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.

I. P. K. VIDLER, Clerk of the Legislative Assembly.

Legislative Assembly Chamber, Sydney, 22 November, 1967.



New South Wales

ANNO SEXTO DECIMO ELIZABETHÆ II REGINÆ

Act No. , 1967.

An Act to sanction and to provide for the construction of a dam across the Iron Pot Creek about fifteen and a half miles upstream from its junction with Eden Creek and works incidental thereto; to amend the Public Works Act, 1912, as amended by subsequent Acts, in certain respects; and for purposes connected therewith.

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

This Act may be cited as the "Toonumbar Dam Act, Short title.
1967".

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

(b) The said work shall be deemed to be an authorised work within the meaning of the Public Works 5 Act, 1912, as amended by subsequent Acts.

(c) The Water Conservation and Irrigation Commission is empowered to carry out the said work and shall be the Constructing Authority for the same within the meaning of the said Act, as so amended, and shall enter into 10 such contracts and take all such necessary steps for the proper

execution thereof as such Authority may think proper.

(d) The provisions of the Public Works Act, 1912, as amended by subsequent Acts, sections thirty-four. thirty-five, thirty-six and thirty-seven excepted, shall apply to 15 and in respect of the said work.

(2) Without prejudice to the generality of subsection one of this section the provisions of section thirty-eight of the Public Works Act, 1912, as amended by subsequent Acts, shall apply to and in respect of any contracts referred to in 20 paragraph (c) of subsection one of this section.

3. The plan of the said work is the plan marked "Iron Pot The plan. Creek—Proposed Toonumbar Dam", sealed with the Seal of The Water Conservation and Irrigation Commission, and deposited in the head office of the said Commission and 25 catalogued No. 37/403.

4. The cost of carrying out the said work is estimated at Estimated five million three hundred thousand dollars and such cost. estimated cost shall not, under any circumstances, be exceeded by more than ten per centum.

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5. For the purposes of this Act, but not otherwise, the Amend-Public Works Act, 1912, as amended by subsequent Acts, ment of shall be deemed to be amended by inserting at the end of $\frac{1912}{1912}$, subsection two of section one hundred and twenty-six the following provide to

5 following proviso :—

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

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SCHEDULE.

Sec. 2 (1) (a).

- (1) The construction of-
 - (a) an earth and rock-fill dam across the Iron Pot Creek about 15.5 miles upstream from its junction with Eden Creek within portions 2 and 9, parish of Babyil, and portion 19, parish of Toonumbar, all county of Rous, of a height sufficient to store about 9,000 acre-feet of water for irrigation purposes, with necessary spillway and outlet works for regulation of the discharge of water from the storage, together with works incidental thereto;
 - (b) road deviations and roads of access together with structures incidental thereto;
 - (c) works necessary to prevent siltation within the reservoir and for the protection of the foreshores of the storage.

25 (2) The establishment of borrow areas for soil, sand and gravel and quarries for rock and aggregates.

(3) The whole of the works hereinbefore described to be subject to such modifications as may be deemed necessary by the Constructing Authority.

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES-1967

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A BILL

To sanction and to provide for the construction of a dam across the Iron Pot Creek about fifteen and a half miles upstream from its junction with Eden Creek and works incidental thereto; to amend the Public Works Act, 1912, as amended by subsequent Acts, in certain respects; and for purposes connected therewith.

[MR BEALE—7 November, 1967.]

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 5 follows : —

1. This Act may be cited as the "Toonumbar Dam Act, Short title. 1967". 2.

6987 136—

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

(b) The said work shall be deemed to be an authorised work within the meaning of the Public Works5 Act, 1912, as amended by subsequent Acts.

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

(d) The provisions of the Public Works Act, 1912, as amended by subsequent Acts, sections thirty-four. thirty-five, thirty-six and thirty-seven excepted, shall apply to 15 and in respect of the said work.

(2) Without prejudice to the generality of subsection one of this section the provisions of section thirty-eight of the Public Works Act, 1912, as amended by subsequent Acts, shall apply to and in respect of any contracts referred to in 20 paragraph (c) of subsection one of this section.

3. The plan of the said work is the plan marked "Iron Pot The plan. Creek—Proposed Toonumbar Dam", sealed with the Seal of The Water Conservation and Irrigation Commission, and

deposited in the head office of the said Commission and 25 catalogued No. 37/403.

4. The cost of carrying out the said work is estimated at Estimated five million three hundred thousand dollars and such cost. estimated cost shall not, under any circumstances, be exceeded by more than ten per centum.

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5. For the purposes of this Act, but not otherwise, the Amend-Public Works Act, 1912, as amended by subsequent Acts, ment of shall be deemed to be amended by inserting at the end of 1912. subsection two of section one hundred and twenty-six the 5 following proviso :—

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

SCHEDULE.

