

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, 7 September, 1972.*

New South Wales



ANNO VICESIMO PRIMO

ELIZABETHÆ II REGINÆ

Act No. , 1972.

An Act relating to the functions and powers of the Snowy Mountains Engineering Corporation within the State of New South Wales; 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. This Act may be cited as the "Snowy Mountains Engineering Corporation (New South Wales) Act, 1972." Short title.

2.

Snowy Mountains Engineering Corporation (New South Wales).

2. In this Act, except in so far as the context or subject matter otherwise indicates or requires— Interpretation.

5 “Commonwealth Act” means the Act of the Parliament of the Commonwealth entitled the Snowy Mountains Engineering Corporation Act 1970, or if that Act is at any time amended, that Act as in force and as amended from time to time;

10 “the Corporation” means the Snowy Mountains Engineering Corporation established under the Commonwealth Act.

15 3. Where an exercise by the Corporation of a function specified in section 17 (1) of the Commonwealth Act is not authorised by that Act by reason of the provisions of section 17 (2) of that Act or by reason of that Act being required to be read and construed so as not to exceed the legislative power of the Parliament of the Commonwealth, the exercise of such of those functions within the State by the corporation as are authorised by this Act is, to the extent that the legislative power of the Parliament of the State permits, Authority of the Corporation to exercise certain functions.
20 authorised by this Act.

4. (1) Subject to this section, the functions of the Corporation within the State authorised by this Act are— Functions and powers of the Corporation.

- 25 (a) the carrying out of investigations, and the furnishing of advice, in relation to water resources;
- (b) the carrying out of investigations, and the furnishing of advice, in relation to—
 - (i) soils or rocks; or
 - (ii) materials used in the construction of engineering works;
- 30 (c) the carrying out of investigations, and the furnishing of advice, in relation to the sites, designs or construction of engineering works;
- (d) the designing of engineering works; and

(e)

Snowy Mountains Engineering Corporation (New South Wales).

5 (e) the supervision of contracts for the construction of engineering works by the furnishing of advice and the doing of any other thing necessary for ensuring the proper performance by the contractors of their obligations under those contracts.

(2) The exercise of any of the functions conferred on the Corporation by this Act shall be subject to the approval of the Minister and to any conditions to which the approval is expressed to be subject.

10 (3) For the purposes of the exercise by it of any functions in pursuance of this Act, the Corporation has the powers conferred on it by the Commonwealth Act as if those powers were conferred on it by this Act.

