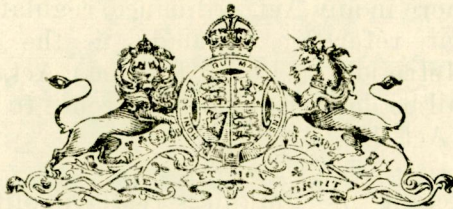


New South Wales.



ANNO PRIMO

ELIZABETHÆ II REGINÆ

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Act No. 3, 1952.

An Act to make further provision in relation to the height of buildings; to amend the Height of Buildings (Metropolitan Police District) Act, 1912, as amended by subsequent Acts; and for purposes connected therewith. [Assented to, 2nd April, 1952.]

BE it enacted by the Queen'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 "Height of Buildings (Amendment) Act, 1952."

Short title, citation, etc.

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*Height of Buildings (Amendment).*

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(2) The Height of Buildings (Metropolitan Police District) Act, 1912, as amended by subsequent Acts and by this Act, may be cited as the Height of Buildings Act, 1912-1952.

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

(4) Where in any Act, ordinance, regulation, by-law or instrument reference is made to the Height of Buildings (Metropolitan Police District) Act, 1912, such reference shall be deemed to be a reference to the Height of Buildings Act, 1912-1952.

Amendment  
of Act  
No. 58,  
1912.

**2.** The Height of Buildings (Metropolitan Police District) Act, 1912, as amended by subsequent Acts, is amended—

Sec. 2.  
(Definition  
of  
"height.")

(a) by omitting from section two the words "Provided that space for water tanks or reservoirs, lift or elevator machinery upon the top of a building, although intended to be so occupied, shall not, if constructed on a design approved by the Minister, be taken into account in determining the height of the building" and by inserting in lieu thereof the words "Provided that:—

(a) water tanks or reservoirs, or air-conditioning, lift or elevator machinery, or any other machinery whatsoever, upon the top of a building, although intended to be so occupied or used, shall not, if constructed on a design approved by the Minister, be taken into account in determining the height of the building;

(b) wireless towers upon the top of a building occupied only during reasonable periods for maintenance purposes and not used for advertising signs of any description shall not, if constructed

on

*Height of Buildings (Amendment).*

on a design approved by the Minister, be taken into account in determining the height of a building.”

(b) by omitting sections three and four and by inserting in lieu thereof the following sections:—

Substituted  
secs. 3  
and 4 and  
new sec. 4A.  
Application  
of Act.

3. (1) This Act shall apply to—

- (a) the Sydney Metropolitan Area with boundaries as defined in Schedule Four to the Local Government Act, 1919, as amended by subsequent Acts;
- (b) the City of Newcastle; and
- (c) any area to which the provisions of this Act are applied in accordance with subsection two of this section.

(2) The Governor may, by proclamation to be published in the Gazette, declare that any area, with boundaries as therein defined, shall be an area in respect of which the provisions of this Act shall apply.

The Governor may in like manner revoke or vary any such proclamation.

(3) This Act shall bind the Crown.

4. (1) A building shall not—

- (a) be erected of a greater height than eighty feet unless the skyline and the plans of such building have been approved by the Minister;
- (b) under any circumstances be erected of a greater height than one hundred and fifty feet.

Height of  
buildings.

(2) A building whether erected before or after the commencement of the Height of Buildings (Amendment) Act, 1952, shall not—

- (a) be rebuilt, reconstructed or increased to a greater height than eighty feet unless  
the

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*Height of Buildings (Amendment).*


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the skyline and the plans of such building as so rebuilt, reconstructed or increased have been approved by the Minister;

- (b) under any circumstances be rebuilt, reconstructed or increased to a greater height than one hundred and fifty feet.

(3) A building of a greater height than eighty feet whether erected before or after the commencement of the Height of Buildings (Amendment) Act, 1952, shall not be altered in any manner whatsoever unless the plans of such alterations have been approved by the Minister.

(4) The Minister in granting any approval under this section may impose such conditions as he may think fit.

(5) The erection, rebuilding, reconstruction, increase in height or alteration of any building which has been commenced before the commencement of the Height of Buildings (Amendment) Act, 1952, may be continued and completed after such commencement as if the Height of Buildings (Amendment) Act, 1952, had not been enacted.

(6) In this section "building" shall not include a building used exclusively for the purposes of public worship, a chimney stack, sewer ventilator or gasometer or any building exempted from the operation of this section.

4A. (1) Where a building—

- (a) has been erected, rebuilt, reconstructed or increased to a greater height than eighty feet or altered in accordance with the plans approved and any conditions imposed by the Minister under section four of this Act; or
- (b) is in the course of being so erected, rebuilt, reconstructed, increased in height or altered,

Occupation and use of buildings of greater height than eighty feet.

the

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*Height of Buildings (Amendment).*

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the proprietor of such building shall not occupy or use or permit any person to occupy or use such building or any completed portion thereof, as the case may be, for any purpose until the Minister has, by writing under his hand, signified his approval thereto in the manner prescribed.

(2) Such signification of approval shall state—

- (a) the classification of the building;
- (b) the purpose or purposes for which such building or completed portion thereof, as the case may be, may be occupied or used;
- (c) the conditions (if any) subject to which the building or any portion thereof may be occupied or used.

The purpose or purposes referred to in paragraph (b) of this subsection shall be the purpose or purposes for which such building or completed portion thereof, as the case may be, was erected, rebuilt, reconstructed, increased in height or altered.

(3) Any approval given under this section may from time to time be varied by the Minister.

