

*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, 14 March, 1963.*

## New South Wales



ANNO DUODECIMO

# ELIZABETHÆ II REGINÆ

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Act No.      , 1963.

An Act to make further provision with respect to the control of the establishment, erection or extension of electricity transmission lines, and the regulation of the sale and hiring of electrical apparatus; for these and other purposes to amend the Electricity Development Act, 1945, as amended by subsequent Acts; and for purposes connected therewith.

BE

*Electricity Development (Amendment).*

**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 "Electricity Development (Amendment) Act, 1963".

Short title, citation and commencement.

(2) The Electricity Development Act, 1945, as amended by subsequent Acts and by this Act, may be cited as the Electricity Development Act, 1945-1963.

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

2. (1) The Electricity Development Act, 1945, as amended by subsequent Acts, is amended—

Amendment of Act No. 13, 1946.

(a) by omitting from the matter relating to Part VII in section three the figures "37" and by inserting in lieu thereof the figures "38";

Sec. 3. (Division into Parts.)

(b) (i) by omitting from section four the definition of "Main transmission line";

Sec. 4. (Interpretation.)

(ii) by inserting at the end of the same section the following new definition :—

"Transmission line" means any cable or overhead line operating at a voltage in excess of twenty-two thousand five hundred volts which connects or transmits electricity between, or is designed or intended to connect or transmit electricity at a voltage in excess of twenty-two thousand five hundred volts between, two or more power stations, or which is operated for or in connection with the supply of electricity directly or indirectly to the public at a voltage in excess of twenty-two thousand five hundred volts.

*Electricity Development (Amendment).*

5 volts, and all towers, poles and equipment and all step-up and step-down transformers and switchgear necessary to or used for the control and operation of any such cable or overhead line.

(c) by omitting from subparagraph (v) of paragraph Sec. 9.  
(a) of subsection one of section nine the word (Powers of Authority.)  
"main";

10 (d) (i) by omitting from subsection one of section Sec. 21.  
twenty-one the words "has been approved of (Power to prescribe  
by the Authority and is stamped or labelled classes,  
as prescribed" and by inserting in lieu thereof descriptions,  
the following words— or types of  
electrical  
appliances,  
&c., which  
shall not be  
sold unless  
approved  
under the  
regulations  
or in another  
State.)

15 " (a) is approved by the Authority and is stamped or labelled as prescribed; or

(b) is approved by the approving authority in another State and complies with the published specifications prescribed under the regulations for such type, description, or class of wire, cable, appliance, fitting, meter, insulator, apparatus or material";

25 (ii) by omitting from subsection two of the same section the words "has been approved of by the Authority, and is stamped or labelled as prescribed, be guilty of an offence against this Act" and by inserting in lieu thereof the following words—

30 "(a) is approved by the Authority and is stamped or labelled as prescribed; or

(b) is approved by the approving authority in another State and complies with the published specifications prescribed under the regulations for such type, description or class of wire, cable, appliance, fitting, meter, insulator, apparatus or material,

35 be guilty of an offence against this Act";  
(iii)

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*Electricity Development (Amendment).*

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(iii) by inserting next after the same subsection the following new subsection :—

5 (2A) In any proceedings for an offence against this Act a document purporting to be signed by or on behalf of the Authority or the approving authority in another State stating that at a particular time any type, description or class of wire, cable, appliance, fitting, meter, insulator, apparatus or material  
10 was or was not approved by such approving authority and that such approval (if granted) has or has not been withdrawn shall be prima facie evidence of the particulars contained therein.

15 (iv) by inserting at the end of the same section the following new subsection :—

(4) For the purposes of this section, unless the context or subject matter otherwise indicates or requires—

20 “approved” means subject to an approval which has not been withdrawn;

“approving authority in another State” means—

25 in respect of the State of Queensland, The State Electricity Commission of Queensland;

in respect of the State of Victoria, The State Electricity Commission of Victoria;

30 in respect of the State of South Australia, The Electricity Trust of South Australia;

35 in respect of the State of Tasmania, The Hydro-Electric Commission;

in

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*Electricity Development (Amendment).*

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in respect of the State of Western  
Australia, The State Electricity  
Commission of Western Aus-  
tralia.

- 5 (e) (i) by omitting from subsection one of section Sec. 27.  
twenty-seven the word "main"; (Restrictions  
in relation  
to certain  
works.)
- (ii) by omitting from subsection four of the same  
section the following words :—

10 "(d) for the establishment, erection or  
extension of any main transmission  
line within any area by any electricity  
supply authority lawfully supplying  
15 electricity directly to the public in  
any such area where such main  
transmission line is intended to be used  
solely for the purpose of supplying  
electricity in any such area.

20 For the purposes of this paragraph, the  
expression 'area' has the meaning ascribed  
thereto in the Local Government Act, 1919,  
as amended by subsequent Acts, and in-  
cludes the county district of a county council  
25 constituted under that Act, as so amended,  
and a county district of a county council  
constituted pursuant to section twelve of this  
Act and the county district of the Sydney  
County Council and the area or areas for  
the time being supplied by the Electric Light  
and Power Supply Corporation Limited."

30 and by inserting in lieu thereof the following  
words :—

- "(d) for the establishment, erection or  
extension of any transmission line—
- 35 (i) by the Sydney County Council  
within the Sydney County  
District, the Shortland County  
Council

*Electricity Development (Amendment).*

Council within the City of  
Newcastle, the Prospect County  
Council within the City of  
Parramatta, the St. George  
County Council within its area  
and the Mackellar County  
Council within its area;

- (ii) by any electricity supply  
authority which the Minister  
may from time to time specify  
by order published in the  
Gazette.

