

*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.*

R. E. WARD,  
*Clerk of the Legislative Assembly.*

*Legislative Assembly Chamber,  
Sydney, 26 November, 1974.*

## New South Wales



ANNO VICESIMO TERTIO

**ELIZABETHÆ II REGINÆ**

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**Act No.     , 1974.**

An Act to authorise the execution by or on behalf of the State of New South Wales of an agreement for the variation of a certain agreement between the Commonwealth and the States in relation to housing; and for purposes connected therewith.

BE

*Housing Agreement.*

5 **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 "Housing Agreement Act, 1974". Short title.

2. The execution, by or on behalf of the State of New South Wales, of an agreement substantially in accordance with the form contained in the Schedule is hereby authorised. Execution of certain agreement authorised.

**SCHEDULE**

A SUPPLEMENTAL AGREEMENT made the..... day of..... One thousand nine hundred and seventy-..... between THE COMMONWEALTH OF AUSTRALIA of the first part, THE STATE OF NEW SOUTH WALES of the second part, THE STATE OF VICTORIA of the third part, THE STATE OF QUEENSLAND of the fourth part, THE STATE OF SOUTH AUSTRALIA of the fifth part, THE STATE OF WESTERN AUSTRALIA of the sixth part and THE STATE OF TASMANIA of the seventh part.

20 **WHEREAS—**

- 25 (a) by an agreement between the parties in the form set out in the Schedule to the Housing Agreement Act 1973 made the seventeenth day of October 1973 (in this agreement called "the Principal Agreement") provision was made in relation to housing for the welfare of persons who are in need of governmental assistance if their housing requirements are to be met;
- (b) it has been agreed between the parties that it is desirable that the Principal Agreement be varied in certain respects;
- 30 (c) the Australian Parliament has authorized the execution by and on behalf of the Commonwealth of Australia of this agreement and the provision of financial assistance to the States in accordance with the Principal Agreement as varied by this agreement:

35 **NOW IT IS HEREBY AGREED as follows:**

**PART I—PRELIMINARY**

1. This agreement shall come into force in respect of the Commonwealth and of a State when it has been signed on behalf of the Commonwealth and has been signed on behalf of the State with the authority Commencement of Agreement.



*Housing Agreement.*

authority of the Parliament of the State, or, having been signed on behalf of the State without that authority, is approved by the Parliament of the State.

2. Notwithstanding that in this agreement all the States of New South Wales, Victoria, Queensland, South Australia, Western Australia and Tasmania are named as parties, this agreement shall operate as an agreement between the Commonwealth and the State or States in respect of which it comes into force as fully and effectually as if the State or States in respect of which it comes into force were the only State or States named as parties.

Operation  
in respect  
of States.

3. Words and expressions used in this agreement to which a meaning is attributed in or for the purposes of the Principal Agreement shall, unless the contrary intention appears or the context otherwise requires, have in respect of their use in this agreement the respective meanings so attributed to them.

Interpre-  
tation.

## PART II—AMENDMENT OF PRINCIPAL AGREEMENT

4. Sub-clause (3) of Clause 9 of the Principal Agreement is amended so that it provides as follows:

Allocation  
of  
Assistance.

## “(3) Where—

- (a) a State has in each of the two financial years immediately preceding the first day of July 1973 allocated to its Home Builders' Account from the amount set aside for housing within the meaning of sub-section (2) of section 3 of the States Grants (Housing) Act 1971, in excess of 30 per centum of that amount; or
- (b) special circumstances in relation to a State warrant the allocation to its Home Builders' Account of more than 30 per centum of the total amount of the advances to be made by the Commonwealth to the State under this Agreement in respect of a financial year,
- the State may, if at the request of the State Minister the Minister so approves, allocate as Home Builders' Account advances in respect of a financial year of this Agreement more than 30 per centum of the total amount of the advances under this Agreement in respect of the financial year.”

5. Clause 10 of the Principal Agreement is amended by the addition of the following sub-clause;

Amount of  
Advances.

