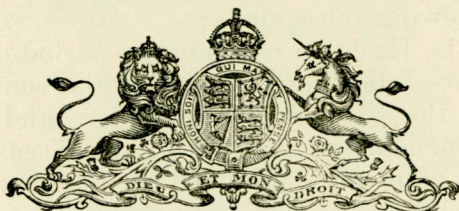


New South Wales.



ANNO UNDECIMO

GEORGII VI REGIS.

Act No. 52, 1946.

An Act to amend the Broken Hill Water and Sewerage Act, 1938-1945, in certain respects; and for purposes connected therewith. [Assented to, 24th December, 1946.]

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 "Broken Hill Water and Sewerage (Amendment) Act, 1946."

Short title, citation and commencement.

(2) The Broken Hill Water and Sewerage Act, 1938, as amended by subsequent Acts and by this Act, may be cited as the Broken Hill Water and Sewerage Act, 1938-1946.

Broken Hill Water and Sewerage (Amendment.)

(3) This Act shall commence upon a day to be appointed by the Governor and notified by proclamation published in the Gazette.

2. The Broken Hill Water and Sewerage Act, 1938-1945, is amended—

(a) by omitting subsections one and two of section ninety-six and by inserting in lieu thereof the following subsections:—

(1) Each year during the period of forty-five years following the date of the commencement of the Broken Hill Water and Sewerage (Amendment) Act, 1946, the Treasurer shall, out of moneys provided by Parliament, pay to the board the sum of thirteen thousand pounds. Such sum shall be allocated by the board to the water fund.

(2) Where in any year during the period of forty-five years following the date of the commencement of the Broken Hill Water and Sewerage (Amendment) Act, 1946, the income and revenues of the board in respect of the sewerage fund are insufficient to meet the costs properly chargeable to that fund for that year, the Treasurer shall, out of moneys provided by Parliament, pay to the board the amount of such deficiency or the sum of three thousand pounds, whichever is the less; and the board shall apply the moneys so paid in satisfaction in whole or in part of such deficiency.

(b) (i) by omitting from subsection two of section one hundred the words “two shillings and sixpence per thousand gallons” and by inserting in lieu thereof the words “five shillings per thousand gallons:

Provided that the charge for water supplied to any mining company and used solely for any dwelling or plantation or any other purpose which the board determines to be a social service, shall be two shillings and sixpence per thousand gallons”;

(ii)

Amendment
of Act No.
20, 1938.

Sec. 96.
(Payments
by Trea-
surer to
board.)

Sec. 100.
(Water
charges.)

Broken Hill Water and Sewerage (Amendment.)

- (ii) by omitting from the same subsection the words "Such charge" and by inserting in lieu thereof the words "Any charge under this subsection";
- (iii) by omitting from subsection three of the same section the words "commencing on the first day of January, one thousand nine hundred and thirty-nine, or during any subsequent year, is less than the sum of sixteen thousand pounds" and by inserting in lieu thereof the words "following the date of the commencement of the Broken Hill Water and Sewerage (Amendment) Act, 1946, or during any subsequent year, is less than the sum of forty-six thousand pounds";
- (c) by omitting section one hundred and one and by inserting in lieu thereof the following section: —
 - 101. (1) For the period of forty-five years following the date of the commencement of the Broken Hill Water and Sewerage (Amendment) Act, 1946, an adjustment, as provided in this section, shall be made in respect of the water fund at the expiration of five years after such commencement and at the expiration of every fifth year thereafter.
 - (2) Where, at the expiration of any such quinquennial period the total income and revenues of the board in respect of the water fund are insufficient to meet the costs properly chargeable to that fund for that quinquennial period, each mining company shall pay to the board, by way of additional charge, a sum which bears the same proportion to the amount of such deficiency as the amount payable for that quinquennial period by that company under section one hundred of this Act bears to the total amount payable for that quinquennial period by all the mining companies under that section.
 - (3)

Substituted
sec. 101.
(Additional
charges.)

Quin-
quennial
adjustment
in respect
of water
fund.

