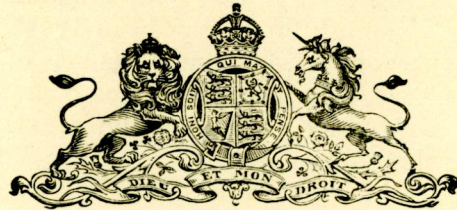


This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

W. R. McCOURT,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 21 November, 1940.*

New South Wales.



ANNO QUARTO

GEORGII VI REGIS.

Act No. , 1940.

An Act to amend the Drainage Act, 1939, 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 "Drainage (Amendment) Act, 1940." Short title and citation.

(2) The Drainage Act, 1939, as amended by this Act, may be cited as the "Drainage Act, 1939-1940."

Drainage (Amendment).

2. (1) The Drainage Act, 1939, is amended—

Amendment
of Act No.
29, 1939.
Sec. 7.
(Existing
trusts.)

(a) (i) by omitting from subsection six of section seven the words "such amounts" and by inserting in lieu thereof the words "amounts due to the Colonial Treasurer immediately before the commencement of this Act";

(ii) by inserting at the end of the same subsection the following new paragraphs:—

10 (b) In any case where all amounts due to the Colonial Treasurer by a trust were repaid before the commencement of this Act, the trust shall, as from such commencement, be deemed to be a union constituted under this Act.

15 (c) Nothing contained in this subsection shall prejudice or affect in any way the continuity of a body corporate constituted by this Act but any such body corporate shall continue notwithstanding the provisions of this subsection.

(iii) by omitting from subsection seven of the same section the word "trustees" and by inserting in lieu thereof the word "directors";

25 (b) by inserting in paragraph (c) of section twenty-five after the words "operation of" the words "section seven or."

Sec. 25.
(Appointed
days for
elections.)

(2) This section shall be deemed to have commenced on the first day of December, one thousand nine
30 hundred and thirty-nine.

3. The Drainage Act, 1939, is further amended—

Further
amendment
of Act No. 29,
1939.

(a) by omitting from section nineteen the word "Minister" wherever occurring and by inserting in lieu thereof the word "secretary";

Sec. 19.
(Oath and
declaration
of office.)

35 (b) by inserting at the end of subsection three of section fifty-six the following words "or is for the purpose of paying an amount due to the Colonial Treasurer";

Sec. 56.
(Governor's
consent to
loans.)

(c)

Drainage (Amendment).

- (c) (i) by inserting next after subsection one of section fifty-eight the following new subsection:—

Sec. 58.
(Extinction
of debt to
Crown.)

5

(1A) A public inquiry shall not be held under subsection one of this section unless an application for the review of the indebtedness of the trust concerned is lodged with the Minister on or before the thirty-first day of March one thousand nine hundred and forty-one.

10

- (ii) by inserting at the end of subsection two of the same section the following words:—

15

Nothing contained in this subsection shall prejudice or affect the continuity of a body corporate constituted by this Act but any such body corporate shall continue notwithstanding the provisions of this subsection.

20

- (iii) by omitting from subsection three of the same section the words "thirtieth day of June one thousand nine hundred and forty" and by inserting in lieu thereof the words "thirty first day of December, one thousand nine hundred and forty-one;

25

- (d) by inserting in subsection two of section seventy-three after the word "statement" where firstly occurring the words "of the receipts and payments or alternatively."

Sec. 73.
(Accounts.)

1870
of

6

10

1870
of

(1)