(4) No approval or variation thereof shall be withheld under this section if—

- (a) the Board of Fire Commissioners of New South Wales has reported to the Minister that adequate provision has been made in the building or portion thereof to which the approval relates for preventing and extinguishing fires and protecting and saving life and property in case of fire; and

(b)

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*Height of Buildings (Amendment).*

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(b) the proprietor of the building to which the approval relates has certified that the Minister in the manner prescribed that such building has been erected, rebuilt, reconstructed, increased in height or altered in accordance with the plans approved and any conditions imposed by the Minister under section four of this Act, or is in the course of being so erected, rebuilt, reconstructed, increased in height or altered, as the case may require.

**Sec. 5.**  
**(Penalties.)**

(c) (i) by omitting from section five the words "If any person erects or increases or causes to be erected or increased the height of any building in contravention of this Act, or otherwise contravenes any of the provisions hereof, he shall be liable to a penalty not exceeding fifty pounds" and by inserting in lieu thereof the words "If any person—

(a) erects, rebuilds, reconstructs, or increases in height, or causes to be erected, rebuilt, reconstructed or increased in height, any building, or alters or causes to be altered any building, in contravention of this Act;

(b) fails to comply with any conditions imposed by the Minister pursuant to section four of this Act or to which any approval under section 4A of this Act is subject; or

(c) occupies or uses any building or portion thereof for any purpose or purposes other than the purpose or purposes for which such building or portion may be used pursuant to any approval relating to such building or portion as originally  
**given**

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*Height of Buildings (Amendment).*


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given or varied, as the case may be, under section 4A of this Act, he shall be liable to a penalty not exceeding two hundred and fifty pounds."

- (ii) by inserting in the same section after the word "occurred" the words "or discontinue occupying or using the building or any portion thereof for any purpose or purposes";
- (iii) by omitting from the same section the words "fifty pounds" where lastly occurring and by inserting in lieu thereof the words "one hundred pounds";
- (d) by omitting subsection one of section six and by inserting in lieu thereof the following subsections:—
  - (1) The Governor may make regulations not inconsistent with this Act:—
    - (a) prescribing all matters which by this Act are required or permitted to be prescribed or which are necessary or convenient to be prescribed to carry this Act into effect;
    - (b) exempting specified classes of buildings from the operation of section four of this Act;
    - (c) for fixing the fees to be paid upon applications for approval under sections four and 4A of this Act and for variations of approval under section 4A of this Act.

Sec. 6.  
(Regulations.)

(1A) The regulations may impose a penalty not exceeding fifty pounds for any breach thereof.

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By Authority:

A. H. PETTIFER, Government Printer, Sydney, 1952.

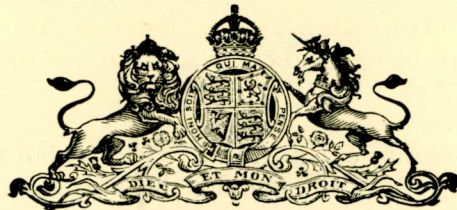




*I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.*

H. ROBBINS,  
*Clerk of the Legislative Assembly.*  
*Legislative Assembly Chamber,*  
*Sydney, 25 March, 1952.*

## New South Wales.



ANNO PRIMO

# ELIZABETHÆ II REGINÆ

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### Act No. 3, 1952.

An Act to make further provision in relation to the height of buildings; to amend the Height of Buildings (Metropolitan Police District) Act, 1912, as amended by subsequent Acts; and for purposes connected therewith. [Assented to, 2nd April, 1952.]

**B**E it enacted by the Queen'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 "Height of Buildings (Amendment) Act, 1952." Short title, citation, etc.
- (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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*Height of Buildings (Amendment).*

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(2) The Height of Buildings (Metropolitan Police District) Act, 1912, as amended by subsequent Acts and by this Act, may be cited as the Height of Buildings Act, 1912-1952.

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

(4) Where in any Act, ordinance, regulation, by-law or instrument reference is made to the Height of Buildings (Metropolitan Police District) Act, 1912, such reference shall be deemed to be a reference to the Height of Buildings Act, 1912-1952.

Amendment  
of Act  
No. 58,  
1912.

**2.** The Height of Buildings (Metropolitan Police District) Act, 1912, as amended by subsequent Acts, is amended—

Sec. 2.  
(Definition  
of  
"height.")

(a) by omitting from section two the words "Provided that space for water tanks or reservoirs, lift or elevator machinery upon the top of a building, although intended to be so occupied, shall not, if constructed on a design approved by the Minister, be taken into account in determining the height of the building" and by inserting in lieu thereof the words "Provided that:—

(a) water tanks or reservoirs, or air-conditioning, lift or elevator machinery, or any other machinery whatsoever, upon the top of a building, although intended to be so occupied or used, shall not, if constructed on a design approved by the Minister, be taken into account in determining the height of the building;

(b) wireless towers upon the top of a building occupied only during reasonable periods for maintenance purposes and not used for advertising signs of any description shall not, if constructed

on

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*Height of Buildings (Amendment).*

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on a design approved by the Minister, be taken into account in determining the height of a building.”

(b) by omitting sections three and four and by inserting in lieu thereof the following sections:—

Substituted  
secs. 3  
and 4 and  
new sec. 4A.  
Application  
of Act.

3. (1) This Act shall apply to—

- (a) the Sydney Metropolitan Area with boundaries as defined in Schedule Four to the Local Government Act, 1919, as amended by subsequent Acts;
- (b) the City of Newcastle; and
- (c) any area to which the provisions of this Act are applied in accordance with subsection two of this section.

(2) The Governor may, by proclamation to be published in the Gazette, declare that any area, with boundaries as therein defined, shall be an area in respect of which the provisions of this Act shall apply.

The Governor may in like manner revoke or vary any such proclamation.

(3) This Act shall bind the Crown.

4. (1) A building shall not—

- (a) be erected of a greater height than eighty feet unless the skyline and the plans of such building have been approved by the Minister;
- (b) under any circumstances be erected of a greater height than one hundred and fifty feet.