Broken Hill Water and Sewerage (Amendment.)

(3) Where, at the expiration of any such quinquennial period the total income and revenues of the board in respect of the water fund exceed the costs properly chargeable to that fund for that quinquennial period, the board shall pay one-half of such excess to the Treasurer (to be carried to the credit of the Consolidated Revenue Fund) and shall pay to each mining company a sum which bears the same proportion to one-half of such excess as the amount payable for that quinquennial period by that company under section one hundred of this Act bears to the total amount payable for that quinquennial period by all the mining companies under that section.

(4) Any additional charge payable by a mining company pursuant to subsection two of this section shall, for the purposes of this Act, be deemed to be a charge imposed by the board for water supplied to the land of such mining company, and shall be payable as prescribed by the by-laws.

By Authority:

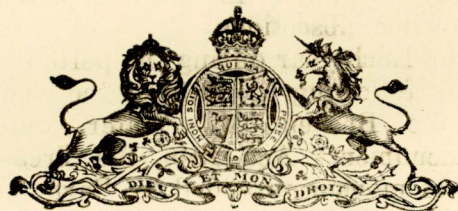
THOMAS HENRY TENNANT, Government Printer, Sydney, 1947.

[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.

F. B. LANGLEY,
Clerk Assistant
for Clerk of the Legislative Assembly.
Legislative Assembly Chamber,
Sydney, 19 December, 1946.

New South Wales.



ANNO UNDECIMO

GEORGI VI REGIS.

Act No. 52, 1946.

An Act to amend the Broken Hill Water and Sewerage Act, 1938-1945, in certain respects; and for purposes connected therewith. [Assented to, 24th December, 1946.]

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 "Broken Hill Water and Sewerage (Amendment) Act, 1946."

Short title,
citation and
commence-
ment.

(2) The Broken Hill Water and Sewerage Act, 1938, as amended by subsequent Acts and by this Act, may be cited as the Broken Hill Water and Sewerage Act, 1938-1946.

(3)

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

G. BOOTH,
Chairman of Committees of the Legislative Assembly.

Broken Hill Water and Sewerage (Amendment.)

(3) This Act shall commence upon a day to be appointed by the Governor and notified by proclamation published in the Gazette.

Amendment
of Act No.
20, 1938.

2. The Broken Hill Water and Sewerage Act, 1938-1945, is amended—

Sec. 96.
(Payments
by Trea-
surer to
board.)

(a) by omitting subsections one and two of section ninety-six and by inserting in lieu thereof the following subsections:—

(1) Each year during the period of forty-five years following the date of the commencement of the Broken Hill Water and Sewerage (Amendment) Act, 1946, the Treasurer shall, out of moneys provided by Parliament, pay to the board the sum of thirteen thousand pounds. Such sum shall be allocated by the board to the water fund.

(2) Where in any year during the period of forty-five years following the date of the commencement of the Broken Hill Water and Sewerage (Amendment) Act, 1946, the income and revenues of the board in respect of the sewerage fund are insufficient to meet the costs properly chargeable to that fund for that year, the Treasurer shall, out of moneys provided by Parliament, pay to the board the amount of such deficiency or the sum of three thousand pounds, whichever is the less; and the board shall apply the moneys so paid in satisfaction in whole or in part of such deficiency.

Sec. 100.
(Water
charges.)

(b) (i) by omitting from subsection two of section one hundred the words “two shillings and sixpence per thousand gallons” and by inserting in lieu thereof the words “five shillings per thousand gallons:

Provided that the charge for water supplied to any mining company and used solely for any dwelling or plantation or any other purpose which the board determines to be a social service, shall be two shillings and sixpence per thousand gallons”;

(ii)

Broken Hill Water and Sewerage (Amendment.)

