

**IRRIGATION (REAL PROPERTY COMPUTER REGISTER)
AMENDMENT BILL, 1979**

EXPLANATORY NOTE

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

This Bill is cognate with the Real Property (Computer Register) Amendment Bill, 1979.

The objects of this Bill are to amend section 22A of the Irrigation Act, 1912 ("the Principal Act")—

- (a) to facilitate the keeping in a computer of the whole or any part of the Register maintained under the Real Property Act, 1900 (Clause 3 (c) and (e));
 - (b) to provide that, where an application has been made under the provisions of the Real Property Act, 1900, to bring certain land that has been resumed under the Principal Act by the Water Resources Commission under the provisions of the firstmentioned Act, a proclamation may not be made under the Principal Act withdrawing that land from the Commission, so that any proclamation so made may not have the effect of preventing that land from being brought under those provisions pursuant to that application (Clause 3 (b)); and
 - (c) to make other provisions of a minor or ancillary nature.
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This Bill is cognate with the Real Property (Computer Register) Amendment Bill, 1979.

The objects of this Bill are to amend section 22A of the Irrigation Act, 1912 ("the Principal Act")—

(a) to include the keeping in a computer of the whole or any part of the Register maintained under the Real Property Act, 1900 (Clause 3 (c) and (c));

(b) to provide that, where an application has been made under the provisions of the Real Property Act, 1900, to bring certain land that has been resumed under the Principal Act by the Water Resources Commission under the provisions of the mentioned Act, a proclamation may not be made under the Principal Act withdrawing that land from the Commission so that any proclamation so made may not have the effect of preventing that land from being brought under those provisions pursuant to that application (Clause 4 (b)); and

(c) to make other provisions of a minor or ancillary nature.

IRRIGATION (REAL PROPERTY COMPUTER REGISTER) AMENDMENT BILL, 1979

No. , 1979.

A BILL FOR

An Act to amend section 22A of the Irrigation Act, 1912, so as to facilitate the keeping of the Register maintained under the Real Property Act, 1900, in a computer and to vary certain provisions relating to the withdrawal from the Water Resources Commission of resumed land.

[MR CRABTREE—25 October, 1979.]

Irrigation (Real Property Computer Register) 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 :—

5 1. This Act may be cited as the "Irrigation (Real Property Computer Register) Amendment Act, 1979". Short title.

2. (1) This section and section 1 shall commence on the date of assent to this Act. Commencement.

10 (2) Except as provided in subsection (1), this Act shall commence on the day appointed and notified pursuant to section 2 (2) of the Real Property (Computer Register) Amendment Act, 1979.

3. The Irrigation Act, 1912, is amended—

15 (a) by inserting in section 22A (1) after the matter "1912, and" the words ", subject to subsection (2A),";

(b) by inserting after section 22A (2) the following subsection :—

20 (2A) Where a resumption application relating to land vested in the Commission by a proclamation published under subsection (1) has been lodged under section 31A (2) of the Real Property Act, 1900, with the Registrar-General, a proclamation under subsection (1) published in the Gazette after the commencement of this subsection may not withdraw that land from the Commission.

25 (c) by omitting section 22A (5) (a) and (b) and by inserting instead the following paragraph :—

30 (a) On the application of the Commission, the Registrar-General shall create, for the estate or interest of the Commission in that land or any part thereof, a folio of the Register kept under

Amendment of Act No. 73, 1912.
Sec. 22A. (Power to vest land and works in the Commission and withdrawal from Commission.)

Irrigation (Real Property Computer Register) Amendment.

the Real Property Act, 1900, without causing any examination or report to be made as to the title of that land and without considering that title.

