

New South Wales.



ANNO NONO

GEORGI VI REGIS.

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Act No. 27, 1945.

An Act to sanction and to provide for the construction of Weirs in the Barwon and Darling Rivers; to amend the Public Works Act, 1912, in certain respects; and for purposes connected therewith. [Assented to, 22nd October, 1945.]

**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 "Darling River Waters Short Title.  
Act, 1945".

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*Darling River Waters.*

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Work  
sanctioned.

**2.** (1) (a) The carrying out of the work described in the Schedule to this Act is hereby sanctioned.

(b) The said work shall be deemed to be an authorised work within the meaning of the Public Works Act, 1912, as amended by subsequent Acts.

(c) The Water Conservation and Irrigation Commission is empowered to carry out the said work, and shall be the constructing authority for the same within the meaning of the said Act as so amended, and shall enter into such contracts and take all such necessary steps for the proper execution thereof as such authority may think proper.

(d) The provisions of the Public Works Act, 1912, as amended by subsequent Acts, sections thirty-four, thirty-five, thirty-six and thirty-seven excepted, shall apply to and in respect of the said work.

(2) Without prejudice to the generality of subsection one of this section the provisions of section thirty-eight of the Public Works Act, 1912, as amended by subsequent Acts, shall apply to and in respect of any contracts referred to in paragraph (c) of subsection one of this section.

Estimated  
cost.

**3.** The cost of carrying out the said work is estimated at four hundred and fifty thousand pounds and such estimated cost shall not, under any circumstances, be exceeded by more than ten per centum.

No pro-  
vision  
for  
navigation.

**4.** It shall not be necessary for the constructing authority to make any provision for navigation in the construction of the said work and the constructing authority shall not make any such provision.

Amendment  
of Act  
No. 45, 1912

**5.** For the purposes of this Act, but not otherwise, the following amendments and additions shall be made in the Public Works Act, 1912, that is to say:—

Sec. 98.

(a) section ninety-eight is amended by inserting in subsection three before the words “public works” the words “authorised works or”;

(b)

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*Darling River Waters.*

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(b) section one hundred and twenty-six is amended Sec. 126.  
by inserting at the end of subsection two the  
following proviso:—

“Provided that such interest shall not be paid  
for any period during which delay in fixing the  
amount of compensation or in completing title  
has been caused without reasonable excuse by  
the act or default of the person to whom such  
compensation is payable.”

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SCHEDULE.

