE COUNCIL has this day agreed to this Bill with an Amendment.

Clerk of the Parliaments.

Legislative Council Chamber, Sydney, February, 1935.

New South Wales.



ANNO VICESIMO QUINTO

GEORGII V REGIS.

Act No. , 1935.

An Act to provide for the reconstitution of the Metropolitan Water, Sewerage and Drainage Board; to amend the Metropolitan Water, Sewerage, and Drainage Act, 1924–1930, and certain other Acts in certain respects; and for purposes connected therewith.

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:—

1. (1) This Act may be cited as the "Metropolitan Short title. Water, Sewerage, and Drainage (Amendment) Act, 1935."

(2) This Act shall be read with the Metropolitan 10 Water, Sewerage, and Drainage Act, 1924-1930, as amended by subsequent Acts, which Act as so amended is in this Act referred to as the Principal Act.

48879 157—

(3) The Principal Act as amended by this Act may be cited as the Metropolitan Water, Sewerage, and Drainage Act, 1924-1935.

2. The Principal Act is amended—

Amendment of Act No. 50,

(a) by inserting after subsection one of section sec. 7. 5 seven the following new subsection:-

(Reconstitution of Board.)

- (1A) On and after the thirty-first day of March, one thousand nine hundred and thirtyfive, the Metropolitan Water, Sewerage, and Drainage Board shall be reconstituted and shall consist of seven members, who shall be appointed and elected as in this Act provided.
- (b) by omitting section eleven.

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Sec. 11. (Elections.)

3. (1) For the purposes only of the reconstitution Further 15 of the Metropolitan Water, Sewerage, and Drainage amendment Board, pursuant to subsection (1A) of section seven of the 50, 1924. Principal Act, as inserted by section two of this Act, and of any matters necessary for or incidental to such reconstitution, the provisions of this section shall com-20 mence upon the date upon which His Majesty's Assent to this Act is signified.

- (2) Upon the thirty-first day of March, one thousand nine hundred and thirty-five, this section shall have full force and effect for all purposes.
- (3) The Principal Act is amended— 25
 - (a) by omitting subsections two, three and four of sec. 7 (2) section seven and by inserting in lieu thereof (3) (4). the following subsections:—
- (2) (a) Two members of the board shall be appointed by the Governor. 30
 - (b) They shall, subject to this Act—
 - (i) hold office for five years; and
 - (ii) be eligible for reappointment on the expiration of their term of service.

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- (c) The provisions of the Public Service Act, 1902, or of any Act amending that Act, shall not apply to the appointment of such members; and such members shall not be subject to the provisions of the said Act during their tenure of office.
- (d) One of the appointed members shall in and by his appointment be the president of the board; the other appointed member shall in and by his appointment be the vice-president of the board.
- (e) The two members appointed under this subsection shall assume office on the thirtyfirst day of March, one thousand nine hundred and thirty-five.
- (3) (a) Five members of the board shall be elected in accordance with this Act.
- (b) Elected members of the board shall, subject to this Act—
 - (i) hold office for four years; and
 - (ii) be eligible for re-election if otherwise qualified.
- (b) by omitting subsections one and two of section sec. 8 eight and by inserting in lieu thereof the following subsections:—

 (Constituencies.)
 - (1) One member shall be elected for each of Constituenthe five constituencies indicated in the Second cies. Schedule to this Act.
- (2) Each constituency shall comprise the areas grouped therein respectively as set out in the Second Schedule to this Act;
 - (c) by inserting after section ten the following new sec 11. section, which shall be read as section eleven of the Principal Act:—
 - 11. (1) An election of members of the board Elections. shall be held in the month of March in the year

year one thousand nine hundred and thirty-five, and an ordinary election to fill the vacancies caused by the expiration of the term of office of elected members shall be held in the month of March in every fourth year thereafter.

(2) Members elected at the election to be held during the month of March in the year one thousand nine hundred and thirty-five shall assume office on the thirty-first day of that month; and members elected at ordinary elections held in every fourth year thereafter shall assume office on the thirty-first day of March in that year.

