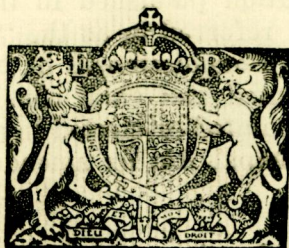


This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

ALLAN PICKERING,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 23 August, 1956.*

New South Wales



ANNO QUINTO

ELIZABETHÆ II REGINÆ

Act No. , 1956.

An Act to reconstitute the Board of Fire Commissioners of New South Wales; for this purpose to amend the Fire Brigades Act, 1909-1955; and for purposes connected therewith.

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 "Fire Brigades (Amendment) Act, 1956." Short title and citation.

Fire Brigades (Amendment).

(2) This Act shall be read and construed with the Fire Brigades Act, 1909, as amended by subsequent Acts.

(3) The Fire Brigades Act, 1909, as so amended, is in this Act referred to as the Principal Act.

(4) The Principal Act, as amended by this Act, may be cited as the Fire Brigades Act, 1909-1956.

2. (1) Upon a day to be appointed by the Governor and notified by proclamation published in the Gazette (which day is in this Act referred to as the "appointed day") the Board of Fire Commissioners of New South Wales shall be reconstituted and shall consist of five members who shall be appointed or elected in accordance with Part II of the Principal Act as amended by this section.

Reconsti-
tution of
Board
of Fire
Commis-
sioners.

(2) The persons who immediately before the appointed day held office as President and the other members of the Board of Fire Commissioners of New South Wales shall not be entitled to receive after the appointed day any further salary or fees in respect of any such office.

(3) (a) Nothing contained in this section shall prejudice or affect in any way the continuity of the body corporate constituted under Part II of the Principal Act but the same shall continue notwithstanding the provisions of this section.

(b) The said body corporate shall continue and shall be deemed always to have continued notwithstanding that there are or have been at any time or times vacancies in the offices of all of the members of the body corporate or of any one or more of them.

(4) (a) For the purposes only of the appointment and election of persons to be the President and the other members of the Board of Fire Commissioners of New South

Fire Brigades (Amendment).

South Wales as reconstituted under this section, and of any matters necessary for or incidental to such appointment, election or reconstitution, the provisions of subsection five of this section shall commence on the day upon
5 which the assent of Her Majesty to this Act is signified.

(b) The persons so appointed and elected shall assume their offices as President and the other members of the Board of Fire Commissioners of New South Wales upon the appointed day; and on that day the provisions
10 of subsection five of this section shall come into force for all purposes.

The provisions of subsection two of section eight of the Principal Act as amended by this section shall in their application to such other members be read and construed
15 as if the words "date of election" were omitted therefrom and the words "appointed day" were inserted in lieu thereof.

(5) The Principal Act is amended—

(a) by inserting at the end of section five the
20 following new definition:—

Amend-
ment of
Act No. 9,
1909.

"Volunteer firemen" means persons who
are members of any association of
persons authorised by the Board and
formed for the purpose of extinguish-
25 ing fires, if the carrying out of the
purpose of such association is not the
sole or principal calling or the means
of livelihood of such persons, whether
such persons receive or do not receive
30 emoluments for their services as
members of that association.

(b) (i) by omitting from subsection one of section
seven the word "seven" and by inserting in
lieu thereof the word "four";

Sec. 7.
(Constitu-
tion of
board.)

(ii)

Fire Brigades (Amendment).

- (ii) by omitting from subsection two of the same section the word "Four" and by inserting in lieu thereof the word "Three";
- (c) (i) by inserting at the end of subsection one of section eight the following proviso:—
- Sec. 8.
(Appointment and election of members of board.)
- Provided that any person appointed to supply a vacancy in the office of president shall hold office for the residue of his predecessor's term, but shall be eligible for re-appointment.
- 10
- (ii) by omitting from subsection two of the same section the word "seven" and by inserting in lieu thereof the word "four";
- (iii) by omitting from the same subsection the word "three" and by inserting in lieu thereof the word "five";
- 15
- (iv) by omitting subsection three of the same section and by inserting in lieu thereof the following subsection:—
- 20
- (3) (a) A person who is of or above the age of sixty-five years shall not be appointed as president of the board or elected as any other member of the board.
- (b) The president and any other member of the board shall be deemed to have vacated his office on the day upon which he attains the age of sixty-five years.
- 25
- (d) (i) by omitting subsections one, two and three of section nine and by inserting in lieu thereof the following subsections:—
- Sec. 9.
(Election by municipalities and shires.)
- 30
- (1) One member of the board shall be elected by the councils of the municipalities and shires to which or parts of which this Act, pursuant to subsection one of section four of this Act, applies.
- 35

(2)

Fire Brigades (Amendment).

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(2) At such election the council of a municipality or shire contributing to the fund during the next preceding year one hundred pounds or less shall have one vote; the council of a municipality or shire so contributing more than one hundred and not more than five hundred pounds shall have two votes; the council of a municipality or shire so contributing more than five hundred pounds shall have two votes in respect of the first five hundred pounds contributed and one additional vote in respect of each additional five hundred pounds contributed.