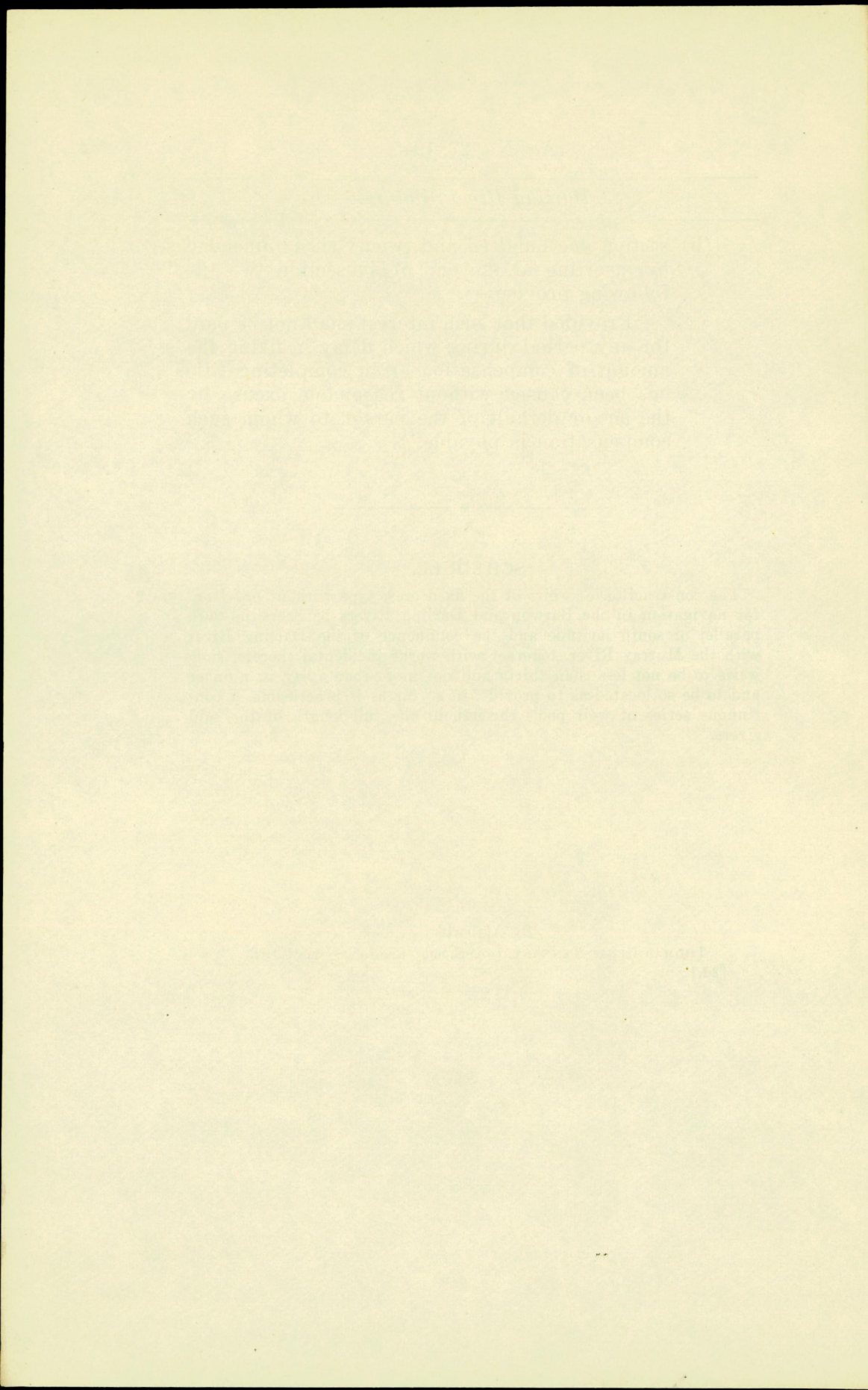
The construction of weirs of the fixed crest type without provision Sec. 2.  
for navigation in the Barwon and Darling Rivers between the 29th  
parallel of south latitude and the confluence of the Darling River  
with the Murray River, together with works incidental thereto, such  
weirs to be not less than thirty and not more than forty in number  
and to be so located as to provide, in so far as is practicable, a con-  
tinuous series of weir pools throughout the full length of the said  
rivers.

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By Authority:

THOMAS HENRY TENNANT, Government Printer, Sydney, 1945.

[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, 11 October, 1945.*

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**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 "Darling River Waters Act, 1945". Short Title.

2.

*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.*

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*Darling River Waters.*

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**2.** (1) (a) The carrying out of the work described in the Schedule to this Act is hereby sanctioned.

(b) The said work shall be deemed to be an authorised work within the meaning of the Public Works Act, 1912, as amended by subsequent Acts.

(c) The Water Conservation and Irrigation Commission is empowered to carry out the said work, and shall be the constructing authority for the same within the meaning of the said Act as so amended, and shall enter into such contracts and take all such necessary steps for the proper execution thereof as such authority may think proper.

(d) The provisions of the Public Works Act, 1912, as amended by subsequent Acts, sections thirty-four, thirty-five, thirty-six and thirty-seven excepted, shall apply to and in respect of the said work.

(2) Without prejudice to the generality of subsection one of this section the provisions of section thirty-eight of the Public Works Act, 1912, as amended by subsequent Acts, shall apply to and in respect of any contracts referred to in paragraph (c) of subsection one of this section.

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**5.** For the purposes of this Act, but not otherwise, the following amendments and additions shall be made in the Public Works Act, 1912, that is to say:—

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(a) section ninety-eight is amended by inserting in subsection three before the words "public works" the words "authorised works or";

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*Darling River Waters.*

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SCHEDULE.

The construction of weirs of the fixed crest type without provision **Sec. 2.**  
for navigation in the Barwon and Darling Rivers between the 29th  
parallel of south latitude and the confluence of the Darling River  
with the Murray River, together with works incidental thereto, such  
weirs to be not less than thirty and not more than forty in number  
and to be so located as to provide, in so far as is practicable, a con-  
tinuous series of weir pools throughout the full length of the said  
rivers.

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

F. R. JORDAN,  
*Lieutenant-Governor.*

*Government House,  
Sydney, 22nd October, 1945.*

July 27, 1947

Dear Mr. [Name]

I have received your letter of July 25, 1947, regarding the matter of [Subject]. I am sorry that I cannot give you a more definite answer at this time, but the matter is still under consideration. I will contact you again as soon as a final decision has been reached.