“(3) At any time during a financial year after further consultation with the State Minister and having regard to the matters mentioned in sub-clause (2) the Minister may determine an additional amount or additional amounts to be advanced to a State in respect of the financial year.”

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*Housing Agreement.*

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6. (1) Sub-clause (1) of Clause 24 of the Principal Agreement is amended by deleting the word "inclusive" and inserting in its place the word "exclusive". Eligibility of Borrowers.

5 (2) This amendment shall be deemed to have come into effect on the first day of November 1974.

7. The Principal Agreement as amended by this agreement is confirmed and shall be known and referred to as "the 1973-1974 Housing Agreement". Confirmation and Name.

IN WITNESS WHEREOF, &c.

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BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1974  
[5c]



*PROOF*

## **HOUSING AGREEMENT BILL, 1974**

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### **EXPLANATORY NOTE**

THE object of this Bill is to authorise the execution of an agreement varying the terms of an agreement, authorised by the Housing Agreement Act, 1973, between the Commonwealth and the State in relation to Commonwealth financial assistance for housing.

The agreement varies the original agreement so as to—

- (a) extend the circumstances in which the amount that may be allocated by the State as Home Builders' Account advances (that is, as loans to terminating building societies and certain other bodies), from the total amount provided by the Commonwealth for welfare housing, will be permitted to exceed 30% in a financial year;
- (b) provide that, in certain circumstances, more than one advance for welfare housing may be made to the State by the Commonwealth in a financial year; and
- (c) provide that, for the purpose of determining the eligibility of prospective borrowers of funds provided from the Home Builders' Account, overtime is not to be taken into account when calculating income.



HOUSING AGREEMENT BILL, 1934

EXPLANATORY NOTE

The Housing Agreement Bill, 1934, is intended to give effect to an agreement made between the Government and the Housing Association in London in 1932, and to provide for the disposal of the property of the Association and the Housing Association in London in 1932.

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**PROOF**

No. , 1974.

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# A BILL

To authorise the execution by or on behalf of the State of New South Wales of an agreement for the variation of a certain agreement between the Commonwealth and the States in relation to housing; and for purposes connected therewith.

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BE



*Housing Agreement.*

**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 "Housing Agreement Act, 1974". Short title.

2. The execution, by or on behalf of the State of New South Wales, of an agreement substantially in accordance with the form contained in the Schedule is hereby authorised. Execution of certain agreement authorised.

SCHEDULE

A SUPPLEMENTAL AGREEMENT made the . . . . . day of . . . . . One thousand nine hundred and seventy- . . . . . between THE COMMONWEALTH OF AUSTRALIA of the first part, THE STATE OF NEW SOUTH WALES of the second part, THE STATE OF VICTORIA of the third part, THE STATE OF QUEENSLAND of the fourth part, THE STATE OF SOUTH AUSTRALIA of the fifth part, THE STATE OF WESTERN AUSTRALIA of the sixth part and THE STATE OF TASMANIA of the seventh part.

WHEREAS—

- (a) by an agreement between the parties in the form set out in the Schedule to the Housing Agreement Act 1973 made the seventeenth day of October 1973 (in this agreement called "the Principal Agreement") provision was made in relation to housing for the welfare of persons who are in need of governmental assistance if their housing requirements are to be met;
- (b) it has been agreed between the parties that it is desirable that the Principal Agreement be varied in certain respects;
- (c) the Australian Parliament has authorized the execution by and on behalf of the Commonwealth of Australia of this agreement and the provision of financial assistance to the States in accordance with the Principal Agreement as varied by this agreement:

NOW IT IS HEREBY AGREED as follows:

PART I—PRELIMINARY

1. This agreement shall come into force in respect of the Commonwealth and of a State when it has been signed on behalf of the Commonwealth and has been signed on behalf of the State with the authority Commence-ment of Agreement.



*Housing Agreement.*

authority of the Parliament of the State, or, having been signed on behalf of the State without that authority, is approved by the Parliament of the State.