(ii) by omitting from subsection four of the same section the words "Three members" and by inserting in lieu thereof the words "One member";

(iii) by omitting from subsection five of the same section the words "members of the volunteer fire brigades" and by inserting in lieu thereof the words "the volunteer firemen";

(iv) by omitting from the same subsection the words "member of such brigade" and by inserting in lieu thereof the words "volunteer fireman";

(v) by omitting from subsection (5A) of the same section the words "Fire Brigades Association of New South Wales" and by inserting in lieu thereof the words "New South Wales Fire Brigade Employees' Union";

(vi) by omitting from the same subsection the word "association" and by inserting in lieu thereof the word "union";

(e) (i) by omitting from section ten the words "municipalities, or";

Sec. 10.
(Extraordinary vacancy.)
(ii)

Fire Brigades (Amendment).

- 5 (ii) by inserting in the same section after the word "vacancy" where secondly occurring the words "and any other vacancy occurring in the board of a member elected by the councils of municipalities and shires";
- (iii) by inserting at the end of the same section the words "but shall be eligible for re-election";
- 10 (f) (i) by omitting from subsection two of section eleven the words "or subsection five" and by inserting in lieu thereof the words and symbols "five or (5A)";
- 15 (ii) by inserting at the end of the same subsection the words "but shall be eligible for re-election".

Sec. 11.
(Removal of
members
and
appoint-
ment to
vacancies.)

Yves Brindley (Amendment)

(ii) of inserting in the same section after the word "vacancy" where secondly occurring the words "and any other vacancy occur- ing in the board of a member elected by the members of the organization and others";

(iii) the words "but shall be eligible for re-election";

(iv) by substituting from and after the word "and" in the second line of the section and by inserting in the third line of the section the words "and the members of the board of directors shall be eligible for re-election";

Section 1 of the Act is hereby amended to read as follows:

This report was prepared for the Legislative Assembly
and should be read in connection with the report of the
Legislative Council on the same subject.

ALIAS PICKERING,
Chief of the Legislative Assembly

Legislative Assembly, Toronto
October 1, 1911

No. , 1956.

A BILL

To reconstitute the Board of Fire Commissioners of New South Wales; for this purpose to amend the Fire Brigades Act, 1909-1955; and for purposes connected therewith.

[MR. KELLY;—5 July, 1956.]

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
5 the same, as follows:—

1. (1) This Act may be cited as the "Fire Brigades (Amendment) Act, 1956." Short title and citation.

Fire Brigades (Amendment).

(2) This Act shall be read and construed with the Fire Brigades Act, 1909, as amended by subsequent Acts.

(3) The Fire Brigades Act, 1909, as so amended, is 5 in this Act referred to as the Principal Act.

(4) The Principal Act, as amended by this Act, may be cited as the Fire Brigades Act, 1909-1956.

2. (1) Upon a day to be appointed by the Governor and notified by proclamation published in the Gazette 10 (which day is in this Act referred to as the "appointed day") the Board of Fire Commissioners of New South Wales shall be reconstituted and shall consist of five members who shall be appointed or elected in accordance with Part II of the Principal Act as amended by this 15 section.

Reconsti-
tution of
Board
of Fire
Commis-
sioners.

(2) The persons who immediately before the appointed day held office as President and the other members of the Board of Fire Commissioners of New South Wales shall not be entitled to receive after the appointed 20 day any further salary or fees in respect of any such office.

(3) (a) Nothing contained in this section shall prejudice or affect in any way the continuity of the body corporate constituted under Part II of the Principal Act 25 but the same shall continue notwithstanding the provisions of this section.

(b) The said body corporate shall continue and shall be deemed always to have continued notwithstanding that there are or have been at any time or times 30 vacancies in the offices of all of the members of the body corporate or of any one or more of them.

(4) (a) For the purposes only of the appointment and election of persons to be the President and the other members of the Board of Fire Commissioners of New South

Fire Brigades (Amendment).

South Wales as reconstituted under this section, and of any matters necessary for or incidental to such appointment, election or reconstitution, the provisions of subsection five of this section shall commence on the day upon
5 which the assent of Her Majesty to this Act is signified.

(b) The persons so appointed and elected shall assume their offices as President and the other members of the Board of Fire Commissioners of New South Wales upon the appointed day; and on that day the provisions
10 of subsection five of this section shall come into force for all purposes.

(5) The Principal Act is amended—

Amend-
ment of
Act No. 9,
1909.

(a) (i) by omitting from subsection one of section
15 seven the word "seven" and by inserting in lieu thereof the word "four";

Sec. 7.
(Constitu-
tion of
board.)

(ii) by omitting from subsection two of the same section the word "Four" and by inserting in lieu thereof the word "Three";

(b) (i) by inserting at the end of subsection one of
20 section eight the following proviso:—

Sec. 8.
(Appoint-
ment and
election of
members of
board.)

Provided that any person appointed to supply a vacancy in the office of president shall hold office for the residue of his predecessor's term, but shall be eligible for
25 re-appointment.

(ii) by omitting from subsection two of the same section the word "seven" and by inserting in lieu thereof the word "four";

(iii) by omitting from the same subsection the
30 word "three" and by inserting in lieu thereof the word "five";

(iv)

Fire Brigades (Amendment).

(iv) by omitting subsection three of the same section and by inserting in lieu thereof the following subsection:—

5 (3) (a) A person who is of or above the age of sixty-five years shall not be appointed as president of the board or elected as any other member of the board.