Height of  
buildings.

(2) A building whether erected before or after the commencement of the Height of Buildings (Amendment) Act, 1952, shall not—

- (a) be rebuilt, reconstructed or increased to a greater height than eighty feet unless  
the

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*Height of Buildings (Amendment).*

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the skyline and the plans of such building as so rebuilt, reconstructed or increased have been approved by the Minister;

- (b) under any circumstances be rebuilt, reconstructed or increased to a greater height than one hundred and fifty feet.

(3) A building of a greater height than eighty feet whether erected before or after the commencement of the Height of Buildings (Amendment) Act, 1952, shall not be altered in any manner whatsoever unless the plans of such alterations have been approved by the Minister.

(4) The Minister in granting any approval under this section may impose such conditions as he may think fit.

(5) The erection, rebuilding, reconstruction, increase in height or alteration of any building which has been commenced before the commencement of the Height of Buildings (Amendment) Act, 1952, may be continued and completed after such commencement as if the Height of Buildings (Amendment) Act, 1952, had not been enacted.

(6) In this section "building" shall not include a building used exclusively for the purposes of public worship, a chimney stack, sewer ventilator or gasometer or any building exempted from the operation of this section.

**Occupation  
and use of  
buildings  
of greater  
height than  
eighty feet.**

4A. (1) Where a building—

- (a) has been erected, rebuilt, reconstructed or increased to a greater height than eighty feet or altered in accordance with the plans approved and any conditions imposed by the Minister under section four of this Act; or
- (b) is in the course of being so erected, rebuilt, reconstructed, increased in height or altered,

the

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*Height of Buildings (Amendment).*

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the proprietor of such building shall not occupy or use or permit any person to occupy or use such building or any completed portion thereof, as the case may be, for any purpose until the Minister has, by writing under his hand, signified his approval thereto in the manner prescribed.

(2) Such signification of approval shall state—

- (a) the classification of the building;
- (b) the purpose or purposes for which such building or completed portion thereof, as the case may be, may be occupied or used;
- (c) the conditions (if any) subject to which the building or any portion thereof may be occupied or used.

The purpose or purposes referred to in paragraph (b) of this subsection shall be the purpose or purposes for which such building or completed portion thereof, as the case may be, was erected, rebuilt, reconstructed, increased in height or altered.

(3) Any approval given under this section may from time to time be varied by the Minister.

(4) No approval or variation thereof shall be withheld under this section if—

- (a) the Board of Fire Commissioners of New South Wales has reported to the Minister that adequate provision has been made in the building or portion thereof to which the approval relates for preventing and extinguishing fires and protecting and saving life and property in case of fire; and

(b)

Act No. 3, 1952.

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*Height of Buildings (Amendment).*

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(b) the proprietor of the building to which the approval relates has certified to the Minister in the manner prescribed that such building has been erected, rebuilt, reconstructed, increased in height or altered in accordance with the plans approved and any conditions imposed by the Minister under section four of this Act, or is in the course of being so erected, rebuilt, reconstructed, increased in height or altered, as the case may require.

Sec. 5.  
(Penalties.)

(c) (i) by omitting from section five the words "If any person erects or increases or causes to be erected or increased the height of any building in contravention of this Act, or otherwise contravenes any of the provisions hereof, he shall be liable to a penalty not exceeding fifty pounds" and by inserting in lieu thereof the words "If any person—

(a) erects, rebuilds, reconstructs, or increases in height, or causes to be erected, rebuilt, reconstructed or increased in height, any building, or alters or causes to be altered any building, in contravention of this Act;

(b) fails to comply with any conditions imposed by the Minister pursuant to section four of this Act or to which any approval under section 4A of this Act is subject; or

(c) occupies or uses any building or portion thereof for any purpose or purposes other than the purpose or purposes for which such building or portion may be used pursuant to any approval relating to such building or portion as originally  
**given**

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*Height of Buildings (Amendment).*

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- given or varied, as the case may be, under section 4A of this Act, he shall be liable to a penalty not exceeding two hundred and fifty pounds.”
- (ii) by inserting in the same section after the word “occurred” the words “or discontinue occupying or using the building or any portion thereof for any purpose or purposes”;
- (iii) by omitting from the same section the words “fifty pounds” where lastly occurring and by inserting in lieu thereof the words “one hundred pounds”;
- (d) by omitting subsection one of section six and by inserting in lieu thereof the following subsections:—
- Sec. 6.  
(Regulations.)
- (1) The Governor may make regulations not inconsistent with this Act:—
- (a) prescribing all matters which by this Act are required or permitted to be prescribed or which are necessary or convenient to be prescribed to carry this Act into effect;
- (b) exempting specified classes of buildings from the operation of section four of this Act;
- (c) for fixing the fees to be paid upon applications for approval under sections four and 4A of this Act and for variations of approval under section 4A of this Act.
- (1A) The regulations may impose a penalty not exceeding fifty pounds for any breach thereof.

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

J. NORTHCOTT,  
*Governor.*

*Government House,  
Sydney, 2nd April, 1952.*

Section 101  
(b)(1)

Section 101(b)(1) of the Act provides that the Secretary shall, in the exercise of his discretion, determine whether the proposed action is in the public interest.

Section 101(b)(2) of the Act provides that the Secretary shall, in the exercise of his discretion, determine whether the proposed action is in the public interest.

Section 101(b)(3) of the Act provides that the Secretary shall, in the exercise of his discretion, determine whether the proposed action is in the public interest.

(c) For fixing the fees to be paid upon applications for approval under section 101 and for the application of section 101 of the Act.

Section 101(b)(4) of the Act provides that the Secretary shall, in the exercise of his discretion, determine whether the proposed action is in the public interest.