Any such order may relate to the  
whole or any part of an area.

For the purposes of this paragraph  
the expression 'area' has the meaning  
ascribed thereto in the Local  
Government Act, 1919, as amended  
by subsequent Acts, and includes the  
county district of a county council  
constituted under that Act, as so  
amended, and the county district of a  
county council constituted pursuant to  
section twelve of this Act.”;

- (iii) by omitting from paragraph (a) of subsection  
seven of the same section the word “main”;

- (f) (i) by omitting from paragraph (b) of subsection  
one of section twenty-eight the word “main”  
wherever occurring;

Sec. 28.  
(Certain  
provisions  
not to  
apply.)

- (ii) by omitting subsection two of the same  
section;

- (g) (i) by omitting from section thirty-two the words  
“fifty pounds” and by inserting in lieu thereof  
the words “one hundred pounds”;

Sec. 32.  
(Penalty.)

- (ii) by omitting from the same section the words  
“ten pounds” and by inserting in lieu thereof  
the words “twenty pounds”;

(h)

*Electricity Development (Amendment).*

(h) (i) by inserting at the end of subsection two of section thirty-seven the following new paragraph :— Sec. 37. (Regulations.)

5 (n) the fees to be charged by an electricity supply authority for inspection and testing of a consumer's electrical installation.

10 (ii) (a) by omitting from subsection three of the same section the words "fifty pounds" and by inserting in lieu thereof the words "one hundred pounds";

(b) by omitting from the same subsection the words "ten pounds" and by inserting in lieu thereof the words "twenty pounds";

15 (i) by inserting next after section thirty-seven the following new section :— New sec. 38.

20 38. (1) Any proclamation or notification made, published or given under this Act and any proclamation deemed to have been made or published under this Act, may be rescinded, revoked, amended, varied or cancelled in the like manner as the proclamation or notification being rescinded, revoked, amended, varied or cancelled, was made. Rescission, &c., of proclamations and notifications.

25 (2) The provisions of this section shall not apply to proclamations or notifications made, published or given pursuant to section one, eleven, twelve or 15A of this Act.

30 (2) The approval of the Authority under section twenty-seven of the Electricity Development Act, 1945-1963, shall not be required for the establishment, erection or extension of any transmission line which but for the amendments made by paragraph (e) of subsection one of this section could have been established, erected or extended

pursuant

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*Electricity Development (Amendment).*

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pursuant to paragraph (d) of subsection four of section twenty-seven of the Electricity Development Act, 1945-1957, without the approval of the Authority and—

- 5
- (a) the construction of such transmission line has been substantially commenced before the commencement of this Act; or
  - (b) a binding contract for the construction of such transmission line has been entered into before the commencement of this Act.

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BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, SYDNEY, NEW SOUTH WALES—1963

[8d.]



No. , 1963.

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## A BILL

To make further provision with respect to the control of the establishment, erection or extension of electricity transmission lines, and the regulation of the sale and hiring of electrical apparatus; for these and other purposes to amend the Electricity Development Act, 1945, as amended by subsequent Acts; and for purposes connected therewith.

[MR. HILLS;—21 *February*, 1963.]

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BE

*Electricity Development (Amendment).*

**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 "Electricity Development (Amendment) Act, 1963".

Short title,  
citation  
and com-  
mencement.

(2) The Electricity Development Act, 1945, as amended by subsequent Acts and by this Act, may be cited as the Electricity Development Act, 1945-1963.

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

2. (1) The Electricity Development Act, 1945, as amended by subsequent Acts, is amended—

Amendment  
of Act No.  
13, 1946.

(a) by omitting from the matter relating to Part VII in section three the figures "37" and by inserting in lieu thereof the figures "38";

Sec. 3.  
(Division  
into Parts.)

(b) (i) by omitting from section four the definition of "Main transmission line";

Sec. 4.  
(Interpre-  
tation.)

(ii) by inserting at the end of the same section the following new definition :—

"Transmission line" means any cable or overhead line operating at a voltage in excess of twenty-two thousand five hundred volts which connects or transmits electricity between, or is designed or intended to connect or transmit electricity at a voltage in excess of twenty-two thousand five hundred volts between, two or more power stations, or which is operated for or in connection with the supply of electricity directly or indirectly to the public at a voltage in excess of twenty-two thousand five hundred volts.

*Electricity Development (Amendment).*

- volts, and all towers, poles and  
equipment and all step-up and step-  
down transformers and switchgear  
necessary to or used for the control  
and operation of any such cable or  
overhead line.
- 5
- (c) by omitting from subparagraph (v) of paragraph Sec. 9.  
(a) of subsection one of section nine the word (Powers of  
"main"; Authority.)
- 10 (d) (i) by omitting from subsection one of section Sec. 21.  
twenty-one the words "has been approved of (Power to  
by the Authority and is stamped or labelled prescribe  
as prescribed" and by inserting in lieu thereof classes,  
the following words— descriptions,  
or types of  
electrical  
appliances,  
&c., which  
shall not be  
sold unless  
approved  
under the  
regulations  
or in another  
State.)
- 15 " (a) is approved by the Authority and is  
stamped or labelled as prescribed; or  
(b) is approved by the approving authority  
in another State and complies with  
the published specifications prescribed  
under the regulations for such type,  
description, or class of wire, cable,  
appliance, fitting, meter, insulator,  
apparatus or material";
- 20
- (ii) by omitting from subsection two of the same  
section the words "has been approved of by  
the Authority, and is stamped or labelled as  
prescribed, be guilty of an offence against  
this Act" and by inserting in lieu thereof  
the following words—
- 25
- 30 " (a) is approved by the Authority and is  
stamped or labelled as prescribed; or  
(b) is approved by the approving authority  
in another State and complies with the  
published specifications prescribed  
under the regulations for such type,  
description or class of wire, cable,  
appliance, fitting, meter, insulator,  
apparatus or material,
- 35
- be guilty of an offence against this Act";  
(iii)