10 (b) The president and any other member of the board shall be deemed to have vacated his office on the day upon which he attains the age of sixty-five years.

(c) (i) by omitting subsections one, two and three of section nine and by inserting in lieu thereof the following subsections:—

15 (1) One member of the board shall be elected by the councils of the municipalities and shires to which or parts of which this Act, pursuant to subsection one of section four of this Act, applies.

20 (2) At such election the council of a municipality or shire contributing to the fund during the next preceding year one hundred pounds or less shall have one vote; the council of a municipality or shire so contributing more than one hundred and not more than five hundred pounds shall have two votes; the council of a municipality or shire so contributing more than five hundred pounds shall have two votes in respect of the first five hundred pounds contributed and one additional vote in respect of each additional five hundred pounds contributed.

35 (ii) by omitting from subsection four of the same section the words "Three members" and by inserting in lieu thereof the words "One member";

(d)

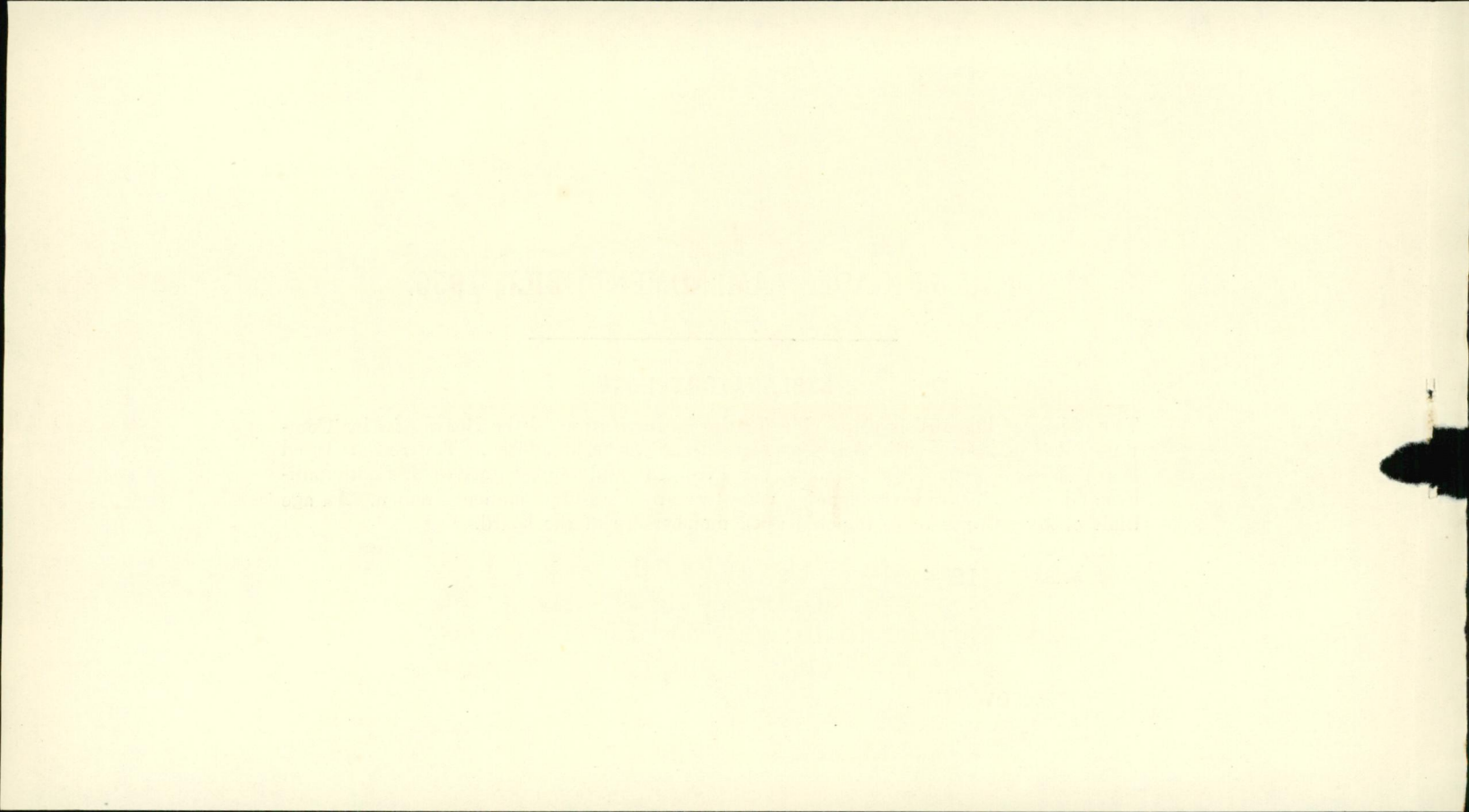
Fire Brigades (Amendment).

- (d) (i) by omitting from section ten the words Sec. 10.
"municipalities, or"; (Extraordi-
nary
vacancy.)
- 5 (ii) by inserting in the same section after the
word "vacancy" where secondly occurring
the words "and any other vacancy occur-
ring in the board of a member elected by the
councils of municipalities and shires";
- 10 (iii) by inserting at the end of the same section
the words "but shall be eligible for
re-election";
- (e) (i) by omitting from subsection two of section Sec. 11.
eleven the words "or subsection five" and (Removal of
members
and
appoint-
ment to
vacancies.)
by inserting in lieu thereof the words and
symbols "five or (5A)";
- 15 (ii) by inserting at the end of the same subsec-
tion the words "but shall be eligible for
re-election".