- (ii) by omitting from the same subsection the words "Such charge" and by inserting in lieu thereof the words "Any charge under this subsection";
- (iii) by omitting from subsection three of the same section the words "commencing on the first day of January, one thousand nine hundred and thirty-nine, or during any subsequent year, is less than the sum of sixteen thousand pounds" and by inserting in lieu thereof the words "following the date of the commencement of the Broken Hill Water and Sewerage (Amendment) Act, 1946, or during any subsequent year, is less than the sum of forty-six thousand pounds";
- (c) by omitting section one hundred and one and by inserting in lieu thereof the following section: —

Substituted
sec. 101.
(Additional
charges.)

101. (1) For the period of forty-five years following the date of the commencement of the Broken Hill Water and Sewerage (Amendment) Act, 1946, an adjustment, as provided in this section, shall be made in respect of the water fund at the expiration of five years after such commencement and at the expiration of every fifth year thereafter.

Quin-
quennial
adjustment
in respect
of water
fund.

(2) Where, at the expiration of any such quinquennial period the total income and revenues of the board in respect of the water fund are insufficient to meet the costs properly chargeable to that fund for that quinquennial period, each mining company shall pay to the board, by way of additional charge, a sum which bears the same proportion to the amount of such deficiency as the amount payable for that quinquennial period by that company under section one hundred of this Act bears to the total amount payable for that quinquennial period by all the mining companies under that section.

(3)

Broken Hill Water and Sewerage (Amendment.)

(3) Where, at the expiration of any such quinquennial period the total income and revenues of the board in respect of the water fund exceed the costs properly chargeable to that fund for that quinquennial period, the board shall pay one-half of such excess to the Treasurer (to be carried to the credit of the Consolidated Revenue Fund) and shall pay to each mining company a sum which bears the same proportion to one-half of such excess as the amount payable for that quinquennial period by that company under section one hundred of this Act bears to the total amount payable for that quinquennial period by all the mining companies under that section.

(4) Any additional charge payable by a mining company pursuant to subsection two of this section shall, for the purposes of this Act, be deemed to be a charge imposed by the board for water supplied to the land of such mining company, and shall be payable as prescribed by the by-laws.

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

NORTHCOTT,
Governor.

*Government House,
Sydney, 24th December, 1946.*

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.

F. B. LANGLEY,
Clerk Assistant
for Clerk of the Legislative Assembly.
Legislative Assembly Chamber,
Sydney, 12 December, 1946.

New South Wales.



ANNO UNDECIMO

GEORGII VI REGIS.

Act No. , 1946.

An Act to amend the Broken Hill Water and Sewerage Act, 1938-1945, 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 "Broken Hill Water and Sewerage (Amendment) Act, 1946." Short title, citation and commencement.
- (2) The Broken Hill Water and Sewerage Act, 1938, as amended by subsequent Acts and by this Act, **10** may be cited as the Broken Hill Water and Sewerage Act, 1938-1946.

Broken Hill Water and Sewerage (Amendment.)

(3) This Act shall commence upon a day to be appointed by the Governor and notified by proclamation published in the Gazette.

2. The Broken Hill Water and Sewerage Act, 1938-
5 1945, is amended—

Amendment
of Act No.
20, 1938.

(a) by omitting subsections one and two of section
ninety-six and by inserting in lieu thereof the
following subsections:—

Sec. 96.
(Payments
by Treas-
urer to
board.)

10 (1) Each year during the period of forty-five
years following the date of the commencement
of the Broken Hill Water and Sewerage
(Amendment) Act, 1946, the Treasurer shall,
out of moneys provided by Parliament, pay to
15 the board the sum of thirteen thousand pounds.
Such sum shall be allocated by the board to the
water fund.

20 (2) Where in any year during the period of
forty-five years following the date of the
commencement of the Broken Hill Water and
Sewerage (Amendment) Act, 1946, the income
and revenues of the board in respect of the
sewerage fund are insufficient to meet the costs
properly chargeable to that fund for that year,
25 the Treasurer shall, out of moneys provided by
Parliament, pay to the board the amount of
such deficiency or the sum of three thousand
pounds, whichever is the less; and the board
shall apply the moneys so paid in satisfaction in
whole or in part of such deficiency.