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*Electricity Development (Amendment).*

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(iii) by inserting next after the same subsection the following new subsection :—

5 (2A) In any proceedings for an offence against this Act a document purporting to be signed by or on behalf of the Authority or the approving authority in another State stating that at a particular time any type, description or class of wire, cable, appliance, fitting, meter, insulator, apparatus or material was or was not approved by such approving authority and that such approval (if granted) has or has not been withdrawn shall be prima facie evidence of the particulars contained therein.

15 (iv) by inserting at the end of the same section the following new subsection :—

(4) For the purposes of this section, unless the context or subject matter otherwise indicates or requires—

20 “approved” means subject to an approval which has not been withdrawn;

“approving authority in another State” means—

25 in respect of the State of Queensland, The State Electricity Commission of Queensland;

in respect of the State of Victoria, The State Electricity Commission of Victoria;

30 in respect of the State of South Australia, The Electricity Trust of South Australia;

35 in respect of the State of Tasmania, The Hydro-Electric Commission;

in

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*Electricity Development (Amendment).*

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in respect of the State of Western  
Australia, The State Electricity  
Commission of Western Aus-  
tralia.

- 5 (e) (i) by omitting from subsection one of section twenty-seven the word "main"; (ii) by omitting from subsection four of the same section the following words : —
- Sec. 27.  
(Restrictions  
in relation  
to certain  
works.)

10 " (d) for the establishment, erection or  
extension of any main transmission  
line within any area by any electricity  
supply authority lawfully supplying  
15 electricity directly to the public in  
any such area where such main  
transmission line is intended to be used  
solely for the purpose of supplying  
electricity in any such area.

20 For the purposes of this paragraph, the  
expression 'area' has the meaning ascribed  
thereto in the Local Government Act, 1919,  
as amended by subsequent Acts, and in-  
cludes the county district of a county council  
25 constituted under that Act, as so amended,  
and a county district of a county council  
constituted pursuant to section twelve of this  
Act and the county district of the Sydney  
County Council and the area or areas for  
the time being supplied by the Electric Light  
and Power Supply Corporation Limited."

30 and by inserting in lieu thereof the following  
words : —

- " (d) for the establishment, erection or  
extension of any transmission line—  
35 (i) by the Sydney County Council  
within the Sydney County  
District, the Shortland County  
Council

*Electricity Development (Amendment).*

Council within the City of Newcastle, the Prospect County Council within the City of Parramatta, the St. George County Council within its area and the Mackellar County Council within its area;

- (ii) by any electricity supply authority which the Minister may from time to time specify by order published in the Gazette.

Any such order may relate to the whole or any part of an area.

For the purposes of this paragraph the expression 'area' has the meaning ascribed thereto in the Local Government Act, 1919, as amended by subsequent Acts, and includes the county district of a county council constituted under that Act, as so amended, and the county district of a county council constituted pursuant to section twelve of this Act.”;

- (iii) by omitting from paragraph (a) of subsection seven of the same section the word “main”;
  - (f) (i) by omitting from paragraph (b) of subsection one of section twenty-eight the word “main” wherever occurring; Sec. 28. (Certain provisions not to apply.)
  - (ii) by omitting subsection two of the same section;
  - (g) (i) by omitting from section thirty-two the words “fifty pounds” and by inserting in lieu thereof the words “one hundred pounds”; Sec. 32. (Penalty.)
  - (ii) by omitting from the same section the words “ten pounds” and by inserting in lieu thereof the words “twenty pounds”;
- (h)

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*Electricity Development (Amendment).*

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(h) (i) by inserting at the end of subsection two of section thirty-seven the following new paragraph : —

Sec. 37.  
(Regulations.)

5 (n) the fees to be charged by an electricity supply authority for inspection and testing of a consumer's electrical installation.

10 (ii) (a) by omitting from subsection three of the same section the words "fifty pounds" and by inserting in lieu thereof the words "one hundred pounds";

(b) by omitting from the same subsection the words "ten pounds" and by inserting in lieu thereof the words "twenty pounds";

15 (i) by inserting next after section thirty-seven the following new section : —

New sec. 38.

20 38. (1) Any proclamation or notification made, published or given under this Act and any proclamation deemed to have been made or published under this Act, may be rescinded, revoked, amended, varied or cancelled in the like manner as the proclamation or notification being rescinded, revoked, amended, varied or cancelled, was made.

Rescission,  
&c., of  
proclama-  
tions and  
notifica-  
tions.

25 (2) The provisions of this section shall not apply to proclamations or notifications made, published or given pursuant to section one, eleven, twelve or 15A of this Act.

30 (2) The approval of the Authority under section twenty-seven of the Electricity Development Act, 1945-1963, shall not be required for the establishment, erection or extension of any transmission line which but for the amendments made by paragraph (e) of subsection one of this section could have been established, erected or extended

pursuant

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*Electricity Development (Amendment).*

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pursuant to paragraph (d) of subsection four of section twenty-seven of the Electricity Development Act, 1945-1957, without the approval of the Authority and—

- 5 (a) the construction of such transmission line has been substantially commenced before the commencement of this Act; or
- (b) a binding contract for the construction of such transmission line has been entered into before the commencement of this Act.