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- (d) (i) by omitting from subsection one of section Sec. 19.

 nineteen the words "of two thousand (Remundated pounds" and by inserting in lieu thereof tion.)

 the words "to be determined by the Governor";
- (ii) by omitting from subsection three of the same section the words "Each of the members of the board other than the president shall be entitled to receive as remuneration for his services a sum not exceeding two hundred pounds per annum" and by inserting in lieu thereof the words "The vice-president and each of the elected members of the board shall respectively be entitled to receive as remuneration for his services a sum not exceeding two hundred and sixty pounds per annum";
 - (e) (i) by omitting subsection one of section twenty; Sec. 20.
 - (ii) by inserting at the end of subsection two of the same section the words "The vice-president whilst so acting may be paid such remuneration in addition to the remuneration referred to in subsection three of section nineteen of this Act as the Governor may determine;

(f)

- (f) by omitting from subsection two of section Sec. 21.

 twenty-one the words "ten members" and by (Quorum.)

 inserting in lieu thereof the words "four

 members";
- 5 (g) by omitting the Second Schedule and by inserting in lieu thereof the following Schedule:— (Second Schedule.)

	SECOND	SCHE	EDULE.		Sec. 8.
	Constituencies.		Area	s.	
10			Sydney Paddington Redfern Alexandria Waterloo		
15	First	<	Darlington Erskineville Glebe Annandale		
. 20			Balmain Newtown St. Peters Marrickville		
			Vaucluse Woollahra Waverley Randwick		
25	Second		Botany Mascot Rockdale		
30			Bexley Kogarah Hurstville Canterbury		
35		nestil 4 +	Petersham Ashfield Leichhardt Enfield Burwood Strathfield		
40 American In	Third		Homebush Concord Drummoyne Lidcombe		
45	is be entitled set of auch of	og lin	Auburn Granville Bankstown	SECOND	10

SECOND SCHEDULE-continued. Constituencies. Warringah Manly 5 Mosman North Sydney Willoughby Kuring-gai Fourth Lane Cove Hunter's Hill 10 Hornsby Dundas Eastwood Ryde Baulkham Hills 15 Blacktown Cabramatta and Canley Vale Castlereagh Colo Fairfield 20 Nepean Richmond St. Mary's Bulli Camden 25 Fifth Campbelltown Central Illawarra North Illawarra Ingleburn Liverpool 30 Sutherland Wollondilly Wollongong Holroyd . 5 Ermington and Rydalmere Parramatta

Drainage (Amendment) Act, 1928, is amended Consequential.) omitting paragraphs (a) and (b) of section three.

4. Any person who immediately before the thirty-first Members day of March, one thousand nine hundred and thirty-five, ceasing to is a member of the Metropolitan Water, Sewerage, and Drainage Board and who on the said day ceases to hold office as such member shall not be entitled to receive any

45 further remuneration in respect of such office.

5. Nothing contained in this Act shall prejudice or Continuity affect in any way the continuity of the body corporate of body established under the Principal Act in the name of the Metropolitan Water, Sewerage, and Drainage Board, 5 but such body corporate shall continue notwithstanding the provisions of this Act.

6. The Principal Act is further amended—

Further amendment of Act No. 50, 1924.

(a) by inserting in subsection five of section forty- sec. 42 (5). two after the words "leakages from the mains (Bursting of the board" the words "or the bursting of any main of the board, whether or not such leakage or bursting is attributable to the negligence of the board or an officer or servant thereof ";

(b) by inserting next after section ninety-one the News. 91A. 15 following new section:-

91A. (1) The board may from time to time Arrangeenter into an arrangement with the council of ments with any municipality or shire within the boundaries of which is situated any land in respect of which a stormwater drainage rate may be levied under this Act, for the payment to the board, by the council out of its General Fund, of a sum equivalent to the total amount which the board would be entitled to receive as the proceeds of such stormwater drainage rate if levied on such land.

councils.

(2) During the period in which any such arrangement remains in force the board shall not levy a stormwater drainage rate on any such land.

(3) It shall be lawful for the council to enter into any such arrangement as is referred to in subsection one of this section, and to make payments to the board out of its General Fund in accordance with the terms of the arrangement.

(4) The power to make regulations conferred on the Governor by this Act shall include a power to make regulations in relation to any matter or thing necessary or convenient for carrying this section into effect.

Sydney: Alfred James Kent, I.S.O., Government Printer-1935.

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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. R. McCOURT,

Clerk of the Legislative Assembly.

Legislative Assembly Chamber, Sydney, 29 January, 1935.

New South Wales.



ANNO VICESIMO QUINTO

GEORGII V REGIS.

Act No. , 1935.