- 5 (d) by omitting from section 22A (5) (c) the words “be surrendered to the Registrar-General” and by inserting instead the words “, if the Registrar-General so requires, be surrendered to him”;
- 10 (e) by omitting section 22A (5) (d) and by inserting instead the following paragraph :—
- 15 (d) On lodgment by the Commission with the Registrar-General of a copy of a proclamation published in the Gazette under subsection (1) that withdraws from the Commission land under the provisions of the Real Property Act, 1900, the Registrar-General shall—
- (i) make, in the Register kept under that Act, such recordings with respect to the withdrawal; and
- 20 (ii) create or cancel such folios of that Register,
- as he considers appropriate.

BY AUTHORITY

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

[8c]

Amendment (Computer Register) (Real Property)

the Real Property Act, 1900, without causing any examination or report to be made as to the title of that land and without considering that title.

(b) by omitting from section 22A (5) (c) the words "surrendered to the Registrar-General" and by inserting instead the words "if the Registrar-General so requires be surrendered to him";

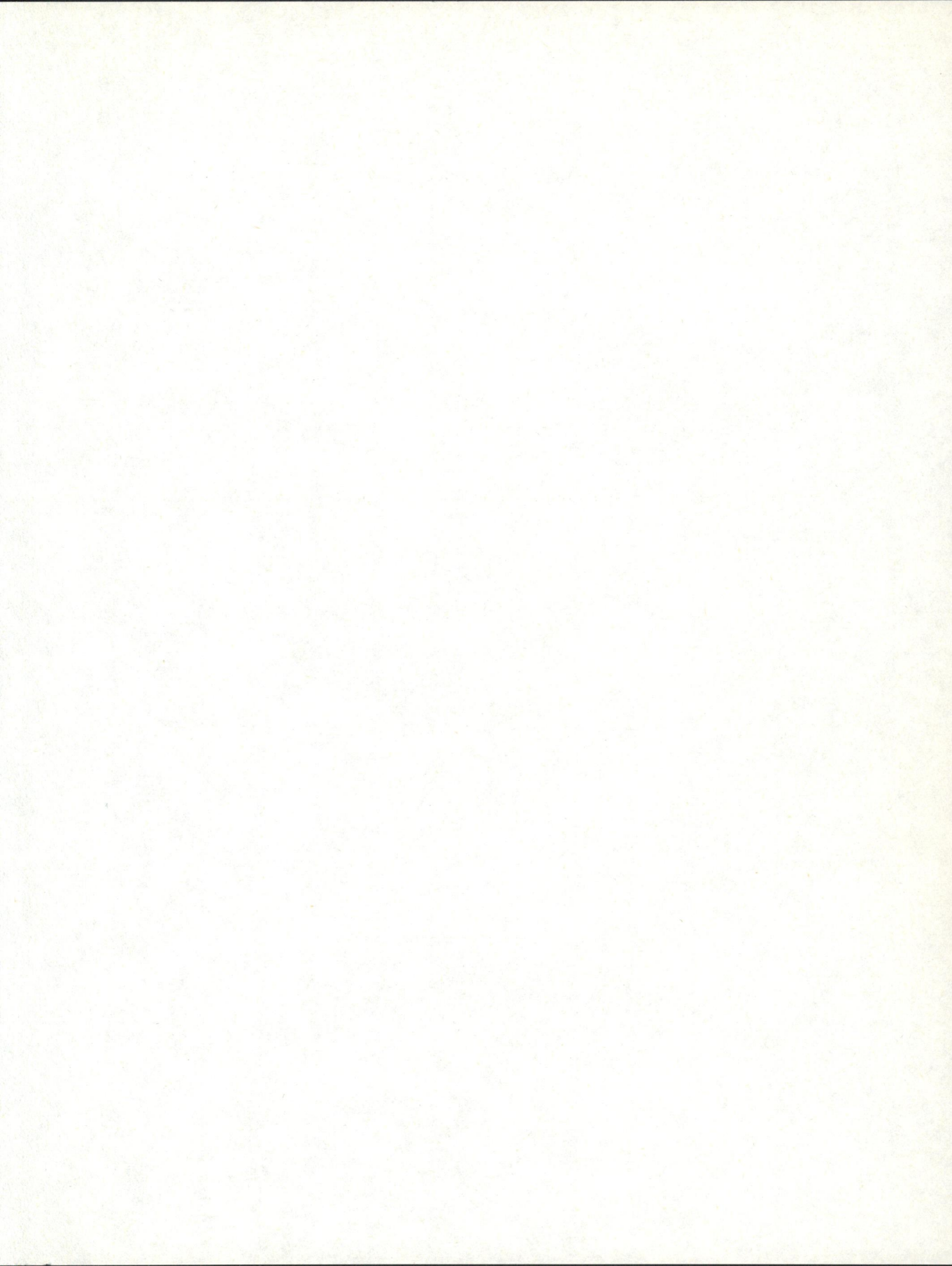
(c) by omitting section 22A (5) (d) and by inserting instead the following paragraph:—