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BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, SYDNEY, NEW SOUTH WALES—1963

[8d.]



# ELECTRICITY DEVELOPMENT (AMENDMENT) BILL, 1963.

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## EXPLANATORY NOTE

THE objects of this Bill are—

- (a) to enable the Electricity Authority of New South Wales to co-ordinate the construction by electricity supply authorities, other than the Electricity Commission, in rural areas of electricity transmission lines of over 22,500 volts ;
- (b) to provide that a certificate of approval issued by the approving authority in any other State in respect of a prescribed electrical article shall be fully recognised and have effect in this State without need for a further certificate of approval so long as such article complies with the published specification applicable to such article in this State ;
- (c) to enable certificate evidence to be given of approvals of prescribed electrical articles ;
- (d) to increase the general penalty under the Electricity Development Act, 1945, as amended, and the regulations made thereunder, from £50 to £100 and the daily penalty from £10 to £20 ;
- (e) to make provisions incidental and ancillary to the foregoing.

UNITED STATES DEPARTMENT OF AGRICULTURE

WASHINGTON, D. C.

No. , 1964.

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# A BILL

To make provisions whereby the lighting of traffic routes may be extended and improved; to provide for the constitution of the Traffic Route Lighting Subsidy Account; for these and other purposes to amend the Electricity Development Act, 1945-1963, and certain other Acts; and for purposes connected therewith.

[MR. HILLS;—1 April, 1964.]

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**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 "Electricity Development (Amendment) Act, 1964".

Short title  
and citation.

(2)

*Electricity Development (Amendment).*

(2) The Electricity Development Act, 1945, as amended by subsequent Acts and by this Act, may be cited as the Electricity Development Act, 1945-1964.

2. The Electricity Development Act, 1945, as amended by subsequent Acts, is amended— Amendment of Act No. 13, 1946.

(a) by inserting in section three next after the matter relating to Part IV the following new matter : — Sec. 3. (Division into Parts.)

PART IVA.—TRAFFIC ROUTE LIGHTING—SS.  
19A-19E.

10 (b) by inserting next after paragraph (c) of subsection one of section nine the following new para- Sec. 9. (Powers of Authority.)  
graph : —

15 (ci) to promote the installation, extension and improvement of the lighting of public roads and without limiting the generality of the foregoing to exercise the powers and authorities conferred by Part IVA of this Act on the Authority in relation to the  
20 installation, extension and improvement of the lighting of traffic routes;

(c) by inserting next after section nineteen the following new Part : — New Part IVA.

PART IVA.

TRAFFIC ROUTE LIGHTING.

25 19A. In this Part—

Interpre-  
tation.

“Council” means a council of an area under the Local Government Act, 1919, as amended by subsequent Acts.

“Traffic

*Electricity Development (Amendment).*

“Traffic route” means a public road within the meaning of the Local Government Act, 1919, as amended by subsequent Acts,—

- 5 (a) which has been proclaimed or declared as a main or secondary road under the Main Roads Act, 1924, as amended by subsequent Acts; or
- 10 (b) which, if not so proclaimed or declared, the Authority has, by reason of the volume of vehicular or pedestrian traffic carried thereon, determined requires lighting to a standard approved by the
- 15 Authority.

19B. (1) There shall be constituted an account in the Special Deposits Account in the Treasury to be called the “Traffic Route Lighting Subsidy Account” consisting of such moneys as are required to be paid into that Account by this Part of this Act.

Traffic  
Route  
Lighting  
Subsidy  
Account.

(2) The Traffic Route Lighting Subsidy Account shall be used only for the purposes authorised by this Act and the provisions of subsection two of section sixteen and section nineteen of this Act shall apply, mutatis mutandis, to and in respect of that Account.

19C. (1) The Commissioner for Main Roads shall on or before the thirtieth day of June in the year one thousand nine hundred and sixty-four and every year thereafter pay into the Traffic Route Lighting Subsidy Account an amount equal to one-third of one per centum of the moneys received by the

Payments  
to Traffic  
Route  
Lighting  
Subsidy  
Account.

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*Electricity Development (Amendment).*

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5 the Commissioner for Main Roads from the Treasurer pursuant to paragraph (a) of subsection one of section ten and paragraph (a) of subsection one of section twenty of the Main Roads Act, 1924, as amended by subsequent Acts, during the year ended the thirtieth day of June preceding the thirtieth day of June on or before which such payment is to be made.

10 No payment by the Commissioner for Main Roads shall in respect of any one year exceed the sum of seventy-five thousand pounds.

15 (2) The Electricity Commission of New South Wales shall in the year one thousand nine hundred and sixty-four and every year thereafter pay to the Treasurer for credit of the Traffic Route Lighting Subsidy Account an amount equal to the amount required by subsection one of this section to be paid into that Account by the Commissioner for Main Roads in the same year.

20 The amount so to be paid by the Electricity Commission of New South Wales shall be paid in such sum or sums at such time or times and in such manner as the Minister may from time to time by notices to the said Commission require.

25 (3) On or before the thirtieth day of June in the year one thousand nine hundred and sixty-four and every year thereafter the Treasurer shall pay into the Traffic Route Lighting Subsidy Account out of moneys provided by Parliament an amount equal to the amount required by subsection one of this section to be paid into that Account by the Commissioner for Main Roads in the same year.

