

PROOF

BUILDERS LICENSING (AMENDMENT) BILL, 1977

EXPLANATORY NOTE

(This Explanatory Note relates to this Bill as introduced into Parliament)

THE objects of this Bill are—

- (a) to require a fund, which shall be known as the “Builders Licensing Board Special Insurance Fund” (hereinafter referred to as the “Special Insurance Fund”) to be created in the books of the Builders Licensing Board (Schedule 1 (1));
 - (b) to provide that the Special Insurance Fund shall consist of a prescribed proportion of fees paid in connection with restricted licences under the Builders Licensing Act, 1971 (Schedule 1 (4));
 - (c) to validate certain acts or omissions done or made in contemplation of the creation of the Special Insurance Fund (clause 4); and
 - (d) to make other provisions of a minor, a consequential or an ancillary nature.
-

INTERNATIONAL AGREEMENT BILL 1907

EXPLANATORY NOTE

(This explanatory Note relates to the Bill as introduced into Parliament.)

The Bill is intended to give effect to the Convention for the Reduction and Simplification of Customs Duties, signed at London on the 14th July 1903, and to the Protocol signed at London on the 22nd July 1903, and to the Convention for the Reduction and Simplification of Customs Duties, signed at London on the 14th July 1903, and to the Protocol signed at London on the 22nd July 1903, and to the Convention for the Reduction and Simplification of Customs Duties, signed at London on the 14th July 1903, and to the Protocol signed at London on the 22nd July 1903.

PROOF

No. , 1977.

A BILL FOR

An Act to amend Part VII of the Builders Licensing Act, 1971, so as to require a further fund to be created in the books of the Builders Licensing Board and to validate certain matters.

[MR MULOCK—31 May, 1977.]

BE

Builders Licensing (Amendment).

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 "Builders Licensing Short title. (Amendment) Act, 1977".
2. The Builders Licensing Act, 1971, is referred to in this Principal Act as the Principal Act.
- 10 3. The Principal Act is amended in the manner set forth Amendment of Act No. 16, 1971. in Schedule 1.
4. Any act, matter or thing done or omitted to be done Validation. on or after 1st March, 1977, but before the commencement of this Act by the Builders Licensing Board, any member 15 thereof or any officer, servant or employee referred to in section 8 of the Principal Act, being an act, matter or thing that—
 - 20 (a) could have been legally done or omitted to be done under the Principal Act if that Act, as amended by this Act, had been in force at the time when the act, matter or thing was done or omitted to be done; but
 - (b) could not otherwise have been legally done or omitted to be done under that Act,
- 25 is hereby validated.

Builders Licensing (Amendment).

SCHEDULE 1.

Sec. 3.

AMENDMENTS TO PART VII OF THE BUILDERS
LICENSING ACT, 1971.

(1) Section 39 (2) (b), (b1)—

5 Omit section 39 (2) (b), insert instead :—

(b) the Builders Licensing Board General Insurance Fund, in this Part referred to as the General Insurance Fund;

10 (b1) the Builders Licensing Board Special Insurance Fund, in this Part referred to as the Special Insurance Fund; and

(2) (a) Section 40 (1) (a)—

After “Act”, insert “other than moneys forming part of the Special Insurance Fund”.

15 (b) Section 40 (1) (c)—

Before “Insurance”, insert “General Insurance Fund, the Special”.

(c) Section 40 (2) (d)—

Before “Insurance”, insert “General”.

20 (3) Section 41—

Before “Insurance Fund” wherever occurring, insert “General”.

SCHEDULE

Builders Licensing (Amendment).

SCHEDULE 1—*continued.*

AMENDMENTS TO PART VII OF THE BUILDERS
LICENSING ACT, 1971—*continued.*

(4) Section 41A—

5 After section 41, insert :—

41A. (1) In subsection (2), “prescribed proportion” means—

Special
Insurance
Fund.

- (a) the proportion prescribed by the regulations for the purposes of that subsection; or
- 10 (b) where no proportion is so prescribed—50%.

(2) The Special Insurance Fund shall consist of the prescribed proportion of all moneys received by the Board as fees for restricted licences or for the renewal or restoration of restricted licences.

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1977

No. , 1977.

A BILL FOR

An Act to amend Part VII of the Builders Licensing Act, 1971, so as to require a further fund to be created in the books of the Builders Licensing Board and to validate certain matters.

[MR MULOCK—31 *May*, 1977.]

BE

Builders Licensing (Amendment).

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 "Builders Licensing Short title. (Amendment) Act, 1977".

2. The Builders Licensing Act, 1971, is referred to in this Principal Act as the Principal Act. Principal Act.

10 3. The Principal Act is amended in the manner set forth Amendment of Act No. 16, 1971. in Schedule 1.

15 4. Any act, matter or thing done or omitted to be done Validation. on or after 1st March, 1977, but before the commencement of this Act by the Builders Licensing Board, any member thereof or any officer, servant or employee referred to in section 8 of the Principal Act, being an act, matter or thing that—

20 (a) could have been legally done or omitted to be done under the Principal Act if that Act, as amended by this Act, had been in force at the time when the act, matter or thing was done or omitted to be done; but

(b) could not otherwise have been legally done or omitted to be done under that Act,

25 is hereby validated.

Builders Licensing (Amendment).

SCHEDULE 1.

Sec. 3.

AMENDMENTS TO PART VII OF THE BUILDERS
LICENSING ACT, 1971.

(1) Section 39 (2) (b), (b1)—

5 Omit section 39 (2) (b), insert instead :—

(b) the Builders Licensing Board General Insurance Fund, in this Part referred to as the General Insurance Fund;

10 (b1) the Builders Licensing Board Special Insurance Fund, in this Part referred to as the Special Insurance Fund; and

(2) (a) Section 40 (1) (a)—

After “Act”, insert “other than moneys forming part of the Special Insurance Fund”.

15 (b) Section 40 (1) (c)—

Before “Insurance”, insert “General Insurance Fund, the Special”.

(c) Section 40 (2) (d)—

Before “Insurance”, insert “General”.

20 (3) Section 41—

Before “Insurance Fund” wherever occurring, insert “General”.

SCHEDULE

Builders Licensing (Amendment).

SCHEDULE 1—*continued.*

AMENDMENTS TO PART VII OF THE BUILDERS
LICENSING ACT, 1971—*continued.*

(4) Section 41A—

5 After section 41, insert :—

41A. (1) In subsection (2), “prescribed propor- **Special
Insurance
Fund.**
tion” means—

- (a) the proportion prescribed by the regulations
for the purposes of that subsection; or
- 10 (b) where no proportion is so prescribed—50% .

(2) The Special Insurance Fund shall consist
of the prescribed proportion of all moneys received
by the Board as fees for restricted licences or for the
renewal or restoration of restricted licences.

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1977

[8c]

SCHEDULE