FIRE BRIGADES (AMENDMENT) BILL, 1956.

EXPLANATORY NOTE.

THE object of this Bill is to provide for the reconstitution of the Board of Fire Commissioners of New South Wales as from a day to be appointed. The reconstituted board is to consist of five members, the President and representatives of municipalities and shires, insurance companies, volunteer firemen and permanent firemen. An age limit of sixty-five is to be imposed upon membership of the board.



No. , 1956.

A BILL

To reconstitute the Board of Fire Commissioners of New South Wales; for this purpose to amend the Fire Brigades Act, 1909-1955; and for purposes connected therewith.

[MR. KELLY;—5 July, 1956.]

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
5 the same, as follows:—

1. (1) This Act may be cited as the "Fire Brigades (Amendment) Act, 1956."

Short title
and
citation.

Fire Brigades (Amendment).

(2) This Act shall be read and construed with the Fire Brigades Act, 1909, as amended by subsequent Acts.

(3) The Fire Brigades Act, 1909, as so amended, is 5 in this Act referred to as the Principal Act.

(4) The Principal Act, as amended by this Act, may be cited as the Fire Brigades Act, 1909-1956.

2. (1) Upon a day to be appointed by the Governor and notified by proclamation published in the Gazette (which day is in this Act referred to as the "appointed day") the Board of Fire Commissioners of New South Wales shall be reconstituted and shall consist of five members who shall be appointed or elected in accordance with Part II of the Principal Act as amended by this 15 section.

Reconsti-
tution of
Board
of Fire
Commis-
sioners.

(2) The persons who immediately before the appointed day held office as President and the other members of the Board of Fire Commissioners of New South Wales shall not be entitled to receive after the appointed 20 day any further salary or fees in respect of any such office.

(3) (a) Nothing contained in this section shall prejudice or affect in any way the continuity of the body corporate constituted under Part II of the Principal Act 25 but the same shall continue notwithstanding the provisions of this section.

(b) The said body corporate shall continue and shall be deemed always to have continued notwithstanding that there are or have been at any time or times 30 vacancies in the offices of all of the members of the body corporate or of any one or more of them.

(4) (a) For the purposes only of the appointment and election of persons to be the President and the other members of the Board of Fire Commissioners of New South
South

Fire Brigades (Amendment).

South Wales as reconstituted under this section, and of any matters necessary for or incidental to such appointment, election or reconstitution, the provisions of subsection five of this section shall commence on the day upon
5 which the assent of Her Majesty to this Act is signified.

(b) The persons so appointed and elected shall assume their offices as President and the other members of the Board of Fire Commissioners of New South Wales upon the appointed day; and on that day the provisions
10 of subsection five of this section shall come into force for all purposes.

(5) The Principal Act is amended—

Amend-
ment of
Act No. 9,
1909.

(a) (i) by omitting from subsection one of section
15 seven the word "seven" and by inserting in lieu thereof the word "four";

Sec. 7.
(Constitu-
tion of
board.)

(ii) by omitting from subsection two of the same section the word "Four" and by inserting in lieu thereof the word "Three";

(b) (i) by inserting at the end of subsection one of
20 section eight the following proviso:—

Sec. 8.
(Appoint-
ment and
election of
members of
board.)

25 Provided that any person appointed to supply a vacancy in the office of president shall hold office for the residue of his predecessor's term, but shall be eligible for re-appointment.

(ii) by omitting from subsection two of the same section the word "seven" and by inserting in lieu thereof the word "four";

(iii) by omitting from the same subsection the
30 word "three" and by inserting in lieu thereof the word "five";

(iv)

Fire Brigades (Amendment).

(iv) by omitting subsection three of the same section and by inserting in lieu thereof the following subsection:—

5

(3) (a) A person who is of or above the age of sixty-five years shall not be appointed as president of the board or elected as any other member of the board.

10

(b) The president and any other member of the board shall be deemed to have vacated his office on the day upon which he attains the age of sixty-five years.

(c) (i) by omitting subsections one, two and three of section nine and by inserting in lieu thereof the following subsections:—

Sec. 9.
(Election by municipalities and shires.)

15

(1) One member of the board shall be elected by the councils of the municipalities and shires to which or parts of which this Act, pursuant to subsection one of section four of this Act, applies.

20

(2) At such election the council of a municipality or shire contributing to the fund during the next preceding year one hundred pounds or less shall have one vote; the council of a municipality or shire so contributing more than one hundred and not more than five hundred pounds shall have two votes; the council of a municipality or shire so contributing more than five hundred pounds shall have two votes in respect of the first five hundred pounds contributed and one additional vote in respect of each additional five hundred pounds contributed.

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(ii) by omitting from subsection four of the same section the words "Three members" and by inserting in lieu thereof the words "One member";

(d)

Fire Brigades (Amendment).