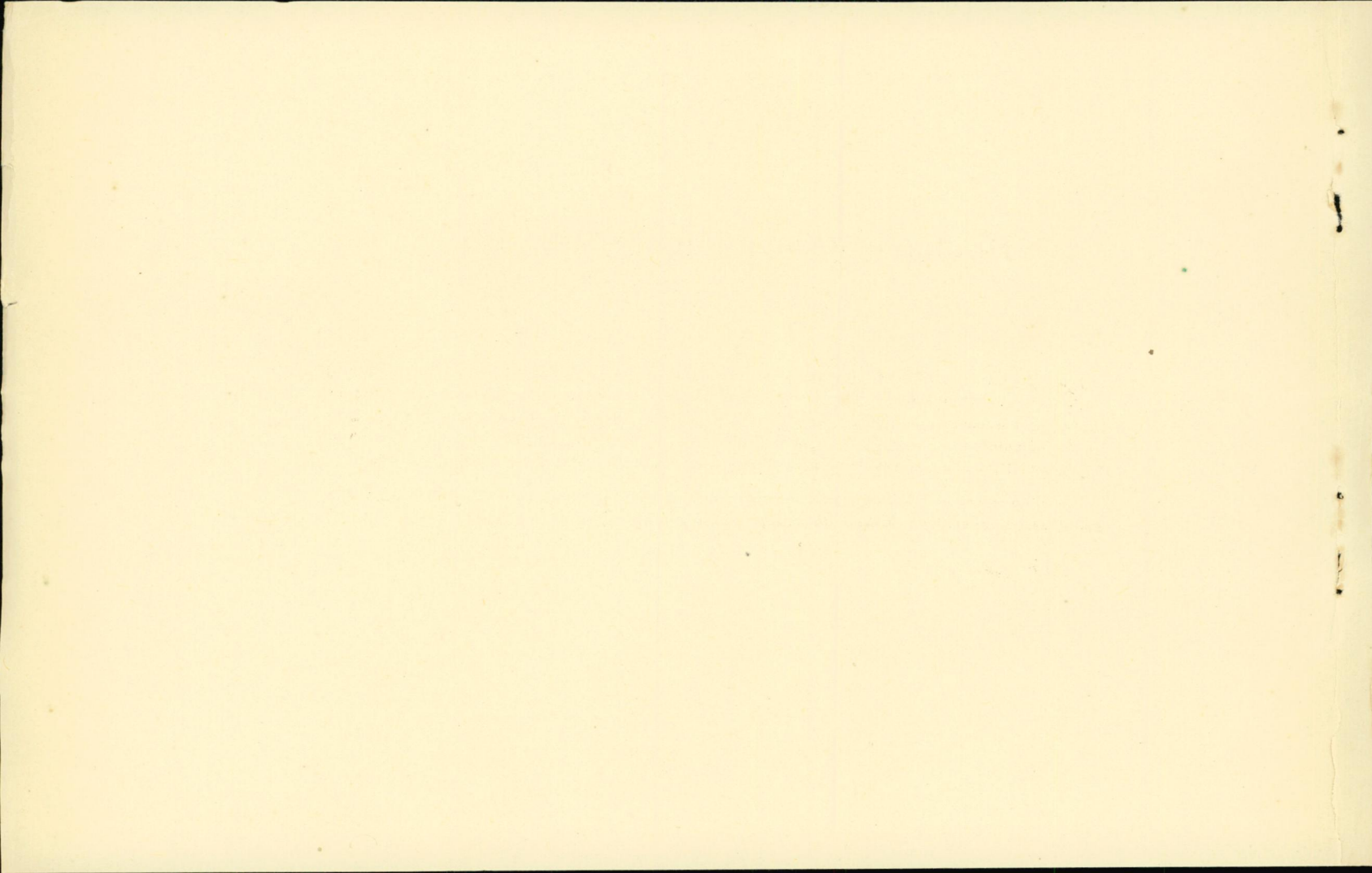
[64]

Drainage (Amendment) Bill, 1940.

EXPLANATORY NOTE.

THE main object of this bill is to extend the time for the holding of inquiries to review the capital indebtedness of certain drainage trusts. It is provided that any applications for inquiries must be lodged on or before 31st March, 1941, and the Minister may certify to the Governor as to the amounts which may be accepted in full settlement of the respective liabilities to the Colonial Treasurer, not later than 31st December, 1941.

The measure also contains several machinery amendments to the Drainage Act, 1939, which have been found desirable in the course of administration,



No. , 1940.

A BILL

To amend the Drainage Act, 1939, and certain other Acts in certain respects; and for purposes connected therewith.

[MR. L. O. MARTIN;—19 *November*, 1940.]

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 "Drainage (Amendment) Act, 1940." Short title and citation.

(2) The Drainage Act, 1939, as amended by this Act, may be cited as the "Drainage Act, 1939-1940."

Drainage (Amendment).

2. (1) The Drainage Act, 1939, is amended—

Amendment
of Act No.
29, 1939.
Sec. 7.
(Existing
trusts.)

5 (a) (i) by omitting from subsection six of section seven the words "such amounts" and by inserting in lieu thereof the words "amounts due to the Colonial Treasurer immediately before the commencement of this Act";

(ii) by inserting at the end of the same subsection the following new paragraphs:—

10 (b) In any case where all amounts due to the Colonial Treasurer by a trust were repaid before the commencement of this Act, the trust shall, as from such commencement, be deemed to be a union constituted under this Act.

15 (c) Nothing contained in this subsection shall prejudice or affect in any way the continuity of a body corporate constituted by this Act but any such body corporate shall continue notwithstanding the provisions of this subsection.

20 (iii) by omitting from subsection seven of the same section the word "trustees" and by inserting in lieu thereof the word "directors";

25 (b) by inserting in paragraph (c) of section twenty-five after the words "operation of" the words "section seven or."