An Act to provide for the reconstitution of the Metropolitan Water, Sewerage and Drainage Board; to amend the Metropolitan Water, Sewerage, and Drainage Act, 1924–1930, and certain other Acts in certain respects; and for purposes connected therewith.

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:—

- 1. (1) This Act may be cited as the "Metropolitan short title. Water, Sewerage, and Drainage (Amendment) Act, 1935."
- (2) This Act shall be read with the Metropolitan 10 Water, Sewerage, and Drainage Act, 1924-1930, as amended by subsequent Acts, which Act as so amended is in this Act referred to as the Principal Act.

(3)

- (3) The Principal Act as amended by this Act may be cited as the Metropolitan Water, Sewerage, and Drainage Act, 1924-1935.
 - 2. The Principal Act is amended—

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Amendment of

(a) by inserting after subsection one of section sec. 7. seven the following new subsection:-

(Reconstitution of Board.)

- (1A) On and after the thirty-first day of March, one thousand nine hundred and thirtyfive, the Metropolitan Water, Sewerage, and Drainage Board shall be reconstituted and shall consist of seven members, who shall be appointed and elected as in this Act provided.
- (b) by omitting section eleven.

Sec. 11. (Elections.)

3. (1) For the purposes only of the reconstitution Further 15 of the Metropolitan Water, Sewerage, and Drainage amendment Board, pursuant to subsection (1A) of section seven of the 50, 1924. Principal Act, as inserted by section two of this Act, and of any matters necessary for or incidental to such reconstitution, the provisions of this section shall com-20 mence upon the date upon which His Majesty's Assent to this Act is signified.

- (2) Upon the thirty-first day of March, one thousand nine hundred and thirty-five, this section shall have full force and effect for all purposes.
- (3) The Principal Act is amended— 25
 - (a) by omitting subsections two, three and four of sec. 7 (2) section seven and by inserting in lieu thereof (3) (4). the following subsections:
- (2) (a) Two members of the board shall be 30 appointed by the Governor.
 - (b) They shall, subject to this Act-
 - (i) hold office for five years; and
 - (ii) be eligible for reappointment on the expiration of their term of service.

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Metropolitan Water, Sewerage, and Drainage (Amendment).

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- (c) The provisions of the Public Service Act, 1902, or of any Act amending that Act, shall not apply to the appointment of such members; and such members shall not be subject to the provisions of the said Act during their tenure of office.
- (d) One of the appointed members shall in and by his appointment be the president of the board; the other appointed member shall in and by his appointment be the vice-president of the board.
- (e) The two members appointed under this subsection shall assume office on the thirtyfirst day of March, one thousand nine hundred and thirty-five.
- (3) (a) Five members of the board shall be elected in accordance with this Act.
- (b) Elected members of the board shall, subject to this Act—
 - (i) hold office for four years; and
 - (ii) be eligible for re-election if otherwise qualified.
- (b) by omitting subsections one and two of section sec. 8.
 eight and by inserting in lieu thereof the following subsections:—

 (Constituencies.)
 - (1) One member shall be elected for each of Constituenthe five constituencies indicated in the Second cies. Schedule to this Act.
- (2) Each constituency shall comprise the areas grouped therein respectively as set out in the Second Schedule to this Act;
 - (c) by inserting after section ten the following new sec. 11. section, which shall be read as section eleven of the Principal Act:—
- 35 11. (1) An election of members of the board Elections. shall be held in the month of March in the year

year one thousand nine hundred and thirty-five, and an ordinary election to fill the vacancies caused by the expiration of the term of office of elected members shall be held in the month of March in every fourth year thereafter.

(2) Members elected at the election to be held during the month of March in the year one thousand nine hundred and thirty-five shall assume office on the thirty-first day of that month; and members elected at ordinary elections held in every fourth year thereafter shall assume office on the thirty-first day of March in that year.