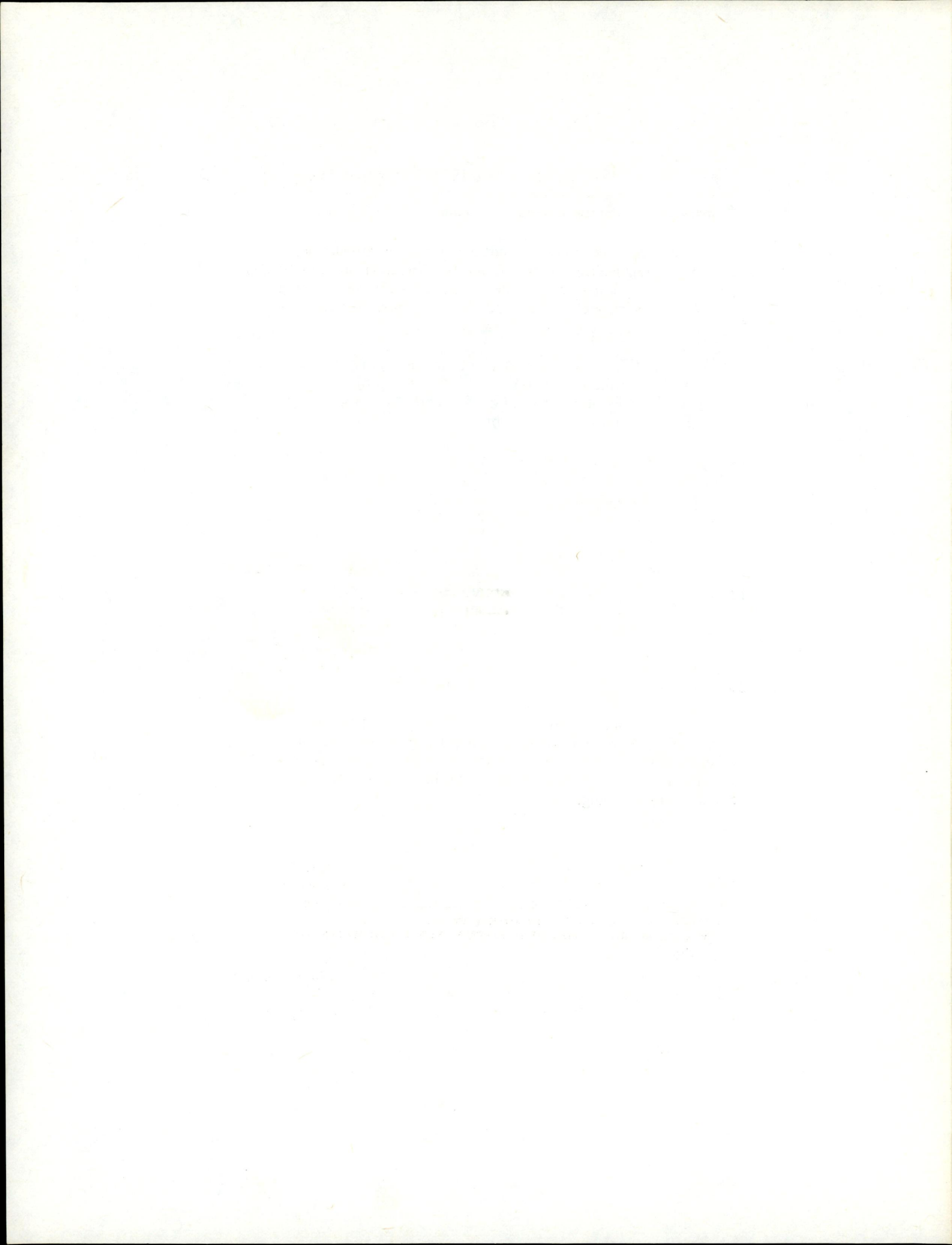
15 5. (1) Any act, matter or thing done or commenced to be done by the Corporation before the commencement of this Act which would, if that act, matter or thing were done or commenced to be done after that commencement, be authorised by this Act, shall be as valid as if that act, matter or thing were done or commenced to be done under the provisions of this Act after that commencement.

25 (2) The provisions of subsection (1) apply to and in respect of any act, matter or thing done or commenced to be done by the Corporation before the commencement of this Act whether or not the Minister may have approved of that act, matter or thing.

BY AUTHORITY

V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1972

[5c]



No. , 1972.

A BILL

Relating to the functions and powers of the Snowy Mountains Engineering Corporation within the State of New South Wales; and for purposes connected therewith.

[MR HUGHES—5 September, 1972.]

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. This Act may be cited as the "Snowy Mountains Short title. Engineering Corporation (New South Wales) Act, 1972."

2.

Snowy Mountains Engineering Corporation (New South Wales).

2. In this Act, except in so far as the context or subject matter otherwise indicates or requires— Interpretation.

5 “Commonwealth Act” means the Act of the Parliament of the Commonwealth entitled the Snowy Mountains Engineering Corporation Act 1970, or if that Act is at any time amended, that Act as in force and as amended from time to time;

10 “the Corporation” means the Snowy Mountains Engineering Corporation established under the Commonwealth Act.

15 3. Where an exercise by the Corporation of a function specified in section 17 (1) of the Commonwealth Act is not authorised by that Act by reason of the provisions of section 17 (2) of that Act or by reason of that Act being required to be read and construed so as not to exceed the legislative power of the Parliament of the Commonwealth, the exercise of such of those functions within the State by the corporation as are authorised by this Act is, to the extent that the legislative power of the Parliament of the State permits, Authority of the Corporation to exercise certain functions.
20 authorised by this Act.