2. Notwithstanding that in this agreement all the States of New South Wales, Victoria, Queensland, South Australia, Western Australia and Tasmania are named as parties, this agreement shall operate as an agreement between the Commonwealth and the State or States in respect of which it comes into force as fully and effectually as if the State or States in respect of which it comes into force were the only State or States named as parties.

Operation in respect of States.

3. Words and expressions used in this agreement to which a meaning is attributed in or for the purposes of the Principal Agreement shall, unless the contrary intention appears or the context otherwise requires, have in respect of their use in this agreement the respective meanings so attributed to them.

Interpretation.

PART II—AMENDMENT OF PRINCIPAL AGREEMENT

4. Sub-clause (3) of Clause 9 of the Principal Agreement is amended so that it provides as follows:

Allocation of Assistance.

“(3) Where—

(a) a State has in each of the two financial years immediately preceding the first day of July 1973 allocated to its Home Builders’ Account from the amount set aside for housing within the meaning of sub-section (2) of section 3 of the States Grants (Housing) Act 1971, in excess of 30 per centum of that amount; or

(b) special circumstances in relation to a State warrant the allocation to its Home Builders’ Account of more than 30 per centum of the total amount of the advances to be made by the Commonwealth to the State under this Agreement in respect of a financial year,

the State may, if at the request of the State Minister the Minister so approves, allocate as Home Builders’ Account advances in respect of a financial year of this Agreement more than 30 per centum of the total amount of the advances under this Agreement in respect of the financial year.”

5. Clause 10 of the Principal Agreement is amended by the addition of the following sub-clause;

Amount of Advances.

“(3) At any time during a financial year after further consultation with the State Minister and having regard to the matters mentioned in sub-clause (2) the Minister may determine an additional amount or additional amounts to be advanced to a State in respect of the financial year.”

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*Housing Agreement.*

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6. (1) Sub-clause (1) of Clause 24 of the Principal Agreement is Eligibility amended by deleting the word "inclusive" and inserting in its place of Borrowers. the word "exclusive".

(2) This amendment shall be deemed to have come into effect  
5 on the first day of November 1974.

7. The Principal Agreement as amended by this agreement is Confirmation confirmed and shall be known and referred to as "the 1973-1974 and Name. Housing Agreement".

IN WITNESS WHEREOF, &c.

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BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1974



**New South Wales**



**ANNO VICESIMO TERTIO**

**ELIZABETHÆ II REGINÆ**

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**Act No. 90, 1974.**

An Act to authorise the execution by or on behalf of the State of New South Wales of an agreement for the variation of a certain agreement between the Commonwealth and the States in relation to housing; and for purposes connected therewith. [Assented to, 10th December, 1974.]

**BE**

*Housing Agreement.*

**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.

1. This Act may be cited as the "Housing Agreement Act, 1974".

Execution of certain agreement authorised.

2. The execution, by or on behalf of the State of New South Wales, of an agreement substantially in accordance with the form contained in the Schedule is hereby authorised.

SCHEDULE

A SUPPLEMENTAL AGREEMENT made the..... day of..... One thousand nine hundred and seventy-..... between THE COMMONWEALTH OF AUSTRALIA of the first part, THE STATE OF NEW SOUTH WALES of the second part, THE STATE OF VICTORIA of the third part, THE STATE OF QUEENSLAND of the fourth part, THE STATE OF SOUTH AUSTRALIA of the fifth part, THE STATE OF WESTERN AUSTRALIA of the sixth part and THE STATE OF TASMANIA of the seventh part.