(1) The construction of—

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(a) an earth and rock-fill dam across the Iron Pot Creek about 15.5 miles upstream from its junction with Eden Creek within portions 2 and 9, parish of Babyil, and portion 19, parish of Toonumbar, all county of Rous, of a height sufficient to store about 9,000 acre-feet of water for irrigation purposes, with necessary spillway and outlet works for regulation of the discharge of water from the storage, together with works incidental thereto;

- (b) road deviations and roads of access together with structures incidental thereto;
- (c) works necessary to prevent siltation within the reservoir and for the protection of the foreshores of the storage.

25 (2) The establishment of borrow areas for soil, sand and gravel and quarries for rock and aggregates.

(3) The whole of the works hereinbefore described to be subject to such modifications as may be deemed necessary by the Constructing Authority.

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES-1967 [5c]

Sec. 2 (1) (a).



TOONUMBAR DAM BILL, 1967

EXPLANATORY NOTE

THE Bill sanctions and provides for the construction of-

- (a) an earth and rock-fill dam across the Iron Pot Creek about 15.5 miles upstream from its junction with Eden Creek of a height sufficient to store about 9,000 acre-feet of water for irrigation purposes;
- (b) necessary spillway and outlet works for regulation of the discharge of water from the storage.

The Bill provides that the work shall be deemed an authorised work within the meaning of the Public Works Act, 1912, as amended by subsequent Acts, and that The Water Conservation and Irrigation Commission shall be the Constructing Authority for the work.

The estimated cost of the work is five million three hundred thousand dollars.

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PROOF

No. , 1967.

A BILL

To sanction and to provide for the construction of a dam across the Iron Pot Creek about fifteen and a half miles upstream from its junction with Eden Creek and works incidental thereto; to amend the Public Works Act, 1912, as amended by subsequent Acts, in certain respects; and for purposes connected therewith.

[MR BEALE—7 November, 1967.]

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 5 follows :--

1. This Act may be cited as the "Toonumbar Dam Act, Short title. 1967". 2.

6987 136-

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

(b) The said work shall be deemed to be an authorised work within the meaning of the Public Works 5 Act, 1912, as amended by subsequent Acts.

(c) The Water Conservation and Irrigation Commission is empowered to carry out the said work and shall be the Constructing Authority for the same within the meaning of the said Act, as so amended, and shall enter into 10 such contracts and take all such necessary steps for the proper execution thereof as such Authority may think proper.

(d) The provisions of the Public Works Act, 1912, as amended by subsequent Acts, sections thirty-four, thirty-five, thirty-six and thirty-seven excepted, shall apply to 15 and in respect of the said work.

(2) Without prejudice to the generality of subsection one of this section the provisions of section thirty-eight of the Public Works Act, 1912, as amended by subsequent Acts, shall apply to and in respect of any contracts referred to in 20 paragraph (c) of subsection one of this section.

3. The plan of the said work is the plan marked "Iron Pot The plan. Creek—Proposed Toonumbar Dam", sealed with the Seal of The Water Conservation and Irrigation Commission, and deposited in the head office of the said Commission and 25 catalogued No. 37/403.

4. The cost of carrying out the said work is estimated at Estimated five million three hundred thousand dollars and such cost. estimated cost shall not, under any circumstances, be exceeded by more than ten per centum.

5. For the purposes of this Act, but not otherwise, the Amend-Public Works Act, 1912, as amended by subsequent Acts, ment of shall be deemed to be amended by inserting at the end of 1912. subsection two of section one hundred and twenty-six the 5 following proviso :----

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

SCHEDULE.

(1) The construction of-

- (a) an earth and rock-fill dam across the Iron Pot Creek about 15.5 miles upstream from its junction with Eden Creek within portions 2 and 9, parish of Babyil, and portion 19, parish of Toonumbar, all county of Rous, of a height sufficient to store about 9,000 acre-feet of water for irrigation purposes, with necessary spillway and outlet works for regulation of the discharge of water from the storage, together with works incidental thereto;
- (b) road deviations and roads of access together with structures incidental thereto;
- (c) works necessary to prevent siltation within the reservoir and for the protection of the foreshores of the storage.

(2) The establishment of borrow areas for soil, sand and gravel 25 and quarries for rock and aggregates.

(3) The whole of the works hereinbefore described to be subject to such modifications as may be deemed necessary by the Constructing Authority.

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES-1967

Sec. 2 (1) (a).



New South Wales



ANNO SEXTO DECIMO ELIZABETHÆ II REGINÆ

Act No. 83, 1967.

An Act to sanction and to provide for the construction of a dam across the Iron Pot Creek about fifteen and a half miles upstream from its junction with Eden Creek and works incidental thereto; to amend the Public Works Act, 1912, as amended by subsequent Acts, in certain respects; and for purposes connected therewith. [Assented to, 14th December, 1967.]