30 (b) (i) by omitting from subsection two of section
one hundred the words "two shillings and
sixpence per thousand gallons" and by
inserting in lieu thereof the words "five
shillings per thousand gallons:

Sec. 100.
(Water
charges.)

35 Provided that the charge for water
supplied to any mining company and used
solely for any dwelling or plantation or any
other purpose which the board determines
to be a social service, shall be two shillings
and sixpence per thousand gallons";

40

(ii)

Broken Hill Water and Sewerage (Amendment.)

- (ii) by omitting from the same subsection the words "Such charge" and by inserting in lieu thereof the words "Any charge under this subsection";
- 5 (iii) by omitting from subsection three of the same section the words "commencing on the first day of January, one thousand nine hundred and thirty-nine, or during any subsequent year, is less than the sum of
- 10 sixteen thousand pounds" and by inserting in lieu thereof the words "following the date of the commencement of the Broken Hill Water and Sewerage (Amendment) Act, 1946, or during any subsequent year, is
- 15 less than the sum of forty-six thousand pounds";
- (c) by omitting section one hundred and one and by inserting in lieu thereof the following section: —
- 20 101. (1) For the period of forty-five years following the date of the commencement of the Broken Hill Water and Sewerage (Amendment) Act, 1946, an adjustment, as provided in this section, shall be made in respect of the water
- 25 fund at the expiration of five years after such commencement and at the expiration of every fifth year thereafter.
- (2) Where, at the expiration of any such
- 30 quinquennial period the total income and revenues of the board in respect of the water fund are insufficient to meet the costs properly chargeable to that fund for that quinquennial period, each mining company shall pay to the board, by way of additional charge, a sum which
- 35 bears the same proportion to the amount of such deficiency as the amount payable for that quinquennial period by that company under section one hundred of this Act bears to the total amount payable for that quinquennial period
- 40 by all the mining companies under that section.
- (3)

Substituted
sec. 101.
(Additional
charges.)

Quin-
quennial
adjustment
in respect
of water
fund.

Broken Hill Water and Sewerage (Amendment.)

5 (3) Where, at the expiration of any such
quinquennial period the total income and
revenues of the board in respect of the water
fund exceed the costs properly chargeable to
that fund for that quinquennial period, the
board shall pay one-half of such excess to the
Treasurer (to be carried to the credit of the
Consolidated Revenue Fund) and shall pay to
10 each mining company a sum which bears the
same proportion to one-half of such excess as
the amount payable for that quinquennial period
by that company under section one hundred of
this Act bears to the total amount payable for
15 that quinquennial period by all the mining
companies under that section.

(4) Any additional charge payable by a
mining company pursuant to subsection two
of this section shall, for the purposes of this
Act, be deemed to be a charge imposed by the
20 board for water supplied to the land of such
mining company, and shall be payable as
prescribed by the by-laws.