Sincerely,

In the name and on behalf of the Ministry I signed  
E. B. JORDAN  
[Signature]

Government House  
[Address]



*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, 27 September, 1945.*

## New South Wales.



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**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 "Darling River Waters Short Title. Act, 1945".

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*Darling River Waters.*

2. (1) (a) The carrying out of the work described in the Schedule to this Act is hereby sanctioned. Work sanctioned.

(b) The said work shall be deemed to be an authorised work within the meaning of the Public Works Act, 1912, as amended by subsequent Acts.

(c) The Water Conservation and Irrigation Commission is empowered to carry out the said work, and shall be the constructing authority for the same within the meaning of the said Act as so amended, and shall enter into such contracts and take all such necessary steps for the proper execution thereof as such authority may think proper.

(d) The provisions of the Public Works Act, 1912, as amended by subsequent Acts, sections thirty-four, thirty-five, thirty-six and thirty-seven excepted, shall apply to and in respect of the said work.

(2) Without prejudice to the generality of subsection one of this section the provisions of section thirty-eight of the Public Works Act, 1912, as amended by subsequent Acts, shall apply to and in respect of any contracts referred to in paragraph (c) of subsection one of this section.

3. The cost of carrying out the said work is estimated at four hundred and fifty thousand pounds and such estimated cost shall not, under any circumstances, be exceeded by more than ten per centum. Estimated cost.

4. It shall not be necessary for the constructing authority to make any provision for navigation in the construction of the said work and the constructing authority shall not make any such provision. No provision for navigation.

5. For the purposes of this Act, but not otherwise, the following amendments and additions shall be made in the Public Works Act, 1912, that is to say:— Amendment of Act No. 45, 1912.

(a) section ninety-eight is amended by inserting in subsection three before the words "public works" the words "authorised works or"; Sec. 98.

(b)

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*Darling River Waters.*

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(b) section one hundred and twenty-six is amended **Sec. 126.**  
by inserting at the end of subsection two the  
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tinuous series of weir pools throughout the full length of the said  
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No. , 1945.

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## A BILL

To sanction and to provide for the construction of Weirs in the Barwon and Darling Rivers; to amend the Public Works Act, 1912, in certain respects; and for purposes connected therewith.

[MR. BADDELEY *on behalf of* CAPTAIN DUNN;—  
25 September, 1945.]

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**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 "Darling River Waters Act, 1945". Short Title.

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*Darling River Waters.*

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**2.** (1) (a) The carrying out of the work described in the Schedule to this Act is hereby sanctioned. Work sanctioned.

(b) The said work shall be deemed to be an authorised work within the meaning of the Public Works Act, 1912, as amended by subsequent Acts.

(c) The Water Conservation and Irrigation Commission is empowered to carry out the said work, and shall be the constructing authority for the same within the meaning of the said Act as so amended, and shall enter into such contracts and take all such necessary steps for the proper execution thereof as such authority may think proper.

(d) The provisions of the Public Works Act, 1912, as amended by subsequent Acts, sections thirty-four, thirty-five, thirty-six and thirty-seven excepted, shall apply to and in respect of the said work.

(2) Without prejudice to the generality of subsection one of this section the provisions of section thirty-eight of the Public Works Act, 1912, as amended by subsequent Acts, shall apply to and in respect of any contracts referred to in paragraph (c) of subsection one of this section.

**3.** The cost of carrying out the said work is estimated at four hundred and fifty thousand pounds and such estimated cost shall not, under any circumstances, be exceeded by more than ten per centum. Estimated cost.

**4.** It shall not be necessary for the constructing authority to make any provision for navigation in the construction of the said work and the constructing authority shall not make any such provision. No provision for navigation.

**5.** For the purposes of this Act, but not otherwise, the following amendments and additions shall be made in the Public Works Act, 1912, that is to say:— Amendment of Act No. 45, 1912.

(a) section ninety-eight is amended by inserting in subsection three before the words “public works” the words “authorised works or”;

(b)

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*Darling River Waters.*

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(b) section one hundred and twenty-six is amended **Sec. 126.**  
by inserting at the end of subsection two the  
following proviso:—

**5** “Provided that such interest shall not be paid  
for any period during which delay in fixing the  
amount of compensation or in completing title  
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**SCHEDULE.**

The construction of weirs of the fixed crest type without provision **Sec. 2.**  
for navigation in the Barwon and Darling Rivers between the 29th  
parallel of south latitude and the confluence of the Darling River  
with the Murray River, together with works incidental thereto, such  
**15** weirs to be not less than thirty and not more than forty in number  
and to be so located as to provide, in so far as is practicable, a con-  
tinuous series of weir pools throughout the full length of the said  
rivers.