30 (4) On or before the thirtieth day of June in the year one thousand nine hundred and sixty-four and every year thereafter there shall be paid into the Traffic Route Lighting Subsidy Account from the Local Government Assistance Fund in the  
Special

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*Electricity Development (Amendment).*

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5 Special Deposits Account in the Treasury such amount (being not less than the amount required by subsection one of this section to be paid into the Traffic Route Lighting Subsidy Account by the Commissioner for Main Roads in the same year) as may be determined by the Minister.

10 19D. (1) The Authority may with the approval of the Minister out of the Traffic Route Lighting Subsidy Account grant annual subsidies to councils for the lighting, to a standard approved by the Authority, of traffic routes. Payments of subsidies out of Account.

15 (2) Before granting any subsidy as aforesaid the Authority may require a council to enter into an agreement with the Authority to secure the carrying out of the purposes for which, and the terms and conditions upon and subject to which, such subsidy is granted.

20 19E. (1) Where a subsidy is granted to a council under this Part of this Act for the lighting of traffic routes within its area the electricity supply authority (including an electricity supply authority being a council) for that area shall contribute annually towards the annual charges for such lighting an amount equal to the amount of the subsidy payable annually to the council by the Authority under section 19D of this Act. Contribution towards subsidy by Electricity Supply Authorities.

25 (2) A council may, notwithstanding the provisions of the Local Government Act, 1919, as amended by subsequent Acts, charge the contribution payable by it under subsection one of this section against the Electricity Works Trading Fund established by the council under that Act, as so amended.

(3)

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*Electricity Development (Amendment).*

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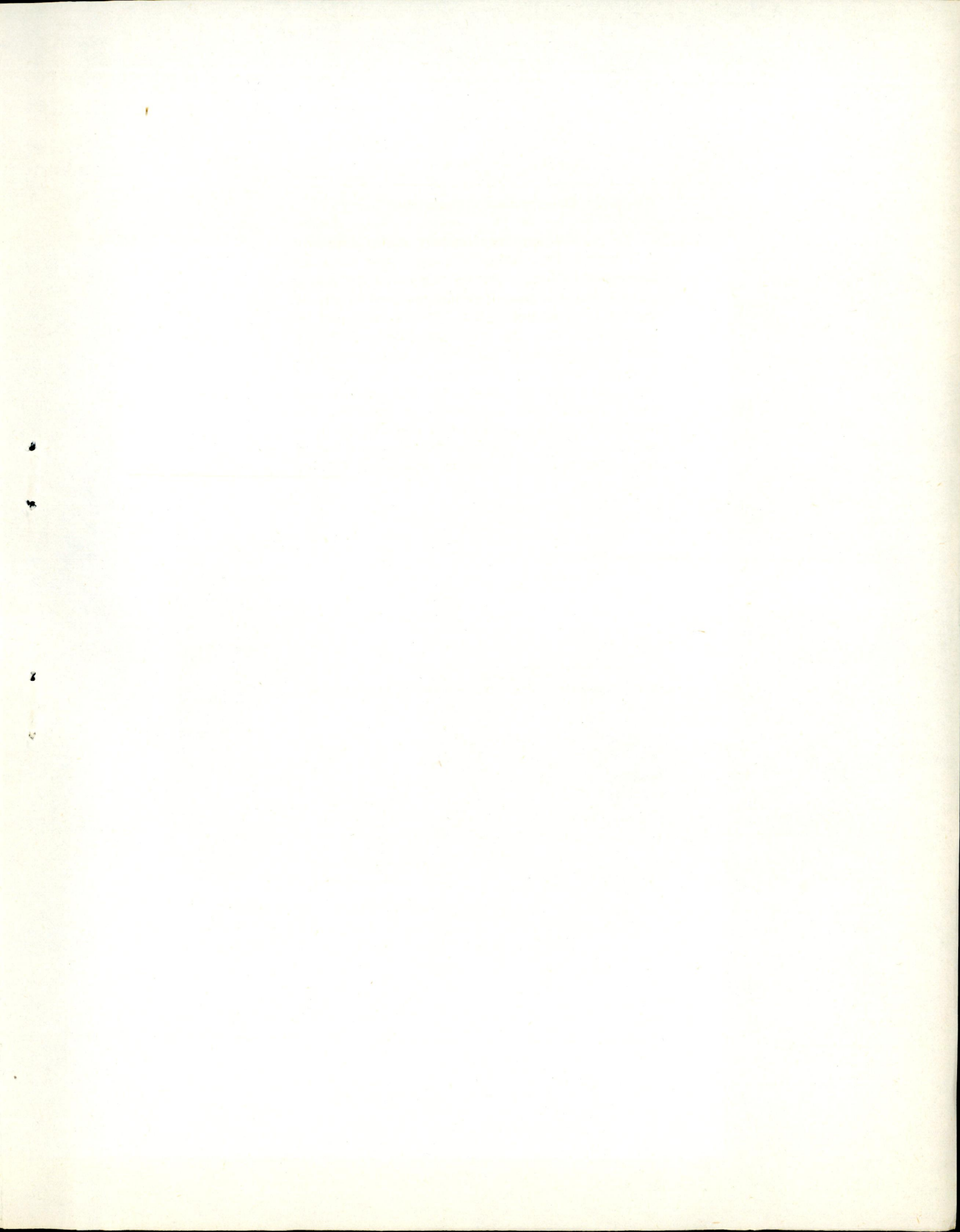
(3) Where the electricity supply authority is a person with whom a council has made an agreement to supply electric current to the public as provided in section four hundred and twenty of the Local Government Act, 1919, as amended by subsequent Acts, the electricity supply authority may, notwithstanding the terms of such agreement, increase charges to consumers for the supply of electricity so that the amount by which such charges are increased shall be sufficient to reimburse the electricity supply authority the contribution it is required to make annually under subsection one of this section towards the annual charges for lighting traffic routes.