Sec. 25.
(Appointed
days for
elections.)

(2) This section shall be deemed to have commenced on the first day of December, one thousand nine hundred and thirty-nine.

3. The Drainage Act, 1939, is further amended—

Further
amendment
of Act No. 29,
1939.

35 (a) by omitting from section nineteen the word "Minister" wherever occurring and by inserting in lieu thereof the word "secretary";

Sec. 19.
(Oath and
declaration
of office.)

(b) by inserting at the end of subsection three of section fifty-six the following words "or is for the purpose of paying an amount due to the Colonial Treasurer";

Sec. 56.
(Governor's
consent to
loans.)

(c)

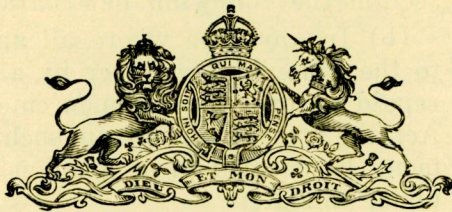
Drainage (Amendment).

- (c) (i) by inserting next after subsection one of section fifty-eight the following new subsection:—
- 5 (1A) A public inquiry shall not be held under subsection one of this section unless an application for the review of the indebtedness of the trust concerned is lodged with the Minister on or before the thirty-first day of March one thousand nine hundred and forty-one.
- 10 (ii) by inserting at the end of subsection two of the same section the following words:—
- 15 Nothing contained in this subsection shall prejudice or affect the continuity of a body corporate constituted by this Act but any such body corporate shall continue notwithstanding the provisions of this subsection.
- 20 (iii) by omitting from subsection three of the same section the words "thirtieth day of June one thousand nine hundred and forty" and by inserting in lieu thereof the words "thirty first day of December, one thousand nine hundred and forty-one;
- 25 (d) by inserting in subsection two of section seventy-three after the word "statement" where firstly occurring the words "of the receipts and payments or alternatively."

Sec. 58.
(Extinction
of debt to
Crown.)

Sec. 73.
(Accounts.)

New South Wales.



ANNO QUARTO

GEORGII VI REGIS.

Act No. 41, 1940.

An Act to amend the Drainage Act, 1939, and certain other Acts in certain respects; and for purposes connected therewith. [Assented to, 5th December, 1940.]

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 "Drainage (Amendment) Act, 1940."

Short title and citation.

(2) The Drainage Act, 1939, as amended by this Act, may be cited as the "Drainage Act, 1939-1940."

Drainage (Amendment).

Amendment
of Act No.
29, 1939.

Sec. 7.

(Existing
trusts.)

2. (1) The Drainage Act, 1939, is amended—

(a) (i) by omitting from subsection six of section seven the words “such amounts” and by inserting in lieu thereof the words “amounts due to the Colonial Treasurer immediately before the commencement of this Act”;

(ii) by inserting at the end of the same subsection the following new paragraphs:—

(b) In any case where all amounts due to the Colonial Treasurer by a trust were repaid before the commencement of this Act, the trust shall, as from such commencement, be deemed to be a union constituted under this Act.

(c) Nothing contained in this subsection shall prejudice or affect in any way the continuity of a body corporate constituted by this Act but any such body corporate shall continue notwithstanding the provisions of this subsection.

(iii) by omitting from subsection seven of the same section the word “trustees” and by inserting in lieu thereof the word “directors”;

(b) by inserting in paragraph (c) of section twenty-five after the words “operation of” the words “section seven or.”

(2) This section shall be deemed to have commenced on the first day of December, one thousand nine hundred and thirty-nine.

3. The Drainage Act, 1939, is further amended—

(a) by omitting from section nineteen the word “Minister” wherever occurring and by inserting in lieu thereof the word “secretary”;

(b) by inserting at the end of subsection three of section fifty-six the following words “or is for the purpose of paying an amount due to the Colonial Treasurer”;

(c)

Sec. 25.

(Appointed
days for
elections.)

Further
amendment
of Act No. 29,
1939.

Sec. 19.

(Oath and
declaration
of office.)

Sec. 56.

(Governor's
consent to
loans.)

Drainage (Amendment).

- (c) (i) by inserting next after subsection one of section fifty-eight the following new subsection:—
- Sec. 58.
(Extinction
of debt to
Crown.)
- (1A) A public inquiry shall not be held under subsection one of this section unless an application for the review of the indebtedness of the trust concerned is lodged with the Minister on or before the thirty-first day of March one thousand nine hundred and forty-one.
- (ii) by inserting at the end of subsection two of the same section the following words:—
- Nothing contained in this subsection shall prejudice or affect the continuity of a body corporate constituted by this Act but any such body corporate shall continue notwithstanding the provisions of this subsection.
- (iii) by omitting from subsection three of the same section the words “thirtieth day of June one thousand nine hundred and forty” and by inserting in lieu thereof the words “thirty-first day of December, one thousand nine hundred and forty-one”;
- (d) by inserting in subsection two of section seventy-three after the word “statement” where firstly occurring the words “of the receipts and payments or alternatively.”
- Sec. 73.
(Accounts.)