In the event of a breach of any condition of approval, the Secretary shall, in the exercise of his discretion, determine whether the proposed action is in the public interest.

J. NORTHOTT

Secretary

Government House  
London SW1A 1AA, 1955



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.

H. ROBBINS,  
Clerk of the Legislative Assembly.

Legislative Assembly Chamber,  
Sydney, 19 March, 1952.

## New South Wales.



ANNO PRIMO

# ELIZABETHÆ II REGINÆ

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Act No. , 1952.

An Act to make further provision in relation to the height of buildings; to amend the Height of Buildings (Metropolitan Police District) Act, 1912, as amended by subsequent Acts; and for purposes connected therewith.

**B**E it enacted by the Queen'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 "Height of Buildings (Amendment) Act, 1952."

Short title,  
citation,  
etc.

2971 246—

(2)

*Height of Buildings (Amendment).*

(2) The Height of Buildings (Metropolitan Police District) Act, 1912, as amended by subsequent Acts and by this Act, may be cited as the Height of Buildings Act, 1912-1952.

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

(4) Where in any Act, ordinance, regulation, by-law or instrument reference is made to the Height of  
10 Buildings (Metropolitan Police District) Act, 1912, such reference shall be deemed to be a reference to the Height of Buildings Act, 1912-1952.

2. The Height of Buildings (Metropolitan Police District) Act, 1912, as amended by subsequent Acts, is  
15 amended—

Amendment of Act No. 58, 1912.

(a) by omitting from section two the words  
20 "Provided that space for water tanks or reservoirs, lift or elevator machinery upon the top of a building, although intended to be so occupied, shall not, if constructed on a design approved by the Minister, be taken into account in determining the height of the building" and by inserting in lieu thereof the words "Provided that:—

Sec. 2. (Definition of "height.")

25 (a) water tanks or reservoirs, or air-conditioning, lift or elevator machinery, or any other machinery whatsoever, upon the top of a building, although intended to be so occupied or used, shall  
30 not, if constructed on a design approved by the Minister, be taken into account in determining the height of the building;

35 (b) wireless towers upon the top of a building occupied only during reasonable periods for maintenance purposes and not used for advertising signs of any description shall not, if constructed

on

*Height of Buildings (Amendment).*

on a design approved by the Minister,  
be taken into account in determining  
the height of a building."

5 (b) by omitting sections three and four and by inserting in lieu thereof the following sections:—

Substituted  
secs. 3  
and 4 and  
new sec. 4A.  
Application  
of Act.

3. (1) This Act shall apply to—

- 10 (a) the Sydney Metropolitan Area with boundaries as defined in Schedule Four to the Local Government Act, 1919, as amended by subsequent Acts;
- (b) the City of Newcastle; and
- (c) any area to which the provisions of this Act are applied in accordance with subsection two of this section.

15 (2) The Governor may, by proclamation to be published in the Gazette, declare that any area, with boundaries as therein defined, shall be an area in respect of which the provisions of this Act shall apply.

20 The Governor may in like manner revoke or vary any such proclamation.

(3) This Act shall bind the Crown.

4. (1) A building shall not—

- 25 (a) be erected of a greater height than eighty feet unless the skyline and the plans of such building have been approved by the Minister;
- (b) under any circumstances be erected of a greater height than one hundred and fifty feet.

Height of  
buildings.

30 (2) A building whether erected before or after the commencement of the Height of Buildings (Amendment) Act, 1952, shall not—

- 35 (a) be rebuilt, reconstructed or increased to a greater height than eighty feet unless  
the

*Height of Buildings (Amendment).*

the skyline and the plans of such building as so rebuilt, reconstructed or increased have been approved by the Minister;

5 (b) under any circumstances be rebuilt, reconstructed or increased to a greater height than one hundred and fifty feet.

10 (3) A building of a greater height than eighty feet whether erected before or after the commencement of the Height of Buildings (Amendment) Act, 1952, shall not be altered in any manner whatsoever unless the plans of such alterations have been approved by the Minister.

15 (4) The Minister in granting any approval under this section may impose such conditions as he may think fit.

20 (5) The erection, rebuilding, reconstruction, increase in height or alteration of any building which has been commenced before the commencement of the Height of Buildings (Amendment) Act, 1952, may be continued and completed after such commencement as if the Height of Buildings (Amendment) Act, 1952, had not been enacted.

25 (6) In this section "building" shall not include a building used exclusively for the purposes of public worship, a chimney stack, sewer ventilator or gasometer or any building exempted from the operation of this section.

30 4A. (1) Where a building—

35 (a) has been erected, rebuilt, reconstructed or increased to a greater height than eighty feet or altered in accordance with the plans approved and any conditions imposed by the Minister under section four of this Act; or

(b) is in the course of being so erected, rebuilt, reconstructed, increased in height or altered,

Occupation and use of buildings of greater height than eighty feet.

the

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*Height of Buildings (Amendment).*

---

5 the proprietor of such building shall not occupy or use or permit any person to occupy or use such building or any completed portion thereof, as the case may be, for any purpose until the Minister has, by writing under his hand, signified his approval thereto in the manner prescribed.

(2) Such signification of approval shall state—

10

(a) the classification of the building;

(b) the purpose or purposes for which such building or completed portion thereof, as the case may be, may be occupied or used;

15

(c) the conditions (if any) subject to which the building or any portion thereof may be occupied or used.

20

The purpose or purposes referred to in paragraph (b) of this subsection shall be the purpose or purposes for which such building or completed portion thereof, as the case may be, was erected, rebuilt, reconstructed, increased in height or altered.

25

(3) Any approval given under this section may from time to time be varied by the Minister.

