

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, 12 December, 1945.

## New South Wales.



ANNO DECIMO

# GEORGII VI REGIS.

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Act No. , 1945.

An Act to amend the Government Railways Act, 1912, the Sydney Harbour Trust Act, 1900, and certain other Acts, in certain respects; to validate certain matters; and for purposes connected therewith.

**B**E it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of  
5 the same, as follows:—

1. This Act may be cited as the "Government Rail- Short title.  
ways and Sydney Harbour Trust (Financial Provisions)  
Act, 1945."

*Government Railways and Sydney Harbour Trust  
(Financial Provisions).*

2. (1) The Government Railways Act, 1912, as amended by subsequent Acts, is amended by inserting at the end of section 41B the following new subsections:—
- 5 (5) (a) There shall be created in the books of the Commissioner a Special Reserve within the fund to which shall be transferred such amounts as may from time to time be determined by the Commissioner out of moneys appropriated by Parliament from the fund.
- 10 (b) Moneys at credit of the Special Reserve shall be available only to meet such appropriations as Parliament may make for maintenance deferred in previous years, renewals, reconstructions, conversions of assets, special works of maintenance and other special expenditure not chargeable to working expenses.
- 15 (6) (a) There shall be credited in the books of the Commissioner a Fire and Accident Insurance Reserve within the fund, to which shall be transferred such amounts as may from time to time be determined by the Commissioner out of moneys appropriated by Parliament.
- 20 (b) Moneys at credit of the Fire and Accident Insurance Reserve shall be available only to meet expenditure not chargeable to working expenses which the Commissioner deems to be properly attributable to—
- 25 (i) loss or damage to any property caused either directly or indirectly by fire;
- 30 (ii) damage to any property arising out of the operations of the railway services; and
- 35 (iii) claims for accidents to passengers and others (excluding employees on duty).
- (2) Subsection one of this section shall be deemed to have commenced upon the first day of July, one thousand nine hundred and forty-five. (3)

Amendment  
of Act  
No. 30,  
1912.

Sec. 41B.  
(Finance.)

Commence-  
ment of  
subsec. (1).

*Government Railways and Sydney Harbour Trust  
(Financial Provisions).*

(3) The Government Railways Act, 1912, as amended by subsequent Acts, is further amended—

(a) by inserting at the end of section 41g the following new subsection:—

Further  
amend-  
ment of  
Act No. 30,  
1912.  
Sec. 41g.

5 (3) The Commissioner shall as soon as practicable, but not later than eight weeks after the close of each financial year, submit to the Colonial Treasurer, in the form approved by him, an income and expenditure account and a balance-sheet for that year in respect of the Government Railways and any other service carried out by the Commissioner.

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(b) by inserting next after section 41r the following new section:—

New sec.  
41s.

15 41s. (1) Notwithstanding anything contained in this Act the setting aside of reserves within the Government Railways Fund from revenue earned before the first day of July, one thousand nine hundred and forty-five, and the times at which and the manner in which such reserves were constituted, shall be deemed always to have been authorised.

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(2) All expenditure from such reserves before the first day of July, one thousand nine hundred and forty-five, shall be deemed always to have been authorised.

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(3) The Special Reserve created under subsection five of section 41b of this Act, shall, as at the thirtieth day of June, one thousand nine hundred and forty-five, be deemed to be in credit in the sum of nine million eight hundred and sixty thousand seven hundred and twenty-nine pounds thirteen shillings and two pence.

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(4) The Fire and Accident Insurance Reserve created under subsection six of section 41b of this Act, shall as at the thirtieth day of June, one thousand nine hundred and forty-five, be deemed to be in credit in the sum of one hundred

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*Government Railways and Sydney Harbour Trust  
(Financial Provisions).*

- hundred and sixty-one thousand four hundred and fifty-three pounds five shillings and four pence.
- 3.** (1) The Sydney Harbour Trust Act, 1900, as amended by subsequent Acts is amended—
- (a) by inserting at the end of subsection two of section 77A the following new paragraph:—
- (c) to meet such appropriations as may be made by Parliament.
- 10** (b) by inserting next after section 77L the following new sections:—
- 77M. The Maritime Services Board shall as soon as practicable but not later than eight weeks after the close of each financial year submit to the Colonial Treasurer in the form approved by him an income and expenditure account and a balance-sheet for that year in respect of all activities and transactions of the Board affecting the Sydney Harbour Trust Fund.
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- 20** 77N. The payment of the sum of seven hundred and fifty thousand pounds to the Consolidated Revenue Fund from the Sydney Harbour Trust Fund during the year ended thirtieth day of June, one thousand nine hundred and forty-five, is hereby validated.
- 25** (2) Paragraph (a) of subsection one of this section shall be deemed to have commenced upon the first day of July, one thousand nine hundred and forty-four.

Amendment of Act No. 1, 1901.

Sec. 77A.

(Sydney Harbour Trust Reserve Account.)

New secs. 77M, 77N.

Income and expenditure account and balance-sheet.

Validation.

Commencement of paragraph (a).