- (d) (i) by omitting from subsection one of section Sec. 19. 15 nineteen the words "of two thousand (Remunerapounds " and by inserting in lieu thereof tion.) the words "to be determined by the Governor ":
- (ii) by omitting from subsection three of the 20 same section the words "Each of the members of the board other than the president shall be entitled to receive as remuneration for his services a sum not exceeding two hundred pounds per annum "and by insert-25 ing in lieu thereof the words "The vicepresident and each of the elected members of the board shall respectively be entitled to receive as remuneration for his services a sum not exceeding two hundred and sixty 30 pounds per annum";
 - (e) (i) by omitting subsection one of section twenty; Sec. 20.
 - (ii) by inserting at the end of subsection two (Vice-president.) of the same section the words "The vicepresident whilst so acting may be paid such remuneration in addition to the remuneration referred to in subsection three of section nineteen of this Act as the Governor may determine;

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- (f) by omitting from subsection two of section Sec. 21.
 twenty-one the words "ten members" and by (Quorum.)
 inserting in lieu thereof the words "four
 members";
- 5 (g) by omitting the Second Schedule and by insert- (Second ing in lieu thereof the following Schedule:—

	SECOND SC	HEDULE.	4176	Sec. 8.
	Constituencies.	Areas.		7.7
		Sydney		111
10		Paddington	progr	
		Redfern	i ul	
		Alexandria	10 KM	
		Waterloo	alt	
		Darlington		
15	rst	Erskineville	(b)	
10		Glebe		31
		Annandale		
		Balmain		
		Newtown		
20		St. Peters		
20		Marrickville		
		(Vaucluse	1	08
		Woollahra		
		Waverley		
		Randwick		
25		Botany		
	Second	Mascot	•	
	occond	Rockdale	1.	1 25
		Bexley		
3)		Kogarah		
		Hurstville		
		Canterbury		
		Petersham		08
		Ashfield		
35		Leichhardt	(9)	
		Enfield		
		Burwood		
		Strathfield		
	Third	. \ Homebush		
40		Concord		35
		Drummoyne	.U -	4.6.
	the prostate are want to more	Lidcombe	OI.	
	y kny double na o danke h	Auburn		
		Granville	50	
45		Bankstown		
			SECOND	

SECOND SCHEDULE—continued.

Constituencies.	Areas.
Fourth	Warringah Manly Mosman North Sydney Willoughby Kuring-gai Lane Cove Hunter's Hill Hornsby Dundas Eastwood
20	Ryde Baulkham Hills Blacktown Cabramatta and Canley Vale Castlereagh Colo Fairfield Nepean Richmond
25 Mary algebra in Fifth	St. Mary's Bulli Camden Campbelltown Central Illawarra North Illawarra Ingleburn
35 (4) The 26 to 114	Liverpool Sutherland Wollondilly Wollongong Holroyd Ermington and Rydalmere Parramatta

(4) The Metropolitan Water, Sewerage, and Amendment of Drainage (Amendment) Act, 1928, is amended by Act No. 10, 1928. omitting paragraphs (a) and (b) of section three.

4. Any person who immediately before the thirty-first Members day of March, one thousand nine hundred and thirty-five, ceasing to is a member of the Metropolitan Water, Sewerage, and Drainage Board and who on the said day ceases to hold office as such member shall not be entitled to receive any

hold office.

45 further remuneration in respect of such office.

5. Nothing contained in this Act shall prejudice or Continuity affect in any way the continuity of the body corporate of body established under the Principal Act in the name of the Metropolitan Water, Sewerage, and Drainage Board, 5 but such body corporate shall continue notwithstanding the provisions of this Act.

6. The Principal Act is further amended—

Further amendment of Act No. 50,

(a) by inserting in subsection five of section forty- sec. 42 (5). two after the words "leakages from the mains (Bursting of the board" the words "or the bursting of any main of the board, whether or not such leakage or bursting is attributable to the negligence of the board or an officer or servant thereof ";

15 (b) by inserting next after section ninety-one the News. 914. following new section:

> 91A. (1) The board may from time to time Arrangeenter into an arrangement with the council of ments with any municipality or shire within the boundaries of which is situated any land in respect of which a stormwater drainage rate may be levied under this Act, for the payment to the board, by the council out of its General Fund, of a sum equivalent to the total amount which the board would be entitled to receive as the proceeds of such stormwater drainage rate if levied on such land.

(2) During the period in which any such arrangement remains in force the board shall not levy a stormwater drainage rate on any such land.

(3) It shall be lawful for the council to enter into any such arrangement as is referred to in subsection one of this section, and to make payments to the board out of its General Fund in accordance with the terms of the arrangement.

(4) The power to make regulations conferred on the Governor by this Act shall include a power to make regulations in relation to any matter or thing necessary or convenient for carrying this section into effect.

Sydney: Alfred James Kent, I.S.O., Government Printer-1935.

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