4. (1) Subject to this section, the functions of the Corporation within the State authorised by this Act are— Functions and powers of the Corporation.

- 25 (a) the carrying out of investigations, and the furnishing of advice, in relation to water resources;
- (b) the carrying out of investigations, and the furnishing of advice, in relation to—
- (i) soils or rocks; or
 - (ii) materials used in the construction of engineering works;
- 30 (c) the carrying out of investigations, and the furnishing of advice, in relation to the sites, designs or construction of engineering works;
- (d) the designing of engineering works; and

(e)

Snowy Mountains Engineering Corporation (New South Wales).

5 (e) the supervision of contracts for the construction of engineering works by the furnishing of advice and the doing of any other thing necessary for ensuring the proper performance by the contractors of their obligations under those contracts.

(2) The exercise of any of the functions conferred on the Corporation by this Act shall be subject to the approval of the Minister and to any conditions to which the approval is expressed to be subject.

10 (3) For the purposes of the exercise by it of any functions in pursuance of this Act, the Corporation has the powers conferred on it by the Commonwealth Act as if those powers were conferred on it by this Act.

15 5. (1) Any act, matter or thing done or commenced to be done by the Corporation before the commencement of this Act which would, if that act, matter or thing were done or commenced to be done after that commencement, be authorised by this Act, shall be as valid as if that act, matter or thing were done or commenced to be done under the 20 provisions of this Act after that commencement.

(2) The provisions of subsection (1) apply to and in respect of any act, matter or thing done or commenced to be done by the Corporation before the commencement of this Act whether or not the Minister may have approved of that 25 act, matter or thing.

BY AUTHORITY

V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1972

[5c]

PROOF

**SNOWY MOUNTAINS ENGINEERING CORPORATION
(NEW SOUTH WALES) BILL, 1972**

EXPLANATORY NOTE

THE objects of this Bill are—

- (a) to empower the Snowy Mountains Engineering Corporation established by the Commonwealth under the Snowy Mountains Engineering Corporation Act 1970 (hereinafter referred to as the "Corporation") to exercise certain functions within the State;
- (b) to specify the functions the Corporation may exercise within the State;
- (c) to provide that the exercise of any function within the State is subject to the approval of the Minister and to any conditions to which the approval is expressed to be subject;
- (d) to validate certain acts, matters or things done or commenced by the Corporation before the commencement of the proposed Act;
- (e) to make other provisions of a minor or ancillary nature.

PROOF

No. , 1972.

A BILL

Relating to the functions and powers of the Snowy Mountains Engineering Corporation within the State of New South Wales; and for purposes connected therewith.

[MR HUGHES—5 September, 1972.]

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 :—

5 1. This Act may be cited as the "Snowy Mountains Short title. Engineering Corporation (New South Wales) Act, 1972."

2.

Snowy Mountains Engineering Corporation (New South Wales).

2. In this Act, except in so far as the context or subject matter otherwise indicates or requires— Interpretation.

5 “Commonwealth Act” means the Act of the Parliament of the Commonwealth entitled the Snowy Mountains Engineering Corporation Act 1970, or if that Act is at any time amended, that Act as in force and as amended from time to time;

10 “the Corporation” means the Snowy Mountains Engineering Corporation established under the Commonwealth Act.

15 3. Where an exercise by the Corporation of a function specified in section 17 (1) of the Commonwealth Act is not authorised by that Act by reason of the provisions of section 17 (2) of that Act or by reason of that Act being required to be read and construed so as not to exceed the legislative power of the Parliament of the Commonwealth, the exercise of such of those functions within the State by the corporation as are authorised by this Act is, to the extent that the legislative power of the Parliament of the State permits, Authority of the Corporation to exercise certain functions.
20 authorised by this Act.