(4) No approval or variation thereof shall be withheld under this section if—

30

(a) the Board of Fire Commissioners of New South Wales has reported to the Minister that adequate provision has been made in the building or portion thereof to which the approval relates for preventing and extinguishing fires and protecting and saving life and property in case of fire; and

35

(b)

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*Height of Buildings (Amendment).*

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- 5 (b) the proprietor of the building to which  
the approval relates has certified to the  
Minister in the manner prescribed that  
such building has been erected, rebuilt,  
reconstructed, increased in height or  
altered in accordance with the plans  
approved and any conditions imposed  
by the Minister under section four of  
this Act, or is in the course of being  
10 so erected, rebuilt, reconstructed, in-  
creased in height or altered, as the  
case may require.
- 15 (c) (i) by omitting from section five the words "If  
any person erects or increases or causes to  
be erected or increased the height of any  
building in contravention of this Act, or  
otherwise contravenes any of the provisions  
hereof, he shall be liable to a penalty not  
20 exceeding fifty pounds" and by inserting  
in lieu thereof the words "If any person—
- (a) erects, rebuilds, reconstructs, or  
increases in height, or causes to  
be erected, rebuilt, reconstructed  
or increased in height, any build-  
25 ing, or alters or causes to be  
altered any building, in contra-  
vention of this Act;
- (b) fails to comply with any conditions  
imposed by the Minister pursuant  
30 to section four of this Act or to  
which any approval under section  
4A of this Act is subject; or
- 35 (c) occupies or uses any building or  
portion thereof for any purpose or  
purposes other than the purpose or  
purposes for which such building  
or portion may be used pursuant to  
any approval relating to such  
building or portion as originally  
**given**

*Height of Buildings (Amendment).*

given or varied, as the case may be,  
under section 4A of this Act,  
he shall be liable to a penalty not exceeding  
two hundred and fifty pounds."

- 5 (ii) by inserting in the same section after the  
word "occurred" the words "or dis-  
continue occupying or using the building  
or any portion thereof for any purpose or  
purposes";
- 10 (iii) by omitting from the same section the words  
"fifty pounds" where lastly occurring and  
by inserting in lieu thereof the words "one  
hundred pounds";
- 15 (d) by omitting subsection one of section six and by Sec. 6.  
inserting in lieu thereof the following sub- (Regula-  
sections:— tions.)
- (1) The Governor may make regulations not  
inconsistent with this Act:—
- 20 (a) prescribing all matters which by this  
Act are required or permitted to be  
prescribed or which are necessary or  
convenient to be prescribed to carry  
this Act into effect;
- 25 (b) exempting specified classes of buildings  
from the operation of section four of  
this Act;
- 30 (c) for fixing the fees to be paid upon  
applications for approval under  
sections four and 4A of this Act and for  
variations of approval under section  
4A of this Act.
- (1A) The regulations may impose a penalty  
not exceeding fifty pounds for any breach  
thereof.

Act of February 1953

- (1) The Governor may, if he deems it expedient, invest with the following powers and duties the following officers or persons:
  - (a) to receive all moneys which by law are payable to or for the State and to disburse the same as directed by the Governor; and
  - (b) to receive and disburse the moneys of the State for the purpose of carrying out the provisions of this Act.
- (2) The Governor may, if he deems it expedient, invest with the following powers and duties the following officers or persons:
  - (a) to receive all moneys which by law are payable to or for the State and to disburse the same as directed by the Governor; and
  - (b) to receive and disburse the moneys of the State for the purpose of carrying out the provisions of this Act.
- (3) The Governor may, if he deems it expedient, invest with the following powers and duties the following officers or persons:
  - (a) to receive all moneys which by law are payable to or for the State and to disburse the same as directed by the Governor; and
  - (b) to receive and disburse the moneys of the State for the purpose of carrying out the provisions of this Act.

[law]



No. , 1952.

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## A BILL

To make further provision in relation to the height of buildings; to amend the Height of Buildings (Metropolitan Police District) Act, 1912, as amended by subsequent Acts; and for purposes connected therewith.

[MR. EVATT;—6 MARCH, 1952.]

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**B**E it enacted by the Queen'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 "Height of Buildings (Amendment) Act, 1952." Short title, citation, etc.

2971 246—

(2)

*Height of Buildings (Amendment).*

(2) The Height of Buildings (Metropolitan Police District) Act, 1912, as amended by subsequent Acts and by this Act, may be cited as the Height of Buildings Act, 1912-1952.

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

10 (4) Where in any Act, ordinance, regulation, by-law or instrument reference is made to the Height of Buildings (Metropolitan Police District) Act, 1912, such reference shall be deemed to be a reference to the Height of Buildings Act, 1912-1952.

15 **2.** The Height of Buildings (Metropolitan Police District) Act, 1912, as amended by subsequent Acts, is amended— Amendment of Act No. 58, 1912.

20 (a) by omitting from section two the words "Provided that space for water tanks or reservoirs, lift or elevator machinery upon the top of a building, although intended to be so occupied, shall not, if constructed on a design approved by the Minister, be taken into account in determining the height of the building" and by inserting in lieu thereof the words "Provided that:— Sec. 2. (Definition of "height.")

25 (a) water tanks or reservoirs, or air-conditioning, lift or elevator machinery, or any other machinery whatsoever, upon the top of a building, although intended to be so occupied or used, shall not, if constructed on a design approved by the Minister, be taken into account in determining the height of the building;

35 (b) wireless towers upon the top of a building occupied only during reasonable periods for maintenance purposes and not used for advertising signs of any description shall not, if constructed   
 on

*Height of Buildings (Amendment).*

on a design approved by the Minister, be taken into account in determining the height of a building."

5 (b) by omitting sections three and four and by inserting in lieu thereof the following sections:—

Substituted  
secs. 3  
and 4 and  
new sec. 4A.  
Application  
of Act.