- (d) (i) by omitting from section ten the words "municipalities, or"; Sec. 10.
(Extraordinary
vacancy.)
- 5 (ii) by inserting in the same section after the word "vacancy" where secondly occurring the words "and any other vacancy occurring in the board of a member elected by the councils of municipalities and shires";
- 10 (iii) by inserting at the end of the same section the words "but shall be eligible for re-election";
- (e) (i) by omitting from subsection two of section eleven the words "or subsection five" and by inserting in lieu thereof the words and symbols "five or (5A)"; Sec. 11.
(Removal of
members
and
appoint-
ment to
vacancies.)
- 15 (ii) by inserting at the end of the same subsection the words "but shall be eligible for re-election".

New South Wales



ANNO QUINTO

ELIZABETHÆ II REGINÆ

Act No. 15, 1956.

An Act to reconstitute the Board of Fire Commissioners of New South Wales; for this purpose to amend the Fire Brigades Act, 1909-1955; and for purposes connected therewith. [Assented to, 7th September, 1956.]

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 "Fire Brigades (Amendment) Act, 1956."

Short title and citation.

(2)

Fire Brigades (Amendment).

(2) This Act shall be read and construed with the Fire Brigades Act, 1909, as amended by subsequent Acts.

(3) The Fire Brigades Act, 1909, as so amended, is in this Act referred to as the Principal Act.

(4) The Principal Act, as amended by this Act, may be cited as the Fire Brigades Act, 1909-1956.

Reconsti-
tution of
Board
of Fire
Commis-
sioners.

2. (1) Upon a day to be appointed by the Governor and notified by proclamation published in the Gazette (which day is in this Act referred to as the "appointed day") the Board of Fire Commissioners of New South Wales shall be reconstituted and shall consist of five members who shall be appointed or elected in accordance with Part II of the Principal Act as amended by this section.

(2) The persons who immediately before the appointed day held office as President and the other members of the Board of Fire Commissioners of New South Wales shall not be entitled to receive after the appointed day any further salary or fees in respect of any such office.

(3) (a) Nothing contained in this section shall prejudice or affect in any way the continuity of the body corporate constituted under Part II of the Principal Act but the same shall continue notwithstanding the provisions of this section.

(b) The said body corporate shall continue and shall be deemed always to have continued notwithstanding that there are or have been at any time or times vacancies in the offices of all of the members of the body corporate or of any one or more of them.

(4) (a) For the purposes only of the appointment and election of persons to be the President and the other members of the Board of Fire Commissioners of New South

Fire Brigades (Amendment).

South Wales as reconstituted under this section, and of any matters necessary for or incidental to such appointment, election or reconstitution, the provisions of subsection five of this section shall commence on the day upon which the assent of Her Majesty to this Act is signified.

(b) The persons so appointed and elected shall assume their offices as President and the other members of the Board of Fire Commissioners of New South Wales upon the appointed day; and on that day the provisions of subsection five of this section shall come into force for all purposes.

The provisions of subsection two of section eight of the Principal Act as amended by this section shall in their application to such other members be read and construed as if the words "date of election" were omitted therefrom and the words "appointed day" were inserted in lieu thereof.

(5) The Principal Act is amended—

(a) by inserting at the end of section five the following new definition:—

Amend-
ment of
Act No. 9,
1909.

"Volunteer firemen" means persons who are members of any association of persons authorised by the Board and formed for the purpose of extinguishing fires, if the carrying out of the purpose of such association is not the sole or principal calling or the means of livelihood of such persons, whether such persons receive or do not receive emoluments for their services as members of that association.

(b) (i) by omitting from subsection one of section seven the word "seven" and by inserting in lieu thereof the word "four";

Sec. 7.
(Constitu-
tion of
board.)

(ii)

Fire Brigades (Amendment).

Sec. 8.
(Appoint-
ment and
election of
members of
board.)

- (ii) by omitting from subsection two of the same section the word "Four" and by inserting in lieu thereof the word "Three";
- (c) (i) by inserting at the end of subsection one of section eight the following proviso:—

Provided that any person appointed to supply a vacancy in the office of president shall hold office for the residue of his predecessor's term, but shall be eligible for re-appointment.

- (ii) by omitting from subsection two of the same section the word "seven" and by inserting in lieu thereof the word "four";
- (iii) by omitting from the same subsection the word "three" and by inserting in lieu thereof the word "five";
- (iv) by omitting subsection three of the same section and by inserting in lieu thereof the following subsection:—

(3) (a) A person who is of or above the age of sixty-five years shall not be appointed as president of the board or elected as any other member of the board.

(b) The president and any other member of the board shall be deemed to have vacated his office on the day upon which he attains the age of sixty-five years.

Sec. 9.
(Election by
municipali-
ties and
shires.)

- (d) (i) by omitting subsections one, two and three of section nine and by inserting in lieu thereof the following subsections:—

(1) One member of the board shall be elected by the councils of the municipalities and shires to which or parts of which this Act, pursuant to subsection one of section four of this Act, applies.

Fire Brigades (Amendment).