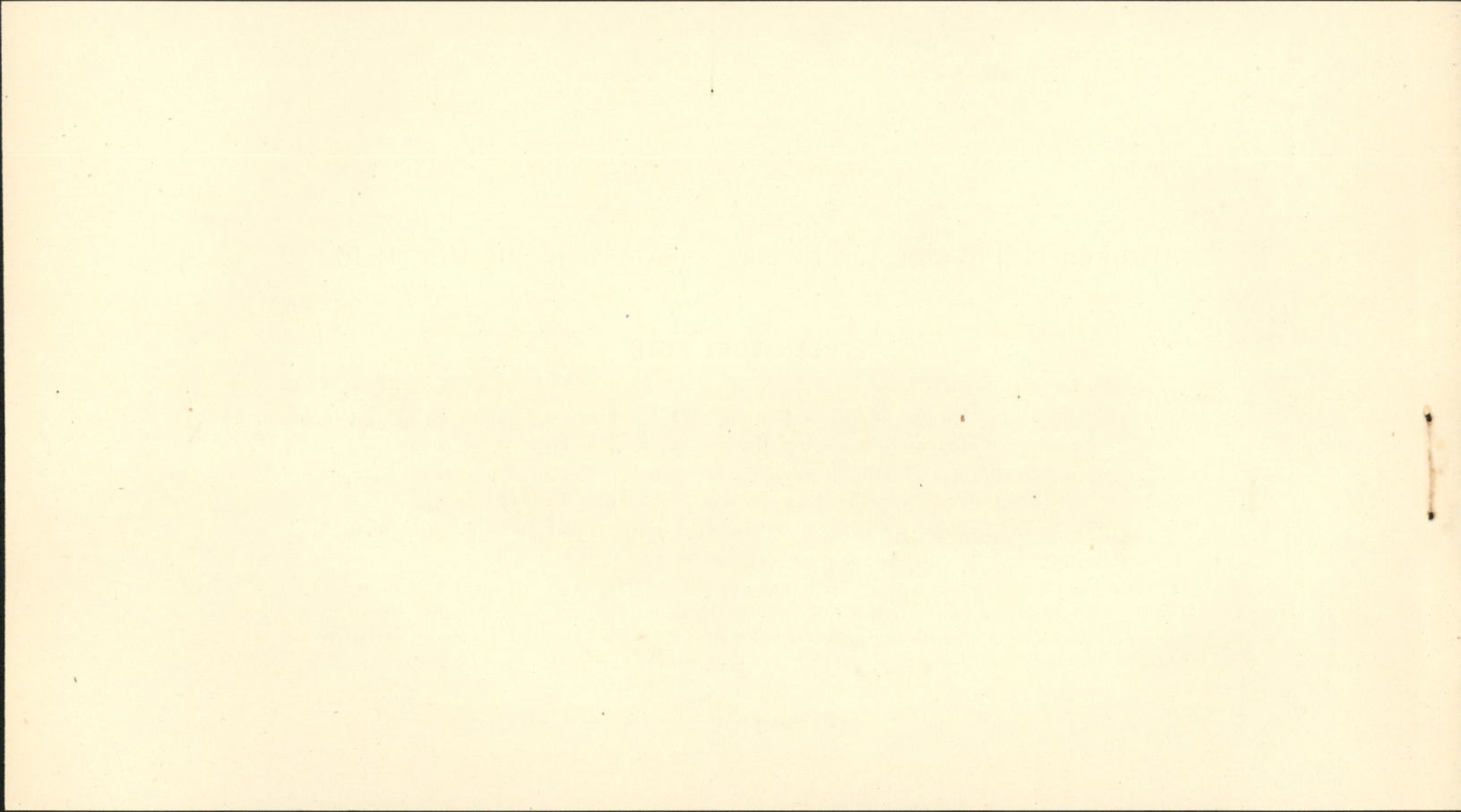
Broken Hill Water and Sewerage (Amendment) Bill, 1946.

EXPLANATORY NOTE.

THE objects of this Bill are—

- (1) to increase the amounts contributable and payable by the Government and the mining companies to the water fund of the Broken Hill Water Board;
- (2) to provide for a maximum payment by the Government of £3,000 towards any deficiency in any year in the sewerage fund of that Board;
- (3) to provide (for a period of forty-five years) for a quinquennial adjustment in respect of any surplus or deficit in the water fund.

The increased contributions and payments will be necessary to meet the increased costs of operating and maintaining the Broken Hill Water Supply upon its augmentation by the construction of a pipe line from the Darling River at Menindie to Broken Hill.



No. , 1946.

A BILL

To amend the Broken Hill Water and Sewerage Act, 1938-1945, in certain respects; and for purposes connected therewith.

[MR. CAHILL;—10 December, 1946.]

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 "Broken Hill Water and Sewerage (Amendment) Act, 1946."

Short title, citation and commencement.

(2) The Broken Hill Water and Sewerage Act, 1938, as amended by subsequent Acts and by this Act,
10 may be cited as the Broken Hill Water and Sewerage Act, 1938-1946.

Broken Hill Water and Sewerage (Amendment.)

(3) This Act shall commence upon a day to be appointed by the Governor and notified by proclamation published in the Gazette.