By Authority:

THOMAS HENRY TENNANT, Government Printer, Sydney, 1940.

Technical Dictionary

The following definitions are taken from the technical dictionary of the American Society of Mechanical Engineers, published in 1900.

1. *Abutment*, *n.* A support for a bridge, dam, or other structure, which is fixed to the ground and carries the weight of the structure and the load thereon.

2. *Abutment*, *v.* To support or sustain a structure, as a bridge or dam, on a fixed foundation.

3. *Abutment*, *n.* A support for a structure, which is fixed to the ground and carries the weight of the structure and the load thereon.

4. *Abutment*, *n.* A support for a structure, which is fixed to the ground and carries the weight of the structure and the load thereon.

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, 28 November, 1940.*

New South Wales.



ANNO QUARTO

GEORGI VI REGIS.

Act No. 41, 1940.

An Act to amend the Drainage Act, 1939, and certain other Acts in certain respects; and for purposes connected therewith. [Assented to, 5th December, 1940.]

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 "Drainage (Amendment) Act, 1940." Short title and citation.

(2) The Drainage Act, 1939, as amended by this Act, may be cited as the "Drainage Act, 1939-1940."

2.

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.

Drainage (Amendment).

Amendment
of Act No.
29, 1939.
Sec. 7.
(Existing
trusts.)

2. (1) The Drainage Act, 1939, is amended—

(a) (i) by omitting from subsection six of section seven the words “such amounts” and by inserting in lieu thereof the words “amounts due to the Colonial Treasurer immediately before the commencement of this Act”;

(ii) by inserting at the end of the same subsection the following new paragraphs:—

(b) In any case where all amounts due to the Colonial Treasurer by a trust were repaid before the commencement of this Act, the trust shall, as from such commencement, be deemed to be a union constituted under this Act.

(c) Nothing contained in this subsection shall prejudice or affect in any way the continuity of a body corporate constituted by this Act but any such body corporate shall continue notwithstanding the provisions of this subsection.

(iii) by omitting from subsection seven of the same section the word “trustees” and by inserting in lieu thereof the word “directors”;

(b) by inserting in paragraph (c) of section twenty-five after the words “operation of” the words “section seven or.”

Sec. 25.
(Appointed
days for
elections.)

(2) This section shall be deemed to have commenced on the first day of December, one thousand nine hundred and thirty-nine.

3. The Drainage Act, 1939, is further amended—

(a) by omitting from section nineteen the word “Minister” wherever occurring and by inserting in lieu thereof the word “secretary”;

(b) by inserting at the end of subsection three of section fifty-six the following words “or is for the purpose of paying an amount due to the Colonial Treasurer”;

Further
amendment
of Act No. 29,
1939.

Sec. 19.
(Oath and
declaration
of office.)

Sec. 56.
(Governor's
consent to
loans.)

(c)

Drainage (Amendment).

- (c) (i) by inserting next after subsection one of section fifty-eight the following new subsection:—
- (1A) A public inquiry shall not be held under subsection one of this section unless an application for the review of the indebtedness of the trust concerned is lodged with the Minister on or before the thirty-first day of March one thousand nine hundred and forty-one.
- (ii) by inserting at the end of subsection two of the same section the following words:—
- Nothing contained in this subsection shall prejudice or affect the continuity of a body corporate constituted by this Act but any such body corporate shall continue notwithstanding the provisions of this subsection.
- (iii) by omitting from subsection three of the same section the words “thirtieth day of June one thousand nine hundred and forty” and by inserting in lieu thereof the words “thirty-first day of December, one thousand nine hundred and forty-one”;
- (d) by inserting in subsection two of section seventy-three after the word “statement” where firstly occurring the words “of the receipts and payments or alternatively.”

Sec. 58.
(Extinction
of debt to
Crown.)

Sec. 73.
(Accounts.)

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

F. R. JORDAN,
By Deputation from His Excellency the Governor.
Government House,
Sydney, 5th December, 1940.

1871

Received of the Treasurer of the State of New York
the sum of One Hundred Dollars
for the purchase of the land of the State of New York
in the County of Albany

Witness my hand and the seal of the State of New York
at Albany this 1st day of January 1871

In the name and behalf of the State of New York
GEO. W. COLEMAN, Treasurer