- (2) At such election the council of a municipality or shire contributing to the fund during the next preceding year one hundred pounds or less shall have one vote; the council of a municipality or shire so contributing more than one hundred and not more than five hundred pounds shall have two votes; the council of a municipality or shire so contributing more than five hundred pounds shall have two votes in respect of the first five hundred pounds contributed and one additional vote in respect of each additional five hundred pounds contributed.
- (ii) by omitting from subsection four of the same section the words "Three members" and by inserting in lieu thereof the words "One member";
- (iii) by omitting from subsection five of the same section the words "members of the volunteer fire brigades" and by inserting in lieu thereof the words "the volunteer firemen";
- (iv) by omitting from the same subsection the words "member of such brigade" and by inserting in lieu thereof the words "volunteer fireman";
- (v) by omitting from subsection (5A) of the same section the words "Fire Brigades Association of New South Wales" and by inserting in lieu thereof the words "New South Wales Fire Brigade Employees' Union";
- (vi) by omitting from the same subsection the word "association" and by inserting in lieu thereof the word "union";
- (e) (i) by omitting from section ten the words "municipalities, or";
- (ii)

Sec. 10.
(Extra-ordinary
vacancy.)

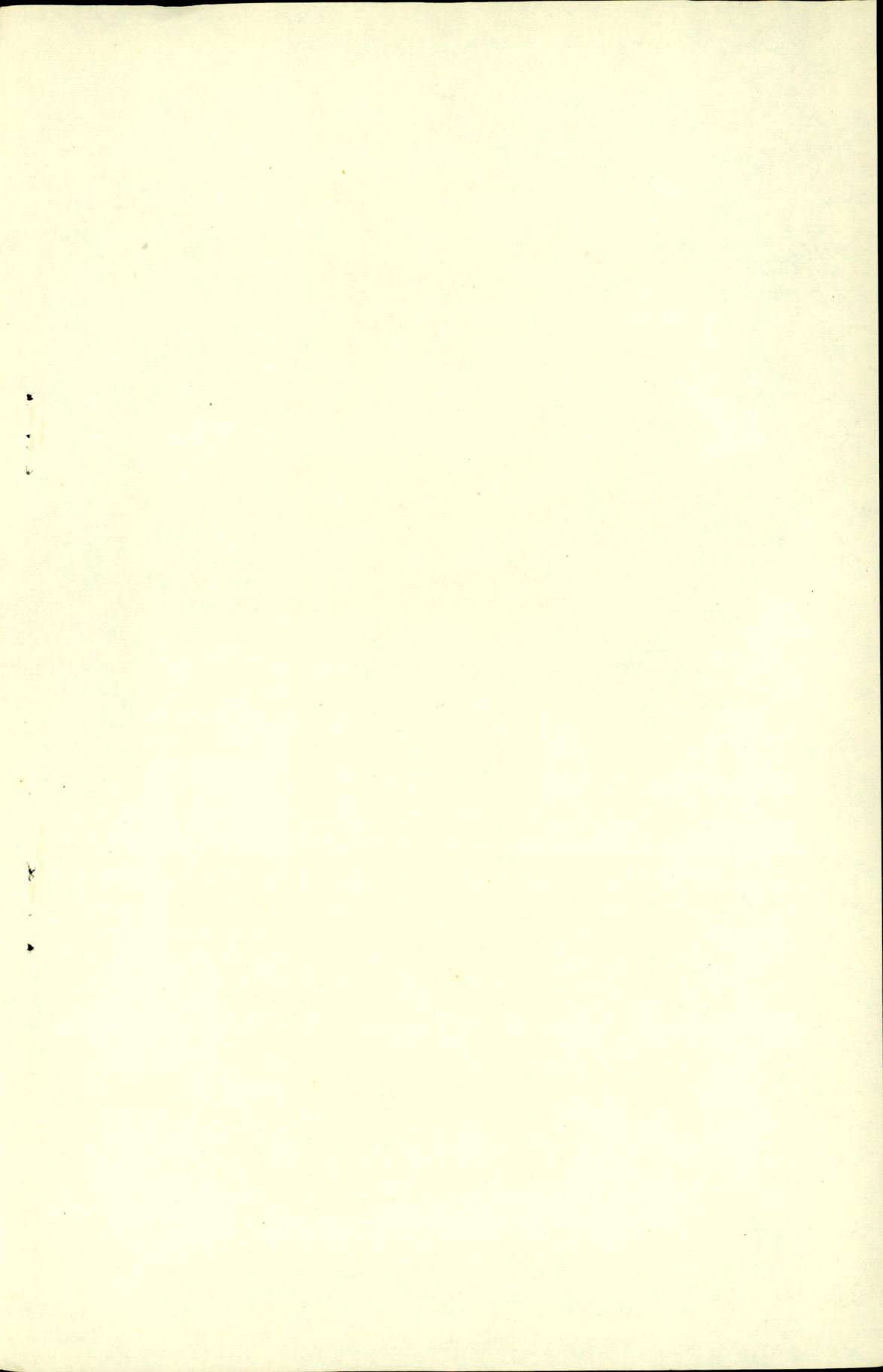
Fire Brigades (Amendment).