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BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, SYDNEY, NEW SOUTH WALES—1964







# New South Wales



ANNO DUODECIMO

# ELIZABETHÆ II REGINÆ

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## Act No. 9, 1963.

An Act to make further provision with respect to the control of the establishment, erection or extension of electricity transmission lines, and the regulation of the sale and hiring of electrical apparatus; for these and other purposes to amend the Electricity Development Act, 1945, as amended by subsequent Acts; and for purposes connected therewith. [Assented to, 29th March, 1963.]

BE

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*Electricity Development (Amendment).*

---

**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:—

Short title,  
citation  
and com-  
mencement.

**1.** (1) This Act may be cited as the "Electricity Development (Amendment) Act, 1963".

(2) The Electricity Development Act, 1945, as amended by subsequent Acts and by this Act, may be cited as the Electricity Development Act, 1945-1963.

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

Amendment  
of Act No.  
13, 1946.

**2.** (1) The Electricity Development Act, 1945, as amended by subsequent Acts, is amended—

Sec. 3.  
(Division  
into Parts.)

(a) by omitting from the matter relating to Part VII in section three the figures "37" and by inserting in lieu thereof the figures "38";

Sec. 4.  
(Interpre-  
tation.)

(b) (i) by omitting from section four the definition of "Main transmission line";

(ii) by inserting at the end of the same section the following new definition:—

"Transmission line" means any cable or overhead line operating at a voltage in excess of twenty-two thousand five hundred volts which connects or transmits electricity between, or is designed or intended to connect or transmit electricity at a voltage in excess of twenty-two thousand five hundred volts between, two or more power stations, or which is operated for or in connection with the supply of electricity directly or indirectly to the public at a voltage in excess of twenty-two thousand five hundred volts,

*Electricity Development (Amendment).*

volts, and all towers, poles and equipment and all step-up and step-down transformers and switchgear necessary to or used for the control and operation of any such cable or overhead line.

- (c) by omitting from subparagraph (v) of paragraph Sec. 9.  
 (a) of subsection one of section nine the word (Powers of Authority.)  
 "main";

- (d) (i) by omitting from subsection one of section Sec. 21.  
 twenty-one the words "has been approved of (Power to  
 by the Authority and is stamped or labelled prescribe  
 as prescribed" and by inserting in lieu thereof classes,  
 the following words— descriptions,  
 or types of  
 electrical  
 appliances,  
 &c., which  
 shall not be  
 sold unless  
 approved  
 under the  
 regulations  
 or in another  
 State.)

- "(a) is approved by the Authority and is stamped or labelled as prescribed; or  
 (b) is approved by the approving authority in another State and complies with the published specifications prescribed under the regulations for such type, description, or class of wire, cable, appliance, fitting, meter, insulator, apparatus or material";

- (ii) by omitting from subsection two of the same section the words "has been approved of by the Authority, and is stamped or labelled as prescribed, be guilty of an offence against this Act" and by inserting in lieu thereof the following words—

- "(a) is approved by the Authority and is stamped or labelled as prescribed; or  
 (b) is approved by the approving authority in another State and complies with the published specifications prescribed under the regulations for such type, description or class of wire, cable, appliance, fitting, meter, insulator, apparatus or material,

be guilty of an offence against this Act";  
 (iii)

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*Electricity Development (Amendment).*

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(iii) by inserting next after the same subsection the following new subsection :—

(2A) In any proceedings for an offence against this Act a document purporting to be signed by or on behalf of the Authority or the approving authority in another State stating that at a particular time any type, description or class of wire, cable, appliance, fitting, meter, insulator, apparatus or material was or was not approved by such approving authority and that such approval (if granted) has or has not been withdrawn shall be prima facie evidence of the particulars contained therein.

(iv) by inserting at the end of the same section the following new subsection :—

(4) For the purposes of this section, unless the context or subject matter otherwise indicates or requires—

“approved” means subject to an approval which has not been withdrawn;

“approving authority in another State” means—

in respect of the State of Queensland, The State Electricity Commission of Queensland;

in respect of the State of Victoria, The State Electricity Commission of Victoria;

in respect of the State of South Australia, The Electricity Trust of South Australia;

in respect of the State of Tasmania, The Hydro-Electric Commission;

in

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*Electricity Development (Amendment).*


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in respect of the State of Western Australia, The State Electricity Commission of Western Australia.

- (e) (i) by omitting from subsection one of section twenty-seven the word "main";
- (ii) by omitting from subsection four of the same section the following words :—

Sec. 27.  
(Restrictions in relation to certain works.)

"(d) for the establishment, erection or extension of any main transmission line within any area by any electricity supply authority lawfully supplying electricity directly to the public in any such area where such main transmission line is intended to be used solely for the purpose of supplying electricity in any such area.

For the purposes of this paragraph, the expression 'area' has the meaning ascribed thereto in the Local Government Act, 1919, as amended by subsequent Acts, and includes the county district of a county council constituted under that Act, as so amended, and a county district of a county council constituted pursuant to section twelve of this Act and the county district of the Sydney County Council and the area or areas for the time being supplied by the Electric Light and Power Supply Corporation Limited."

and by inserting in lieu thereof the following words :—

"(d) for the establishment, erection or extension of any transmission line—

- (i) by the Sydney County Council within the Sydney County District, the Shortland County Council

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*Electricity Development (Amendment).*

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Council within the City of Newcastle, the Prospect County Council within the City of Parramatta, the St. George County Council within its area and the Mackellar County Council within its area;

- (ii) by any electricity supply authority which the Minister may from time to time specify by order published in the Gazette.