3. (1) This Act shall apply to—

- 10 (a) the Sydney Metropolitan Area with boundaries as defined in Schedule Four to the Local Government Act, 1919, as amended by subsequent Acts;
- (b) the City of Newcastle; and
- (c) any area to which the provisions of this Act are applied in accordance with subsection two of this section.

15 (2) The Governor may, by proclamation to be published in the Gazette, declare that any area, with boundaries as therein defined, shall be an area in respect of which the provisions of this Act shall apply.

20 The Governor may in like manner revoke or vary any such proclamation.

(3) This Act shall bind the Crown.

4. (1) A building shall not—

Height of  
buildings.

- 25 (a) be erected of a greater height than eighty feet unless the skyline and the plans of such building have been approved by the Minister;
- 30 (b) under any circumstances be erected of a greater height than one hundred and fifty feet.

(2) A building whether erected before or after the commencement of the Height of Buildings (Amendment) Act, 1952, shall not—

- 35 (a) be rebuilt, reconstructed or increased to a greater height than eighty feet unless  
the

*Height of Buildings (Amendment).*

the skyline and the plans of such building as so rebuilt, reconstructed or increased have been approved by the Minister;

5 (b) under any circumstances be rebuilt, reconstructed or increased to a greater height than one hundred and fifty feet.

10 (3) A building of a greater height than eighty feet whether erected before or after the commencement of the Height of Buildings (Amendment) Act, 1952, shall not be altered in any manner whatsoever unless the plans of such alterations have been approved by the Minister.

15 (4) The Minister in granting any approval under this section may impose such conditions as he may think fit.

20 (5) The erection, rebuilding, reconstruction, increase in height or alteration of any building which has been commenced before the commencement of the Height of Buildings (Amendment) Act, 1952, may be continued and completed after such commencement as if the Height of Buildings (Amendment) Act, 1952, had not been enacted.

25 (6) In this section "building" shall not include a building used exclusively for the purposes of public worship, a chimney stack, sewer ventilator or gasometer or any building exempted from the operation of this section.

30 4A. (1) Where a building—

(a) has been erected, rebuilt, reconstructed or increased to a greater height than eighty feet or altered in accordance with the plans approved and any conditions imposed by the Minister under section four of this Act; or

35 (b) is in the course of being so erected, rebuilt, reconstructed, increased in height or altered,

Occupation and use of buildings of greater height than eighty feet.

the

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*Height of Buildings (Amendment).*

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5 the proprietor of such building shall not occupy or use or permit any person to occupy or use such building or any completed portion thereof, as the case may be, for any purpose until the Minister has, by writing under his hand, signified his approval thereto in the manner prescribed.

(2) Such signification of approval shall state—

- 10 (a) the classification of the building;
- (b) the purpose or purposes for which such building or completed portion thereof, as the case may be, may be occupied or used;
- 15 (c) the conditions (if any) subject to which the building or any portion thereof may be occupied or used.

The purpose or purposes referred to in paragraph (b) of this subsection shall be the purpose or purposes for which such building or completed portion thereof, as the case may be, was erected, rebuilt, reconstructed, increased in height or altered.

20

25 (3) Any approval given under this section may from time to time be varied by the Minister.

(4) No approval or variation thereof shall be withheld under this section if—

- 30 (a) the Board of Fire Commissioners of New South Wales has reported to the Minister that adequate provision has been made in the building or portion thereof to which the approval relates for preventing and extinguishing fires and protecting and saving life and property in case of fire; and
- 35

(b).

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*Height of Buildings (Amendment).*

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- 5 (b) the proprietor of the building to which the approval relates has certified to the Minister in the manner prescribed that such building has been erected, rebuilt, reconstructed, increased in height or altered in accordance with the plans approved and any conditions imposed by the Minister under section four of this Act, or is in the course of being so erected, rebuilt, reconstructed, increased in height or altered, as the case may require.
- 10
- 15 (c) (i) by omitting from section five the words "If any person erects or increases or causes to be erected or increased the height of any building in contravention of this Act, or otherwise contravenes any of the provisions hereof, he shall be liable to a penalty not exceeding fifty pounds" and by inserting in lieu thereof the words "If any person—
- 20
- 25 (a) erects, rebuilds, reconstructs, or increases in height, or causes to be erected, rebuilt, reconstructed or increased in height, any building, or alters or causes to be altered any building, in contravention of this Act;
- 30 (b) fails to comply with any conditions imposed by the Minister pursuant to section four of this Act or to which any approval under section 4A of this Act is subject; or
- 35 (c) occupies or uses any building or portion thereof for any purpose or purposes other than the purpose or purposes for which such building or portion may be used pursuant to any approval relating to such building or portion as originally given

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*Height of Buildings (Amendment).*

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- given or varied, as the case may be,  
under section 4A of this Act,  
he shall be liable to a penalty not exceeding  
two hundred and fifty pounds.”
- 5 (ii) by inserting in the same section after the  
word “occurred” the words “or dis-  
continue occupying or using the building  
or any portion thereof for any purpose or  
purposes”;
- 10 (iii) by omitting from the same section the words  
“fifty pounds” where lastly occurring and  
by inserting in lieu thereof the words “one  
hundred pounds”;
- 15 (d) by omitting subsection one of section six and by Sec. 6.  
inserting in lieu thereof the following sub- (Regula-  
sections:— tions.)
- (1) The Governor may make regulations not  
inconsistent with this Act:—
- 20 (a) prescribing all matters which by this  
Act are required or permitted to be  
prescribed or which are necessary or  
convenient to be prescribed to carry  
this Act into effect;
- 25 (b) exempting specified classes of buildings  
from the operation of section four of  
this Act;
- 30 (c) for fixing the fees to be paid upon  
applications for approval under  
sections four and 4A of this Act and for  
variations of approval under section  
4A of this Act.
- (1A) The regulations may impose a penalty  
not exceeding fifty pounds for any breach  
thereof.