WHEREAS—

- (a) by an agreement between the parties in the form set out in the Schedule to the Housing Agreement Act 1973 made the seventeenth day of October 1973 (in this agreement called "the Principal Agreement") provision was made in relation to housing for the welfare of persons who are in need of governmental assistance if their housing requirements are to be met;
- (b) it has been agreed between the parties that it is desirable that the Principal Agreement be varied in certain respects;
- (c) the Australian Parliament has authorized the execution by and on behalf of the Commonwealth of Australia of this agreement and the provision of financial assistance to the States in accordance with the Principal Agreement as varied by this agreement:

NOW IT IS HEREBY AGREED as follows:

PART I—PRELIMINARY

Commence-ment of Agreement.

1. This agreement shall come into force in respect of the Commonwealth and of a State when it has been signed on behalf of the Commonwealth and has been signed on behalf of the State with the authority



*Housing Agreement.*

authority of the Parliament of the State, or, having been signed on behalf of the State without that authority, is approved by the Parliament of the State.

2. Notwithstanding that in this agreement all the States of New South Wales, Victoria, Queensland, South Australia, Western Australia and Tasmania are named as parties, this agreement shall operate as an agreement between the Commonwealth and the State or States in respect of which it comes into force as fully and effectually as if the State or States in respect of which it comes into force were the only State or States named as parties. **Operation in respect of States.**

3. Words and expressions used in this agreement to which a meaning is attributed in or for the purposes of the Principal Agreement shall, unless the contrary intention appears or the context otherwise requires, have in respect of their use in this agreement the respective meanings so attributed to them. **Interpretation.**

## PART II—AMENDMENT OF PRINCIPAL AGREEMENT

4. Sub-clause (3) of Clause 9 of the Principal Agreement is amended so that it provides as follows: **Allocation of Assistance.**

“(3) Where—

- (a) a State has in each of the two financial years immediately preceding the first day of July 1973 allocated to its Home Builders' Account from the amount set aside for housing within the meaning of sub-section (2) of section 3 of the States Grants (Housing) Act 1971, in excess of 30 per centum of that amount; or
- (b) special circumstances in relation to a State warrant the allocation to its Home Builders' Account of more than 30 per centum of the total amount of the advances to be made by the Commonwealth to the State under this Agreement in respect of a financial year,

the State may, if at the request of the State Minister the Minister so approves, allocate as Home Builders' Account advances in respect of a financial year of this Agreement more than 30 per centum of the total amount of the advances under this Agreement in respect of the financial year.”

5. Clause 10 of the Principal Agreement is amended by the addition of the following sub-clause; **Amount of Advances.**

“(3) At any time during a financial year after further consultation with the State Minister and having regard to the matters mentioned in sub-clause (2) the Minister may determine an additional amount or additional amounts to be advanced to a State in respect of the financial year.”



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*Housing Agreement.*


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Eligibility of Borrowers. 6. (1) Sub-clause (1) of Clause 24 of the Principal Agreement is amended by deleting the word "inclusive" and inserting in its place the word "exclusive".

(2) This amendment shall be deemed to have come into effect on the first day of November 1974.

Confirmation and Name. 7. The Principal Agreement as amended by this agreement is confirmed and shall be known and referred to as "the 1973-1974 Housing Agreement".

IN WITNESS WHEREOF, &c.

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BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1975



*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.*

**R. E. WARD,**  
*Clerk of the Legislative Assembly.*

*Legislative Assembly Chamber,  
Sydney, 27 November, 1974.*

## **New South Wales**



**ANNO VICESIMO TERTIO**

# **ELIZABETHÆ II REGINÆ**

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**Act No. 90, 1974.**

An Act to authorise the execution by or on behalf of the State of New South Wales of an agreement for the variation of a certain agreement between the Commonwealth and the States in relation to housing; and for purposes connected therewith. [Assented to, 10th December, 1974.]

**BE**

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

**J. H. BROWN,**  
*Chairman of Committees of the Legislative Assembly.*



*Housing Agreement.*

**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. 1. This Act may be cited as the "Housing Agreement Act, 1974".

Execution of certain agreement authorised. 2. The execution, by or on behalf of the State of New South Wales, of an agreement substantially in accordance with the form contained in the Schedule is hereby authorised.