Various Public Matters

(b) Section one hundred and twenty six shall be amended to read as follows: "The following provisions shall apply to any person who has been arrested without reasonable excuse by the police or any member of the police force and who is detained in custody for a period exceeding two hours after the time when he should have been released: -

Provided that such interest shall not be paid to any person during any delay in taking the amount of compensation or in completing the same if it has been assessed without reasonable excuse by the police or any member of the police force and compensation is payable."

SCHEDULE

10. The names of the persons who are to be included in the schedule to this Act shall be those of the persons who are to be included in the schedule to the Act of 1945. The names of the persons who are to be included in the schedule to this Act shall be those of the persons who are to be included in the schedule to the Act of 1945.



# Darling River Waters Bill, 1945.

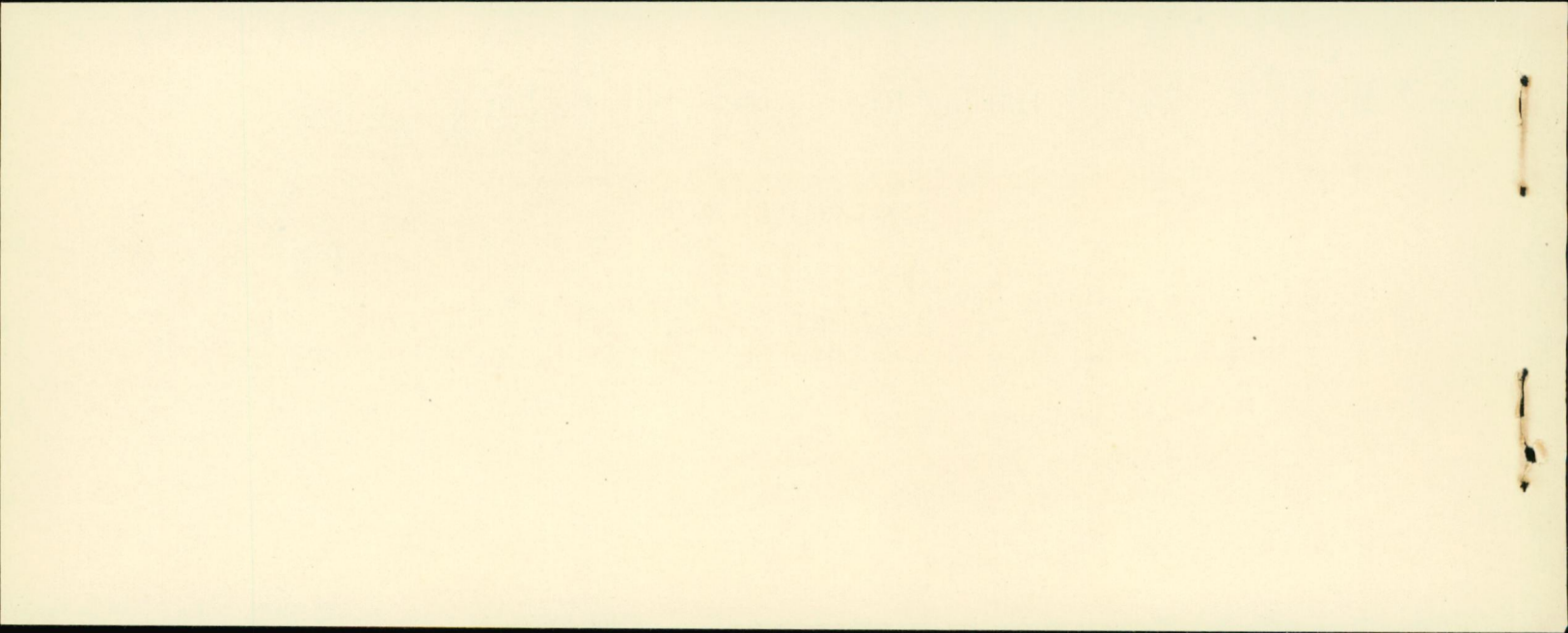
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## **EXPLANATORY NOTE.**

THE Bill sanctions and provides for the construction of a number of weirs in the Barwon and Darling Rivers.

The Bill provides that the work shall be deemed an authorised work within the meaning of the Public Works Act, 1912, and that the Water Conservation and Irrigation Commission shall be the constructing authority for the same.

The estimated cost of the work is £450,000.



No. , 1945.

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