No. , 1945.

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## A BILL

To amend the Government Railways Act, 1912, the Sydney Harbour Trust Act, 1900, and certain other Acts, in certain respects; to validate certain matters; and for purposes connected therewith.

[MR. MCKELL;—6 December, 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  
5 the same, as follows :—

1. This Act may be cited as the "Government Railways and Sydney Harbour Trust (Financial Provisions) Act, 1945." Short title.

*Government Railways and Sydney Harbour Trust  
(Financial Provisions).*

2. (1) The Government Railways Act, 1912, as amended by subsequent Acts, is amended by inserting at the end of section 41B the following new subsections:—
- 5 (5) (a) There shall be created in the books of the Commissioner a Special Reserve within the fund to which shall be transferred such amounts as may from time to time be determined by the Commissioner out of moneys appropriated by Parliament from the fund.
- 10 (b) Moneys at credit of the Special Reserve shall be available only to meet such appropriations as Parliament may make for maintenance deferred in previous years, renewals, reconstructions, conversions of assets, special works of maintenance and other special expenditure not chargeable to working expenses.
- 15 (6) (a) There shall be credited in the books of the Commissioner a Fire and Accident Insurance Reserve within the fund, to which shall be transferred such amounts as may from time to time be determined by the Commissioner out of moneys appropriated by Parliament.
- 20 (b) Moneys at credit of the Fire and Accident Insurance Reserve shall be available only to meet expenditure not chargeable to working expenses which the Commissioner deems to be properly attributable to—
- 25 (i) loss or damage to any property caused either directly or indirectly by fire;
- 30 (ii) damage to any property arising out of the operations of the railway services; and
- 35 (iii) claims for accidents to passengers and others (excluding employees on duty).
- 40 (2) Subsection one of this section shall be deemed to have commenced upon the first day of July, one thousand nine hundred and forty-five. (3)

Amendment  
of Act  
No. 30,  
1912.

Sec. 41B.  
(Finance.)

Commence-  
ment of  
subsec. (1).

*Government Railways and Sydney Harbour Trust  
(Financial Provisions).*

(3) The Government Railways Act, 1912, as amended by subsequent Acts, is further amended—

Further  
amend-  
ment of  
Act No. 30,  
1912.

(a) by inserting at the end of section 41G the following new subsection:—

Sec. 41G.

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(3) The Commissioner shall as soon as practicable, but not later than eight weeks after the close of each financial year, submit to the Colonial Treasurer, in the form approved by him, an income and expenditure account and a balance-sheet for that year in respect of the Government Railways and any other service carried out by the Commissioner.

(Accounts.)

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(b) by inserting next after section 41R the following new section:—

New sec.  
41s.

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41s. (1) Notwithstanding anything contained in this Act the setting aside of reserves within the Government Railways Fund from revenue earned before the first day of July, one thousand nine hundred and forty-five, and the times at which and the manner in which such reserves were constituted, shall be deemed always to have been authorised.

Validation.

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(2) All expenditure from such reserves before the first day of July, one thousand nine hundred and forty-five, shall be deemed always to have been authorised.

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(3) The Special Reserve created under subsection five of section 41B of this Act, shall, as at the thirtieth day of June, one thousand nine hundred and forty-five, be deemed to be in credit in the sum of nine million eight hundred and sixty thousand seven hundred and twenty-nine pounds thirteen shillings and two pence.

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(4) The Fire and Accident Insurance Reserve created under subsection six of section 41B of this Act, shall as at the thirtieth day of June, one thousand nine hundred and forty-five, be deemed to be in credit in the sum of one hundred

*Government Railways and Sydney Harbour Trust  
(Financial Provisions).*

hundred and sixty-one thousand four hundred and fifty-three pounds five shillings and four pence.

5 **3.** (1) The Sydney Harbour Trust Act, 1900, as amended by subsequent Acts is amended—

Amend-  
ment of  
Act No. 1,  
1901.

(a) by inserting at the end of subsection two of section 77A the following new paragraph:—

Sec. 77A.  
(Sydney  
Harbour  
Trust  
Reserve  
Account.)

(c) to meet such appropriations as may be made by Parliament.

10 (b) by inserting next after section 77L the following new sections:—

New secs.  
77M, 77N.

15 77M. The Maritime Services Board shall as soon as practicable but not later than eight weeks after the close of each financial year submit to the Colonial Treasurer in the form approved by him an income and expenditure account and a balance-sheet for that year in respect of all activities and transactions of the Board affecting the Sydney Harbour Trust Fund.

Income  
and ex-  
penditure  
account  
and  
balance-  
sheet.

20 77N. The payment of the sum of seven hundred and fifty thousand pounds to the Consolidated Revenue Fund from the Sydney Harbour Trust Fund during the year ended thirtieth day of June, one thousand nine hundred and forty-five, is hereby validated.

Validation.

25 (2) Paragraph (a) of subsection one of this section shall be deemed to have commenced upon the first day of July, one thousand nine hundred and forty-four.

Commence-  
ment of  
paragraph  
(a).