2. The Broken Hill Water and Sewerage Act, 1938-
5 1945, is amended—

Amendment
of Act No.
20, 1938.

(a) by omitting subsections one and two of section
ninety-six and by inserting in lieu thereof the
following subsections:—

Sec. 96.
(Payments
by Trea-
surer to
board.)

10 (1) Each year during the period of forty-five
years following the date of the commencement
of the Broken Hill Water and Sewerage
(Amendment) Act, 1946, the Treasurer shall,
out of moneys provided by Parliament, pay to
15 the board the sum of thirteen thousand pounds.
Such sum shall be allocated by the board to the
water fund.

20 (2) Where in any year during the period of
forty-five years following the date of the
commencement of the Broken Hill Water and
Sewerage (Amendment) Act, 1946, the income
and revenues of the board in respect of the
sewerage fund are insufficient to meet the costs
properly chargeable to that fund for that year,
25 the Treasurer shall, out of moneys provided by
Parliament, pay to the board the amount of
such deficiency or the sum of three thousand
pounds, whichever is the less; and the board
shall apply the moneys so paid in satisfaction in
whole or in part of such deficiency.

30 (b) (i) by omitting from subsection two of section
one hundred the words "two shillings and
sixpence per thousand gallons" and by
inserting in lieu thereof the words "five
shillings per thousand gallons:

Sec. 100.
(Water
charges.)

35 Provided that the charge for water
supplied to any mining company and used
solely for any dwelling or plantation or any
other purpose which the board determines
to be a social service, shall be two shillings
40 and sixpence per thousand gallons";

(ii)

Broken Hill Water and Sewerage (Amendment.)

- (ii) by omitting from the same subsection the words "Such charge" and by inserting in lieu thereof the words "Any charge under this subsection";
- 5 (iii) by omitting from subsection three of the same section the words "commencing on the first day of January, one thousand nine hundred and thirty-nine, or during any subsequent year, is less than the sum of sixteen thousands pounds" and by inserting
- 10 in lieu thereof the words "following the date of the commencement of the Broken Hill Water and Sewerage (Amendment) Act, 1946, or during any subsequent year, is less than the sum of forty-six thousand
- 15 **pounds**";
- (c) by omitting section one hundred and one and by inserting in lieu thereof the following section: —
- 20 101. (1) For the period of forty-five years following the date of the commencement of the Broken Hill Water and Sewerage (Amendment) Act, 1946, an adjustment, as provided in this section, shall be made in respect of the water fund at the expiration of five years after such commencement and at the expiration of every
- 25 fifth year thereafter.
- (2) Where, at the expiration of any such quinquennial period the total income and revenues of the board in respect of the water fund are insufficient to meet the costs properly chargeable to that fund for that quinquennial period, each mining company shall pay to the board, by way of additional charge, a sum which bears the same proportion to the amount of such deficiency as the amount payable for that quinquennial period by that company under section one hundred of this Act bears to the total amount payable for that quinquennial period by all the mining companies under that section.
- 30
- 35
- 40

Substituted
sec. 101.
(Additional
charges.)

Quin-
quennial
adjustment
in respect
of water
fund.

(3)

Broken Hill Water and Sewerage (Amendment.)

5 (3) Where, at the expiration of any such
quinquennial period the total income and
revenues of the board in respect of the water
fund exceed the costs properly chargeable to
that fund for that quinquennial period, the
board shall pay one-half of such excess to the
Treasurer (to be carried to the credit of the
Consolidated Revenue Fund) and shall pay to
10 each mining company a sum which bears the
same proportion to one-half of such excess as
the amount payable for that quinquennial period
by that company under section one hundred of
this Act bears to the total amount payable for
15 that quinquennial period by all the mining
companies under that section.

20 (4) Any additional charge payable by a
mining company pursuant to subsection two
of this section shall, for the purposes of this
Act, be deemed to be a charge imposed by the
board for water supplied to the land of such
mining company, and shall be payable as
prescribed by the by-laws.