4. (1) Subject to this section, the functions of the Corporation within the State authorised by this Act are— Functions and powers of the Corporation.

- (a) the carrying out of investigations, and the furnishing of advice, in relation to water resources;
- 25 (b) the carrying out of investigations, and the furnishing of advice, in relation to—
- (i) soils or rocks; or
 - (ii) materials used in the construction of engineering works;
- 30 (c) the carrying out of investigations, and the furnishing of advice, in relation to the sites, designs or construction of engineering works;
- (d) the designing of engineering works; and

(e)

Snowy Mountains Engineering Corporation (New South Wales).

5 (e) the supervision of contracts for the construction of engineering works by the furnishing of advice and the doing of any other thing necessary for ensuring the proper performance by the contractors of their obligations under those contracts.

(2) The exercise of any of the functions conferred on the Corporation by this Act shall be subject to the approval of the Minister and to any conditions to which the approval is expressed to be subject.

10 (3) For the purposes of the exercise by it of any functions in pursuance of this Act, the Corporation has the powers conferred on it by the Commonwealth Act as if those powers were conferred on it by this Act.

5. (1) Any act, matter or thing done or commenced to
15 be done by the Corporation before the commencement of this Act which would, if that act, matter or thing were done or commenced to be done after that commencement, be authorised by this Act, shall be as valid as if that act, matter or thing were done or commenced to be done under the
20 provisions of this Act after that commencement.

(2) The provisions of subsection (1) apply to and in respect of any act, matter or thing done or commenced to be done by the Corporation before the commencement of this Act whether or not the Minister may have approved of that
25 act, matter or thing.

BY AUTHORITY

V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1972

**SNOWY MOUNTAINS ENGINEERING CORPORATION
(NEW SOUTH WALES) ACT, 1972, No. 50**

Reprinted under the Acts Reprinting Act, 1972

[Reprinted as at 11th October, 1979]

New South Wales



ANNO VICESIMO PRIMO

ELIZABETHÆ II REGINÆ

* * * * *

Act No. 50, 1972 (1).

An Act relating to the functions and powers of the Snowy Mountains Engineering Corporation within the State of New South Wales; 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. This Act may be cited as the “Snowy Mountains Engineer- Short title.
ing Corporation (New South Wales) Act, 1972.”

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(1) Snowy Mountains Engineering Corporation (New South Wales) Act, 1972, No. 50. Assented to, 16th October, 1972.

Snowy Mountains Engineering Corporation (New South Wales).

Interpretation.

2. In this Act, except in so far as the context or subject matter otherwise indicates or requires—

“Commonwealth Act” means the Act of the Parliament of the Commonwealth entitled the Snowy Mountains Engineering Corporation Act 1970, or if that Act is at any time amended, that Act as in force and as amended from time to time;

“the Corporation” means the Snowy Mountains Engineering Corporation established under the Commonwealth Act.

Authority of the Corporation to exercise certain functions.

3. Where an exercise by the Corporation of a function specified in section 17 (1) of the Commonwealth Act is not authorised by that Act by reason of the provisions of section 17 (2) of that Act or by reason of that Act being required to be read and construed so as not to exceed the legislative power of the Parliament of the Commonwealth, the exercise of such of those functions within the State by the corporation as are authorised by this Act is, to the extent that the legislative power of the Parliament of the State permits, authorised by this Act.

Functions and powers of the Corporation.

4. (1) Subject to this section, the functions of the Corporation within the State authorised by this Act are—

- (a) the carrying out of investigations, and the furnishing of advice, in relation to water resources;
- (b) the carrying out of investigations, and the furnishing of advice, in relation to—
 - (i) soils or rocks; or
 - (ii) materials used in the construction of engineering works;
- (c) the carrying out of investigations, and the furnishing of advice, in relation to the sites, designs or construction of engineering works;

Snowy Mountains Engineering Corporation (New South Wales).