Journal of the Board of Directors

Meeting held on the 1st day of January 1850

The Board of Directors met at the office of the President

at 10 o'clock in the morning and were present

Mr. [Name], Mr. [Name], Mr. [Name], Mr. [Name]

and Mr. [Name] who acted as Secretary

The minutes of the last meeting were read and approved

A report of the Treasurer was read and approved

The following resolutions were adopted

Resolved that the sum of \$1000 be appropriated

for the purchase of land for a school house

and that the sum of \$500 be appropriated

for the purchase of a lot for a school house

Resolved that the sum of \$1000 be appropriated

for the purchase of land for a school house

and that the sum of \$500 be appropriated

for the purchase of a lot for a school house

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for the purchase of a lot for a school house

Resolved that the sum of \$1000 be appropriated

for the purchase of land for a school house

and that the sum of \$500 be appropriated

for the purchase of a lot for a school house

Resolved that the sum of \$1000 be appropriated

for the purchase of land for a school house

and that the sum of \$500 be appropriated



## HEIGHT OF BUILDINGS (AMENDMENT) BILL, 1952.

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### EXPLANATORY NOTE.

THE objects of this Bill are—

- (a) to extend the regulatory control over buildings of a height greater than 100 feet to buildings of a height between 80 and 100 feet;
- (b) to apply the Act relating to height of buildings to the City of Newcastle and a further portion of the Sydney Metropolitan Area and to enable it to be applied to other areas by proclamation;
- (c) to permit wireless towers upon the top of buildings subject to certain safeguards and to exempt gasometers from the enactments relating to height of buildings;
- (d) to subject the rebuilding or reconstruction of buildings to a greater height than 80 feet and the alteration of buildings of a greater height than 80 feet to control;
- (e) to prohibit the occupation or use of certain buildings of a greater height than 80 feet except in accordance with approval given by the Minister;
- (f) to increase the penalties for contravention of the Act and to widen the regulation making power.

THE UNIVERSITY OF CHICAGO (CHICAGO) ILL. 60637

EXPERIMENTAL NOTE

The following note is a preliminary report on the results of the experiments conducted during the summer of 1954. The experiments were carried out in the laboratory of the Department of Chemistry, University of Chicago, under the direction of Professor [Name].

The experiments were designed to determine the effect of [Factor] on the rate of reaction between [Substance] and [Substance]. The results of the experiments are shown in the following table.

The rate of reaction was measured by the change in the concentration of [Substance] over a period of time. The concentration of [Substance] was determined by the method of [Method].

The results of the experiments show that the rate of reaction increases with increasing concentration of [Substance]. The rate of reaction also increases with increasing temperature.

The following table shows the rate of reaction for different concentrations of [Substance] and different temperatures.

PROOF

No. , 1952.

# A BILL

To make further provision in relation to the height of buildings; to amend the Height of Buildings (Metropolitan Police District) Act, 1912, as amended by subsequent Acts; and for purposes connected therewith.

[MR. EVATT;—6 MARCH, 1952.]

**B**E it enacted by the Queen'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 "Height of Buildings (Amendment) Act, 1952."

Short title, citation, etc.

*Height of Buildings (Amendment).*

(2) The Height of Buildings (Metropolitan Police District) Act, 1912, as amended by subsequent Acts and by this Act, may be cited as the Height of Buildings Act, 1912-1952.

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

(4) Where in any Act, ordinance, regulation, by-law or instrument reference is made to the Height of  
10 Buildings (Metropolitan Police District) Act, 1912, such reference shall be deemed to be a reference to the Height of Buildings Act, 1912-1952.

2. The Height of Buildings (Metropolitan Police District) Act, 1912, as amended by subsequent Acts, is  
15 amended— Amendment  
of Act  
No. 58,  
1912.

(a) by omitting from section two the words  
"Provided that space for water tanks or  
reservoirs, lift or elevator machinery upon the  
top of a building, although intended to be so  
occupied, shall not, if constructed on a design  
approved by the Minister, be taken into account  
in determining the height of the building" and  
by inserting in lieu thereof the words "Provided  
that:—  
20 that:—

25 (a) water tanks or reservoirs, or air-conditioning, lift or elevator machinery, or any other machinery whatsoever, upon the top of a building, although intended to be so occupied or used, shall not, if constructed on a design approved by the Minister, be taken into account in determining the height of the building;

30 (b) wireless towers upon the top of a building occupied only during reasonable periods for maintenance purposes and not used for advertising signs of any description shall not, if constructed  
35 on

Sec. 2.  
(Definition  
of  
"height.")

*Height of Buildings (Amendment).*

on a design approved by the Minister,  
be taken into account in determining  
the height of a building.”

5 (b) by omitting sections three and four and by  
inserting in lieu thereof the following sections:—

Substituted  
secs. 3  
and 4 and  
new sec. 4A.  
Application  
of Act.

3. (1) This Act shall apply to—

- (a) the Sydney Metropolitan Area with boundaries as defined in Schedule Four to the Local Government Act, 1919, as amended by subsequent Acts;
- 10 (b) the City of Newcastle; and
- (c) any area to which the provisions of this Act are applied in accordance with subsection two of this section.

15 (2) The Governor may, by proclamation to be published in the Gazette, declare that any area, with boundaries as therein defined, shall be an area in respect of which the provisions of this Act shall apply.

20 The Governor may in like manner revoke or vary any such proclamation.

(3) This Act shall bind the Crown.

4. (1) A building shall not—

Height of  
buildings.

- 25 (a) be erected of a greater height than eighty feet unless the skyline and the plans of such building have been approved by the Minister;
- (b) under any circumstances be erected of a greater height than one hundred and  
30 fifty feet.