Any such order may relate to the whole or any part of an area.

For the purposes of this paragraph the expression 'area' has the meaning ascribed thereto in the Local Government Act, 1919, as amended by subsequent Acts, and includes the county district of a county council constituted under that Act, as so amended, and the county district of a county council constituted pursuant to section twelve of this Act.”;

- (iii) by omitting from paragraph (a) of subsection seven of the same section the word “main”;

Sec. 28.  
(Certain provisions not to apply.)

- (f) (i) by omitting from paragraph (b) of subsection one of section twenty-eight the word “main” wherever occurring;

- (ii) by omitting subsection two of the same section;

Sec. 32.  
(Penalty.)

- (g) (i) by omitting from section thirty-two the words “fifty pounds” and by inserting in lieu thereof the words “one hundred pounds”;

- (ii) by omitting from the same section the words “ten pounds” and by inserting in lieu thereof the words “twenty pounds”;

(h)



*Electricity Development (Amendment).*

(h) (i) by inserting at the end of subsection two of section thirty-seven the following new paragraph :— Sec. 37. (Regulations.)

(n) the fees to be charged by an electricity supply authority for inspection and testing of a consumer's electrical installation.

(ii) (a) by omitting from subsection three of the same section the words "fifty pounds" and by inserting in lieu thereof the words "one hundred pounds";

(b) by omitting from the same subsection the words "ten pounds" and by inserting in lieu thereof the words "twenty pounds";

(i) by inserting next after section thirty-seven the following new section :— New sec. 38.

38. (1) Any proclamation or notification made, published or given under this Act and any proclamation deemed to have been made or published under this Act, may be rescinded, revoked, amended, varied or cancelled in the like manner as the proclamation or notification being rescinded, revoked, amended, varied or cancelled, shall be made. Rescission, &c., of proclamations and notifications.

(2) The provisions of this section shall not apply to proclamations or notifications made, published or given pursuant to section one, eleven, twelve or 15A of this Act.

(2) The approval of the Authority under section twenty-seven of the Electricity Development Act, 1945-1963, shall not be required for the establishment, erection or extension of any transmission line which but for the amendments made by paragraph (e) of subsection one of this section could have been established, erected or extended

pursuant

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*Electricity Development (Amendment).*

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pursuant to paragraph (d) of subsection four of section twenty-seven of the Electricity Development Act, 1945-1957, without the approval of the Authority and—

- (a) the construction of such transmission line has been substantially commenced before the commencement of this Act; or
- (b) a binding contract for the construction of such transmission line has been entered into before the commencement of this Act.

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BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, SYDNEY, NEW SOUTH WALES—1963

*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, 20 March, 1963.*

## New South Wales



ANNO DUODECIMO

ELIZABETHÆ II REGINÆ

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**Act No. 9, 1963.**

An Act to make further provision with respect to the control of the establishment, erection or extension of electricity transmission lines, and the regulation of the sale and hiring of electrical apparatus; for these and other purposes to amend the Electricity Development Act, 1945, as amended by subsequent Acts; and for purposes connected therewith. [Assented to, 29th March, 1963.]

BE

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

HOWARD T. FOWLES,  
*Chairman of Committees of the Legislative Assembly.*

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*Electricity Development (Amendment).*

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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 :—

Short title,  
citation  
and com-  
mencement.

**1.** (1) This Act may be cited as the "Electricity Development (Amendment) Act, 1963".

(2) The Electricity Development Act, 1945, as amended by subsequent Acts and by this Act, may be cited as the Electricity Development Act, 1945-1963.

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

Amendment  
of Act No.  
13, 1946.

Sec. 3.  
(Division  
into Parts.)

Sec. 4.  
(Interpre-  
tation.)

**2.** (1) The Electricity Development Act, 1945, as amended by subsequent Acts, is amended—

(a) by omitting from the matter relating to Part VII in section three the figures "37" and by inserting in lieu thereof the figures "38";

(b) (i) by omitting from section four the definition of "Main transmission line";

(ii) by inserting at the end of the same section the following new definition :—

"Transmission line" means any cable or overhead line operating at a voltage in excess of twenty-two thousand five hundred volts which connects or transmits electricity between, or is designed or intended to connect or transmit electricity at a voltage in excess of twenty-two thousand five hundred volts between, two or more power stations, or which is operated for or in connection with the supply of electricity directly or indirectly to the public at a voltage in excess of twenty-two thousand five hundred volts,

*Electricity Development (Amendment).*

volts, and all towers, poles and equipment and all step-up and step-down transformers and switchgear necessary to or used for the control and operation of any such cable or overhead line.