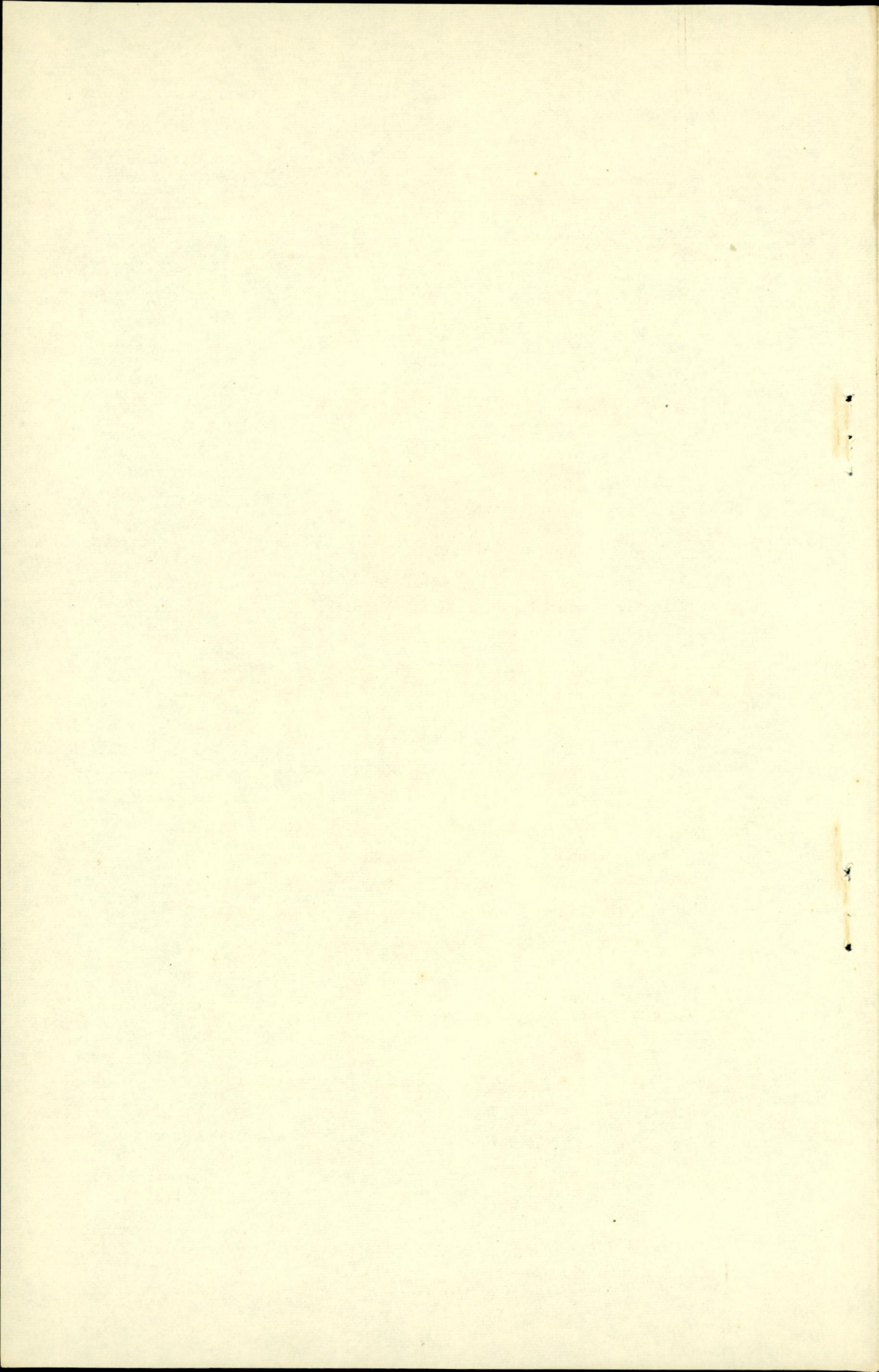
Sec. 11.
(Removal of
members
and
appoint-
ment to
vacancies.)

- (ii) by inserting in the same section after the word "vacancy" where secondly occurring the words "and any other vacancy occurring in the board of a member elected by the councils of municipalities and shires";
- (iii) by inserting at the end of the same section the words "but shall be eligible for re-election";
- (f) (i) by omitting from subsection two of section eleven the words "or subsection five" and by inserting in lieu thereof the words and symbols "five or (5A)";
- (ii) by inserting at the end of the same subsection the words "but shall be eligible for re-election".

By Authority:

A. H. PETTIFER, Government Printer, Sydney, 1956.



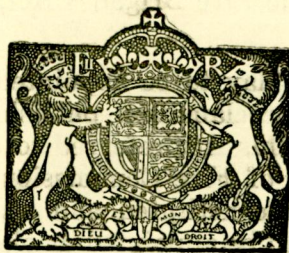


I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

ALLAN PICKERING,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 4 September, 1956.*

New South Wales



ANNO QUINTO

ELIZABETHÆ II REGINÆ

Act No. 15, 1956.

An Act to reconstitute the Board of Fire Commissioners of New South Wales; for this purpose to amend the Fire Brigades Act, 1909-1955; and for purposes connected therewith. [Assented to, 7th September, 1956.]

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 "Fire Brigades (Amendment) Act, 1956."

Short title
and
citation.

(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.

Fire Brigades (Amendment).

(2) This Act shall be read and construed with the Fire Brigades Act, 1909, as amended by subsequent Acts.

(3) The Fire Brigades Act, 1909, as so amended, is in this Act referred to as the Principal Act.

(4) The Principal Act, as amended by this Act, may be cited as the Fire Brigades Act, 1909-1956.

Reconsti-
tution of
Board
of Fire
Commis-
sioners.

2. (1) Upon a day to be appointed by the Governor and notified by proclamation published in the Gazette (which day is in this Act referred to as the "appointed day") the Board of Fire Commissioners of New South Wales shall be reconstituted and shall consist of five members who shall be appointed or elected in accordance with Part II of the Principal Act as amended by this section.