(2) A building whether erected before or after the commencement of the Height of Buildings (Amendment) Act, 1952, shall not—

- 35 (a) be rebuilt, reconstructed or increased to a greater height than eighty feet unless  
the

*Height of Buildings (Amendment).*

the skyline and the plans of such building as so rebuilt, reconstructed or increased have been approved by the Minister;

5 (b) under any circumstances be rebuilt, reconstructed or increased to a greater height than one hundred and fifty feet.

10 (3) A building of a greater height than eighty feet whether erected before or after the commencement of the Height of Buildings (Amendment) Act, 1952, shall not be altered in any manner whatsoever unless the plans of such alterations have been approved by the Minister.

15 (4) The Minister in granting any approval under this section may impose such conditions as he may think fit.

20 (5) The erection, rebuilding, reconstruction, increase in height or alteration of any building which has been commenced before the commencement of the Height of Buildings (Amendment) Act, 1952, may be continued and completed after such commencement as if the Height of Buildings (Amendment) Act, 1952, had not been enacted.

25 (6) In this section "building" shall not include a building used exclusively for the purposes of public worship, a chimney stack, sewer ventilator or gasometer or any building exempted from the operation of this section.

30 4A. (1) Where a building—

(a) has been erected, rebuilt, reconstructed or increased to a greater height than eighty feet or altered in accordance with the plans approved and any conditions imposed by the Minister under section four of this Act; or

35 (b) is in the course of being so erected, rebuilt, reconstructed, increased in height or altered,

Occupation and use of buildings of greater height than eighty feet.

the

---

*Height of Buildings (Amendment).*

---

5 the proprietor of such building shall not occupy or use or permit any person to occupy or use such building or any completed portion thereof, as the case may be, for any purpose until the Minister has, by writing under his hand, signified his approval thereto in the manner prescribed.

(2) Such signification of approval shall state—

- 10 (a) the classification of the building;
- (b) the purpose or purposes for which such building or completed portion thereof, as the case may be, may be occupied or used;
- 15 (c) the conditions (if any) subject to which the building or any portion thereof may be occupied or used.

20 The purpose or purposes referred to in paragraph (b) of this subsection shall be the purpose or purposes for which such building or completed portion thereof, as the case may be, was erected, rebuilt, reconstructed, increased in height or altered.

25 (3) Any approval given under this section may from time to time be varied by the Minister.

(4) No approval or variation thereof shall be withheld under this section if—

- 30 (a) the Board of Fire Commissioners of New South Wales has reported to the Minister that adequate provision has been made in the building or portion thereof to which the approval relates for preventing and extinguishing fires and protecting and saving life and property in case of fire; and
- 35

(b)

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*Height of Buildings (Amendment).*

---

- 5
- (b) the proprietor of the building to which the approval relates has certified to the Minister in the manner prescribed that such building has been erected, rebuilt, reconstructed, increased in height or altered in accordance with the plans approved and any conditions imposed by the Minister under section four of this Act, or is in the course of being so erected, rebuilt, reconstructed, increased in height or altered, as the case may require.
- 10
- (c) (i) by omitting from section five the words “If any person erects or increases or causes to be erected or increased the height of any building in contravention of this Act, or otherwise contravenes any of the provisions hereof, he shall be liable to a penalty not exceeding fifty pounds” and by inserting in lieu thereof the words “If any person—
- 15
- 20
- (a) erects, rebuilds, reconstructs, or increases in height, or causes to be erected, rebuilt, reconstructed or increased in height, any building, or alters or causes to be altered any building, in contravention of this Act;
- 25
- (b) fails to comply with any conditions imposed by the Minister pursuant to section four of this Act or to which any approval under section 4A of this Act is subject; or
- 30
- (c) occupies or uses any building or portion thereof for any purpose or purposes other than the purpose or purposes for which such building or portion may be used pursuant to any approval relating to such building or portion as originally given
- 35



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*Height of Buildings (Amendment).*

---

given or varied, as the case may be,  
under section 4A of this Act,  
he shall be liable to a penalty not exceeding  
two hundred and fifty pounds.”

5 (ii) by inserting in the same section after the  
word “occurred” the words “or dis-  
continue occupying or using the building  
or any portion thereof for any purpose or  
purposes”;

10 (iii) by omitting from the same section the words  
“fifty pounds” where lastly occurring and  
by inserting in lieu thereof the words “one  
hundred pounds”;

15 (d) by omitting subsection one of section six and by inserting in lieu thereof the following sub-  
sections:— Sec. 6.  
(Regula-  
tions.)

(1) The Governor may make regulations not  
inconsistent with this Act:—

20 (a) prescribing all matters which by this  
Act are required or permitted to be  
prescribed or which are necessary or  
convenient to be prescribed to carry  
this Act into effect;

25 (b) exempting specified classes of buildings  
from the operation of section four of  
this Act;

30 (c) for fixing the fees to be paid upon  
applications for approval under  
sections four and 4A of this Act and for  
variations of approval under section  
4A of this Act.

(1A) The regulations may impose a penalty  
not exceeding fifty pounds for any breach  
thereof.

THE HISTORY OF THE  
CITY OF BOSTON

1	1630
2	1634
3	1638
4	1642
5	1646
6	1650
7	1654
8	1658
9	1662
10	1666
11	1670
12	1674
13	1678
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16	1690
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18	1698
19	1702
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21	1710
22	1714
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24	1722
25	1726
26	1730
27	1734
28	1738
29	1742
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33	1758
34	1762
35	1766
36	1770
37	1774
38	1778
39	1782
40	1786
41	1790
42	1794
43	1798
44	1802
45	1806
46	1810
47	1814
48	1818
49	1822
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73	1918
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93	1998
94	2002
95	2006
96	2010
97	2014
98	2018
99	2022