**SCHEDULE**

A SUPPLEMENTAL AGREEMENT made the..... day of..... One thousand nine hundred and seventy-..... between THE COMMONWEALTH OF AUSTRALIA of the first part, THE STATE OF NEW SOUTH WALES of the second part, THE STATE OF VICTORIA of the third part, THE STATE OF QUEENSLAND of the fourth part, THE STATE OF SOUTH AUSTRALIA of the fifth part, THE STATE OF WESTERN AUSTRALIA of the sixth part and THE STATE OF TASMANIA of the seventh part.

**WHEREAS—**

- (a) by an agreement between the parties in the form set out in the Schedule to the Housing Agreement Act 1973 made the seventeenth day of October 1973 (in this agreement called "the Principal Agreement") provision was made in relation to housing for the welfare of persons who are in need of governmental assistance if their housing requirements are to be met;
- (b) it has been agreed between the parties that it is desirable that the Principal Agreement be varied in certain respects;
- (c) the Australian Parliament has authorized the execution by and on behalf of the Commonwealth of Australia of this agreement and the provision of financial assistance to the States in accordance with the Principal Agreement as varied by this agreement:

NOW IT IS HEREBY AGREED as follows:

**PART I—PRELIMINARY**

Commencement of Agreement. 1. This agreement shall come into force in respect of the Commonwealth and of a State when it has been signed on behalf of the Commonwealth and has been signed on behalf of the State with the authority



*Housing Agreement.*

authority of the Parliament of the State, or, having been signed on behalf of the State without that authority, is approved by the Parliament of the State.

2. Notwithstanding that in this agreement all the States of New South Wales, Victoria, Queensland, South Australia, Western Australia and Tasmania are named as parties, this agreement shall operate as an agreement between the Commonwealth and the State or States in respect of which it comes into force as fully and effectually as if the State or States in respect of which it comes into force were the only State or States named as parties. **Operation in respect of States.**

3. Words and expressions used in this agreement to which a meaning is attributed in or for the purposes of the Principal Agreement shall, unless the contrary intention appears or the context otherwise requires, have in respect of their use in this agreement the respective meanings so attributed to them. **Interpretation.**

## PART II—AMENDMENT OF PRINCIPAL AGREEMENT

4. Sub-clause (3) of Clause 9 of the Principal Agreement is amended so that it provides as follows: **Allocation of Assistance.**

“(3) Where—

- (a) a State has in each of the two financial years immediately preceding the first day of July 1973 allocated to its Home Builders' Account from the amount set aside for housing within the meaning of sub-section (2) of section 3 of the States Grants (Housing) Act 1971, in excess of 30 per centum of that amount; or
- (b) special circumstances in relation to a State warrant the allocation to its Home Builders' Account of more than 30 per centum of the total amount of the advances to be made by the Commonwealth to the State under this Agreement in respect of a financial year,

the State may, if at the request of the State Minister the Minister so approves, allocate as Home Builders' Account advances in respect of a financial year of this Agreement more than 30 per centum of the total amount of the advances under this Agreement in respect of the financial year.”

5. Clause 10 of the Principal Agreement is amended by the addition of the following sub-clause; **Amount of Advances.**

“(3) At any time during a financial year after further consultation with the State Minister and having regard to the matters mentioned in sub-clause (2) the Minister may determine an additional amount or additional amounts to be advanced to a State in respect of the financial year.”



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*Housing Agreement.*

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Eligibility of Borrowers. 6. (1) Sub-clause (1) of Clause 24 of the Principal Agreement is amended by deleting the word "inclusive" and inserting in its place the word "exclusive".

(2) This amendment shall be deemed to have come into effect on the first day of November 1974.

Confirmation and Name. 7. The Principal Agreement as amended by this agreement is confirmed and shall be known and referred to as "the 1973-1974 Housing Agreement".

IN WITNESS WHEREOF, &C.

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

A. R. CUTLER,  
*Governor.*

*Government House,  
Sydney, 10th December, 1974.*