(2) The persons who immediately before the appointed day held office as President and the other members of the Board of Fire Commissioners of New South Wales shall not be entitled to receive after the appointed day any further salary or fees in respect of any such office.

(3) (a) Nothing contained in this section shall prejudice or affect in any way the continuity of the body corporate constituted under Part II of the Principal Act but the same shall continue notwithstanding the provisions of this section.

(b) The said body corporate shall continue and shall be deemed always to have continued notwithstanding that there are or have been at any time or times vacancies in the offices of all of the members of the body corporate or of any one or more of them.

(4) (a) For the purposes only of the appointment and election of persons to be the President and the other members of the Board of Fire Commissioners of New South

Fire Brigades (Amendment).

South Wales as reconstituted under this section, and of any matters necessary for or incidental to such appointment, election or reconstitution, the provisions of subsection five of this section shall commence on the day upon which the assent of Her Majesty to this Act is signified.

(b) The persons so appointed and elected shall assume their offices as President and the other members of the Board of Fire Commissioners of New South Wales upon the appointed day; and on that day the provisions of subsection five of this section shall come into force for all purposes.

The provisions of subsection two of section eight of the Principal Act as amended by this section shall in their application to such other members be read and construed as if the words "date of election" were omitted therefrom and the words "appointed day" were inserted in lieu thereof.

(5) The Principal Act is amended—

(a) by inserting at the end of section five the following new definition:—

Amend-
ment of
Act No. 9,
1909.

"Volunteer firemen" means persons who are members of any association of persons authorised by the Board and formed for the purpose of extinguishing fires, if the carrying out of the purpose of such association is not the sole or principal calling or the means of livelihood of such persons, whether such persons receive or do not receive emoluments for their services as members of that association.

(b) (i) by omitting from subsection one of section seven the word "seven" and by inserting in lieu thereof the word "four";

Sec. 7.
(Constitu-
tion of
board.)

(ii)

Fire Brigades (Amendment).

Sec. 8.
(Appoint-
ment and
election of
members of
board.)

- (ii) by omitting from subsection two of the same section the word "Four" and by inserting in lieu thereof the word "Three";
- (c) (i) by inserting at the end of subsection one of section eight the following proviso:—

Provided that any person appointed to supply a vacancy in the office of president shall hold office for the residue of his predecessor's term, but shall be eligible for re-appointment.

- (ii) by omitting from subsection two of the same section the word "seven" and by inserting in lieu thereof the word "four";
- (iii) by omitting from the same subsection the word "three" and by inserting in lieu thereof the word "five";
- (iv) by omitting subsection three of the same section and by inserting in lieu thereof the following subsection:—

(3) (a) A person who is of or above the age of sixty-five years shall not be appointed as president of the board or elected as any other member of the board.

(b) The president and any other member of the board shall be deemed to have vacated his office on the day upon which he attains the age of sixty-five years.

Sec. 9.
(Election by
municipali-
ties and
shires.)

- (d) (i) by omitting subsections one, two and three of section nine and by inserting in lieu thereof the following subsections:—

(1) One member of the board shall be elected by the councils of the municipalities and shires to which or parts of which this Act, pursuant to subsection one of section four of this Act, applies.

(2)

Fire Brigades (Amendment).

(2) At such election the council of a municipality or shire contributing to the fund during the next preceding year one hundred pounds or less shall have one vote; the council of a municipality or shire so contributing more than one hundred and not more than five hundred pounds shall have two votes; the council of a municipality or shire so contributing more than five hundred pounds shall have two votes in respect of the first five hundred pounds contributed and one additional vote in respect of each additional five hundred pounds contributed.

- (ii) by omitting from subsection four of the same section the words "Three members" and by inserting in lieu thereof the words "One member";
 - (iii) by omitting from subsection five of the same section the words "members of the volunteer fire brigades" and by inserting in lieu thereof the words "the volunteer firemen";
 - (iv) by omitting from the same subsection the words "member of such brigade" and by inserting in lieu thereof the words "volunteer fireman";
 - (v) by omitting from subsection (5A) of the same section the words "Fire Brigades Association of New South Wales" and by inserting in lieu thereof the words "New South Wales Fire Brigade Employees' Union";
 - (vi) by omitting from the same subsection the word "association" and by inserting in lieu thereof the word "union";
- (e) (i) by omitting from section ten the words "municipalities, or";
- (ii) (Extraordinary vacancy.)

Fire Brigades (Amendment).

Sec. 11.
(Removal of
members
and
appoint-
ment to
vacancies.)

- (ii) by inserting in the same section after the word "vacancy" where secondly occurring the words "and any other vacancy occurring in the board of a member elected by the councils of municipalities and shires";
- (iii) by inserting at the end of the same section the words "but shall be eligible for re-election";
- (f) (i) by omitting from subsection two of section eleven the words "or subsection five" and by inserting in lieu thereof the words and symbols "five or (5A)";
- (ii) by inserting at the end of the same subsection the words "but shall be eligible for re-election".

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

K. W. STREET,
Lieutenant-Governor.

*Government House,
Sydney, 7th September, 1956.*

THE UNIVERSITY OF CHICAGO

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