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. This Act may be cited as the "Toonumbar Dam Act, Short title. 1967". 2.

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Work sanctioned.

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

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

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

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

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

The plan.

3. The plan of the said work is the plan marked "Iron Pot Creek—Proposed Toonumbar Dam", sealed with the Seal of The Water Conservation and Irrigation Commission, and deposited in the head office of the said Commission and catalogued No. 37/403.

Estimated cost.

4. The cost of carrying out the said work is estimated at five million three hundred thousand dollars and such estimated cost shall not, under any circumstances, be exceeded by more than ten per centum.

5. For the purposes of this Act, but not otherwise, the Amend-Public Works Act, 1912, as amended by subsequent Acts, ment of Act No. 45 shall be deemed to be amended by inserting at the end of 1912. subsection two of section one hundred and twenty-six the following proviso :---

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

SCHEDULE.

(1) The construction of-

- (a) an earth and rock-fill dam across the Iron Pot Creek about 15.5 miles upstream from its junction with Eden Creek within portions 2 and 9, parish of Babyil, and portion 19, parish of Toonumbar, all county of Rous, of a height sufficient to store about 9,000 acre-feet of water for irrigation purposes, with necessary spillway and outlet works for regulation of the discharge of water from the storage, together with works incidental thereto:
- (b) road deviations and roads of access together with structures incidental thereto:
- (c) works necessary to prevent siltation within the reservoir and for the protection of the foreshores of the storage.

(2) The establishment of borrow areas for soil, sand and gravel and quarries for rock and aggregates.

(3) The whole of the works hereinbefore described to be subject to such modifications as may be deemed necessary by the Constructing Authority.

BY AUTHORITY: V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES-1968

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See Ellis Hellin and Source Sources (Second Source) - Constraint (The Helling Construct) (Second Source) - Sources (Second Source) - Sources (Second Source) - Sources (Second Source) Amthomatic. I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGIS-LATIVE ASSEMBLY of NEW SOUTH WALES.

> I. P. K. VIDLER, Clerk of the Legislative Assembly.

Legislative Assembly Chamber, Sydney, 5 December, 1967.



New South Wales

ANNO SEXTO DECIMO ELIZABETHÆ II REGINÆ

Act No. 83, 1967.

An Act to sanction and to provide for the construction of a dam across the Iron Pot Creek about fifteen and a half miles upstream from its junction with Eden Creek and works incidental thereto; to amend the Public Works Act, 1912, as amended by subsequent Acts, in certain respects; and for purposes connected therewith. [Assented to, 14th December, 1967.]

 \mathbf{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. This Act may be cited as the "Toonumbar Dam Act, Short title. 1967". 2.

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

> G. R. CRAWFORD, Chairman of Committees of the Legislative Assembly.

Work sanctioned.

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

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

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

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

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

The plan.

3. The plan of the said work is the plan marked "Iron Pot Creek—Proposed Toonumbar Dam", sealed with the Seal of The Water Conservation and Irrigation Commission, and deposited in the head office of the said Commission and catalogued No. 37/403.

Estimated cost.

4. The cost of carrying out the said work is estimated at five million three hundred thousand dollars and such estimated cost shall not, under any circumstances, be exceeded by more than ten per centum.

5.

Act No. 83, 1967.

Toonumbar Dam.

5. For the purposes of this Act, but not otherwise, the Amend-Public Works Act, 1912, as amended by subsequent Acts, ment of shall be deemed to be amended by inserting at the end of $_{1912}^{Act No. 45}$ subsection two of section one hundred and twenty-six the following proviso :—

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

SCHEDULE.

(1) The construction of—

- (a) an earth and rock-fill dam across the Iron Pot Creek about 15.5 miles upstream from its junction with Eden Creek within portions 2 and 9, parish of Babyil, and portion 19, parish of Toonumbar, all county of Rous, of a height sufficient to store about 9,000 acre-feet of water for irrigation purposes, with necessary spillway and outlet works for regulation of the discharge of water from the storage, together with works incidental thereto;
- (b) road deviations and roads of access together with structures incidental thereto;
- (c) works necessary to prevent siltation within the reservoir and for the protection of the foreshores of the storage.

(2) The establishment of borrow areas for soil, sand and gravel and quarries for rock and aggregates.

(3) The whole of the works hereinbefore described to be subject to such modifications as may be deemed necessary by the Constructing Authority.

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

A. R. CUTLER, Governor.

Government House,

Sydney, 14th December, 1967.

Sec. 2 (1) (a).

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In the name and on breat of the Melery: Lasser to

MALINO A J.

Germanert House, Swirer, 14th December, 1967.