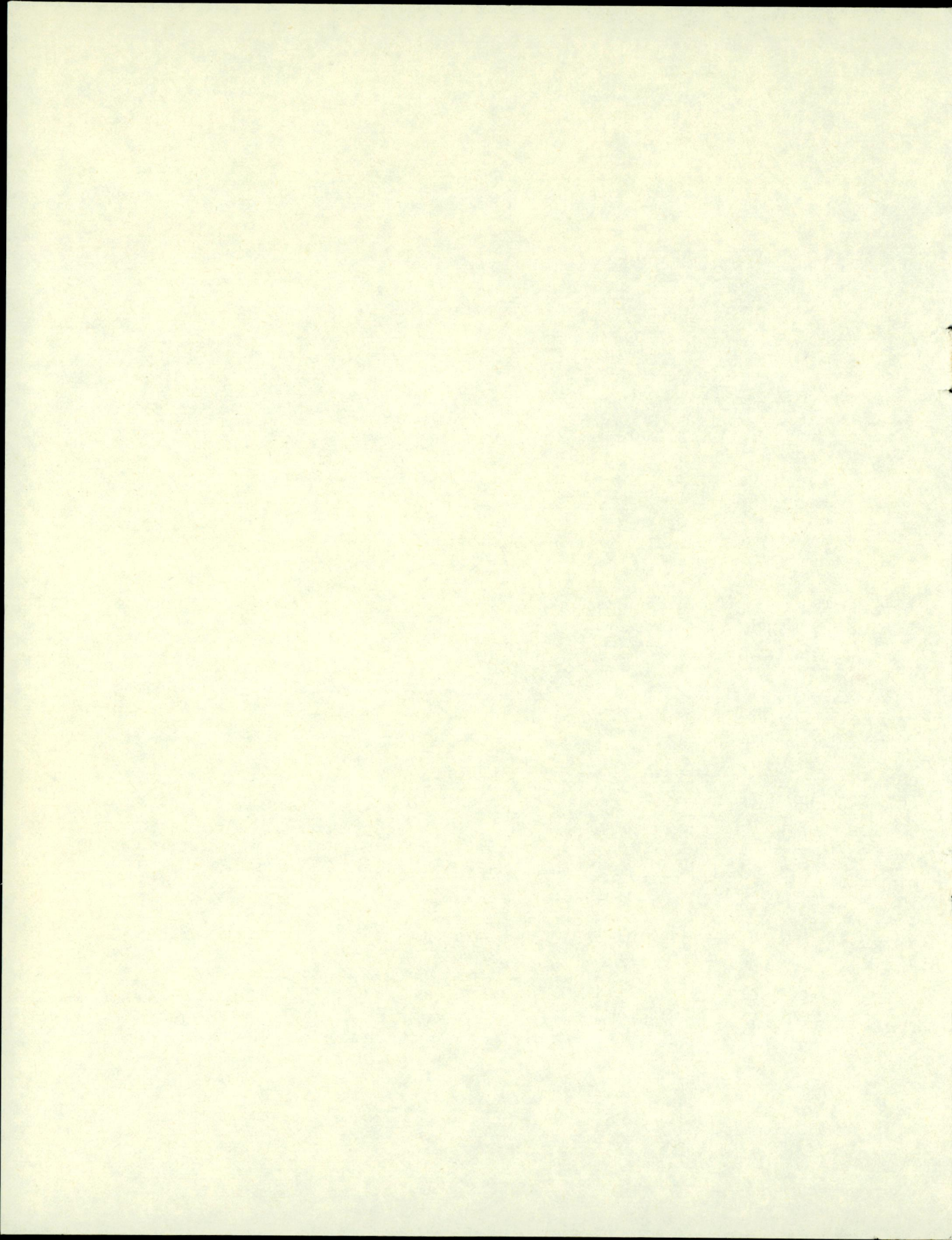
(d) On judgment by the Commission with the Registrar-General of a copy of a proclamation published in the Gazette under subsection (1) that it withdraws from the Commission and under the provisions of the Real Property Act, 1900, the Registrar-General shall—