- (c) by omitting from subparagraph (v) of paragraph Sec. 9.  
 (a) of subsection one of section nine the word (Powers of Authority.)  
 "main";
- (d) (i) by omitting from subsection one of section Sec. 21.  
 twenty-one the words "has been approved of (Power to  
 by the Authority and is stamped or labelled prescribe  
 as prescribed" and by inserting in lieu thereof classes,  
 the following words— descriptions,  
 or types of  
 electrical  
 appliances,  
 &c., which  
 shall not be  
 sold unless  
 approved  
 under the  
 regulations  
 or in another  
 State.)
- "(a) is approved by the Authority and is stamped or labelled as prescribed; or
- (b) is approved by the approving authority in another State and complies with the published specifications prescribed under the regulations for such type, description, or class of wire, cable, appliance, fitting, meter, insulator, apparatus or material";
- (ii) by omitting from subsection two of the same section by the Authority, and is stamped or labelled as prescribed, be guilty of an offence against this Act" and by inserting in lieu thereof the following words—
- "(a) is approved by the Authority and is stamped or labelled as prescribed; or
- (b) is approved by the approving authority in another State and complies with the published specifications prescribed under the regulations for such type, description or class of wire, cable, appliance, fitting, meter, insulator, apparatus or material,
- be guilty of an offence against this Act";
- (iii)

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*Electricity Development (Amendment).*

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- (iii) by inserting next after the same subsection the following new subsection :—

(2A) In any proceedings for an offence against this Act a document purporting to be signed by or on behalf of the Authority or the approving authority in another State stating that at a particular time any type, description or class of wire, cable, appliance, fitting, meter, insulator, apparatus or material was or was not approved by such approving authority and that such approval (if granted) has or has not been withdrawn shall be prima facie evidence of the particulars contained therein.

- (iv) by inserting at the end of the same section the following new subsection :—

(4) For the purposes of this section, unless the context or subject matter otherwise indicates or requires—

“approved” means subject to an approval which has not been withdrawn;

“approving authority in another State” means—

in respect of the State of Queensland, The State Electricity Commission of Queensland;

in respect of the State of Victoria, The State Electricity Commission of Victoria;

in respect of the State of South Australia, The Electricity Trust of South Australia;

in respect of the State of Tasmania, The Hydro-Electric Commission;

in

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*Electricity Development (Amendment).*

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in respect of the State of Western  
Australia, The State Electricity  
Commission of Western Aus-  
tralia.

- (e) (i) by omitting from subsection one of section twenty-seven the word "main";
- (ii) by omitting from subsection four of the same section the following words :—
- Sec. 27.  
(Restrictions in relation to certain works.)

"(d) for the establishment, erection or extension of any main transmission line within any area by any electricity supply authority lawfully supplying electricity directly to the public in any such area where such main transmission line is intended to be used solely for the purpose of supplying electricity in any such area.

For the purposes of this paragraph, the expression 'area' has the meaning ascribed thereto in the Local Government Act, 1919, as amended by subsequent Acts, and includes the county district of a county council constituted under that Act, as so amended, and a county district of a county council constituted pursuant to section twelve of this Act and the county district of the Sydney County Council and the area or areas for the time being supplied by the Electric Light and Power Supply Corporation Limited."

and by inserting in lieu thereof the following words :—

- "(d) for the establishment, erection or extension of any transmission line—
- (i) by the Sydney County Council within the Sydney County District, the Shortland County Council

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*Electricity Development (Amendment).*


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Council within the City of Newcastle, the Prospect County Council within the City of Parramatta, the St. George County Council within its area and the Mackellar County Council within its area;

- (ii) by any electricity supply authority which the Minister may from time to time specify by order published in the Gazette.

Any such order may relate to the whole or any part of an area.

For the purposes of this paragraph the expression 'area' has the meaning ascribed thereto in the Local Government Act, 1919, as amended by subsequent Acts, and includes the county district of a county council constituted under that Act, as so amended, and the county district of a county council constituted pursuant to section twelve of this Act.”;

- (iii) by omitting from paragraph (a) of subsection seven of the same section the word “main”;

Sec. 28.  
(Certain provisions not to apply.)

- (f) (i) by omitting from paragraph (b) of subsection one of section twenty-eight the word “main” wherever occurring;
- (ii) by omitting subsection two of the same section;

Sec. 32.  
(Penalty.)

- (g) (i) by omitting from section thirty-two the words “fifty pounds” and by inserting in lieu thereof the words “one hundred pounds”;
- (ii) by omitting from the same section the words “ten pounds” and by inserting in lieu thereof the words “twenty pounds”;

(h)



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*Electricity Development (Amendment).*

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- (h) (i) by inserting at the end of subsection two of section thirty-seven the following new paragraph :—
- (n) the fees to be charged by an electricity supply authority for inspection and testing of a consumer's electrical installation.
- (ii) (a) by omitting from subsection three of the same section the words "fifty pounds" and by inserting in lieu thereof the words "one hundred pounds";
- (b) by omitting from the same subsection the words "ten pounds" and by inserting in lieu thereof the words "twenty pounds";
- (i) by inserting next after section thirty-seven the following new section :—

38. (1) Any proclamation or notification made, published or given under this Act and any proclamation deemed to have been made or published under this Act, may be rescinded, revoked, amended, varied or cancelled in the like manner as the proclamation or notification being rescinded, revoked, amended, varied or cancelled, was made.

Rescission,  
&c., of  
proclama-  
tions and  
notifica-  
tions.

(2) The provisions of this section shall not apply to proclamations or notifications made, published or given pursuant to section one, eleven, twelve or 15A of this Act.

(2) The approval of the Authority under section twenty-seven of the Electricity Development Act, 1945-1963, shall not be required for the establishment, erection or extension of any transmission line which but for the amendments made by paragraph (e) of subsection one of this section could have been established, erected or extended

pursuant

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*Electricity Development (Amendment).*

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pursuant to paragraph (d) of subsection four of section twenty-seven of the Electricity Development Act, 1945-1957, without the approval of the Authority and—

- (a) the construction of such transmission line has been substantially commenced before the commencement of this Act; or
- (b) a binding contract for the construction of such transmission line has been entered into before the commencement of this Act.

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

K. W. STREET,  
*By Deputation from*  
*His Excellency the Governor.*

*Government House,*  
*Sydney, 29th March, 1963.*