- (d) the designing of engineering works; and
- (e) the supervision of contracts for the construction of engineering works by the furnishing of advice and the doing of any other thing necessary for ensuring the proper performance by the contractors of their obligations under those contracts.

(2) The exercise of any of the functions conferred on the Corporation by this Act shall be subject to the approval of the Minister and to any conditions to which the approval is expressed to be subject.

(3) For the purposes of the exercise by it of any functions in pursuance of this Act, the Corporation has the powers conferred on it by the Commonwealth Act as if those powers were conferred on it by this Act.

5. (1) Any act, matter or thing done or commenced to be done by the Corporation before the commencement of this Act which would, if that act, matter or thing were done or commenced to be done after that commencement, be authorised by this Act, shall be as valid as if that act, matter or thing were done or commenced to be done under the provisions of this Act after that commencement. Validation.

(2) The provisions of subsection (1) apply to and in respect of any act, matter or thing done or commenced to be done by the Corporation before the commencement of this Act whether or not the Minister may have approved of that act, matter or thing.

*Snowy Mountains Engineering Corporation (New South Wales).***INDEX.**

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BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES, 1979

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.

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

*Legislative Assembly Chamber,
Sydney, 3 October, 1972.*

New South Wales



ANNO VICESIMO PRIMO

ELIZABETHÆ II REGINÆ

Act No. 50, 1972.

An Act relating to the functions and powers of the Snowy Mountains Engineering Corporation within the State of New South Wales; and for purposes connected therewith. [Assented to, 16th October, 1972.]

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. This Act may be cited as the "Snowy Mountains Short title. Engineering Corporation (New South Wales) Act, 1972."

2.

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

L. A. PUNCH,
Chairman of Committees of the Legislative Assembly.

Snowy Mountains Engineering Corporation (New South Wales).

Interpretation.

2. In this Act, except in so far as the context or subject matter otherwise indicates or requires—

“Commonwealth Act” means the Act of the Parliament of the Commonwealth entitled the Snowy Mountains Engineering Corporation Act 1970, or if that Act is at any time amended, that Act as in force and as amended from time to time;

“the Corporation” means the Snowy Mountains Engineering Corporation established under the Commonwealth Act.

Authority of the Corporation to exercise certain functions.

3. Where an exercise by the Corporation of a function specified in section 17 (1) of the Commonwealth Act is not authorised by that Act by reason of the provisions of section 17 (2) of that Act or by reason of that Act being required to be read and construed so as not to exceed the legislative power of the Parliament of the Commonwealth, the exercise of such of those functions within the State by the corporation as are authorised by this Act is, to the extent that the legislative power of the Parliament of the State permits, authorised by this Act.

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 - (i) soils or rocks; or
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- (c) the carrying out of investigations, and the furnishing of advice, in relation to the sites, designs or construction of engineering works;
- (d) the designing of engineering works; and

(e)

Snowy Mountains Engineering Corporation (New South Wales).

(e) the supervision of contracts for the construction of engineering works by the furnishing of advice and the doing of any other thing necessary for ensuring the proper performance by the contractors of their obligations under those contracts.

(2) The exercise of any of the functions conferred on the Corporation by this Act shall be subject to the approval of the Minister and to any conditions to which the approval is expressed to be subject.

(3) For the purposes of the exercise by it of any functions in pursuance of this Act, the Corporation has the powers conferred on it by the Commonwealth Act as if those powers were conferred on it by this Act.

5. (1) Any act, matter or thing done or commenced to be done by the Corporation before the commencement of this Act which would, if that act, matter or thing were done or commenced to be done after that commencement, be authorised by this Act, shall be as valid as if that act, matter or thing were done or commenced to be done under the provisions of this Act after that commencement. Validation.

(2) The provisions of subsection (1) apply to and in respect of any act, matter or thing done or commenced to be done by the Corporation before the commencement of this Act whether or not the Minister may have approved of that act, matter or thing.

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

A. R. CUTLER,
Governor.

*Government House,
Sydney, 16th October, 1972.*

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