(i) make, in the Register kept under that Act, such recordings with respect to the withdrawal; and

(ii) create or cancel such folios of that Register,

as he considers appropriate.





IRRIGATION (REAL PROPERTY COMPUTER REGISTER) AMENDMENT ACT, 1979, No. 170

New South Wales



ANNO VICESIMO OCTAVO

ELIZABETHÆ II REGINÆ

Act No. 170, 1979.

An Act to amend section 22A of the Irrigation Act, 1912, so as to facilitate the keeping of the Register maintained under the Real Property Act, 1900, in a computer and to vary certain provisions relating to the withdrawal from the Water Resources Commission of resumed land. [Assented to, 14th December, 1979.]

Irrigation (Real Property Computer Register) 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 :—

Short
title.

1. This Act may be cited as the "Irrigation (Real Property Computer Register) Amendment Act, 1979".

Commence-
ment.

2. (1) This section and section 1 shall commence on the date of assent to this Act.

(2) Except as provided in subsection (1), this Act shall commence on the day appointed and notified pursuant to section 2 (2) of the Real Property (Computer Register) Amendment Act, 1979.

Amend-
ment of
Act No. 73,
1912.
Sec. 22A.
(Power to
vest land
and works
in the
Commission
and with-
drawal from
Commis-
sion.)

3. The Irrigation Act, 1912, is amended—

(a) by inserting in section 22A (1) after the matter "1912, and" the words ", subject to subsection (2A),";

(b) by inserting after section 22A (2) the following subsection :—

(2A) Where a resumption application relating to land vested in the Commission by a proclamation published under subsection (1) has been lodged under section 31A (2) of the Real Property Act, 1900, with the Registrar-General, a proclamation under subsection (1) published in the Gazette after the commencement of this subsection may not withdraw that land from the Commission.

(c) by omitting section 22A (5) (a) and (b) and by inserting instead the following paragraph :—

(a) On the application of the Commission, the Registrar-General shall create, for the estate or interest of the Commission in that land or any part thereof, a folio of the Register kept under

Irrigation (Real Property Computer Register) Amendment.

the Real Property Act, 1900, without causing any examination or report to be made as to the title of that land and without considering that title.

- (d) by omitting from section 22A (5) (c) the words “be surrendered to the Registrar-General” and by inserting instead the words “, if the Registrar-General so requires, be surrendered to him”;
- (e) by omitting section 22A (5) (d) and by inserting instead the following paragraph :—

- (d) On lodgment by the Commission with the Registrar-General of a copy of a proclamation published in the Gazette under subsection (1) that withdraws from the Commission land under the provisions of the Real Property Act, 1900, the Registrar-General shall—

- (i) make, in the Register kept under that Act, such recordings with respect to the withdrawal; and
 - (ii) create or cancel such folios of that Register,

as he considers appropriate.

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

A. R. CUTLER,
Governor.

*Government House,
Sydney, 14th December, 1979.*

