

PUBLIC ROADS (DELEGATIONS) AMENDMENT BILL, 1981

EXPLANATORY NOTE

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

This Bill is cognate with the Crown Lands (Miscellaneous Provisions) Amendment Bill, 1981.

The objects of this Bill are—

- (a) to amend section 6A of the Public Roads Act 1902 so as to remove the requirement to prescribe—
 - (i) the holders of the offices to whom the Minister may delegate his powers, authorities, duties and functions under that Act; and
 - (ii) the powers, authorities, duties and functions of the Minister that may be delegated under that Act(Schedule 1 (2));
 - (b) to alter the short title to that Act (Schedule 1 (1)); and
 - (c) to make other amendments to section 6A of that Act of a minor, consequential or ancillary nature.
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PUBLIC ROADS (DELEGATIONS) AMENDMENT BILL, 1961

EXPLANATORY NOTE

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

The Bill is cognate with the (Public Roads) (Delegations) (Amendment) Bill, 1961.

The object of this Bill is—

(a) to amend section 44 of the Public Roads Act, 1949, so as to reserve the functions of the Minister—

- (i) the holder of the office to whom the Minister may delegate his powers, authorities, duties and functions under that Act; and
- (ii) the powers, authorities, duties and functions of the Minister and any person designated under that Act.

(Schedule 1 (2)).

(b) to alter the short title of that Act (Schedule 1 (1)); and

(c) to make other amendments to section 44 of that Act of a minor consequential or ancillary nature.

**PUBLIC ROADS (DELEGATIONS) AMENDMENT
BILL, 1981**

No. , 1981.

A BILL FOR

An Act to amend the Public Roads Act 1902 in relation to the
Minister's powers of delegation and by way of statute law
revision.

[MR GORDON—26 August, 1981.]

Public Roads (Delegations) 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 Short title.

1. This Act may be cited as the "Public Roads (Delegations) Amendment Act, 1981".

Principal Act.

2. The Public Roads Act 1902 is referred to in this Act as
10 the Principal Act.

Amendment of Act No. 95, 1902.

3. The Principal Act is amended in the manner set forth in Schedule 1.

Savings.

15 4. (1) A reference in any other Act, or in any regulation, by-law or other statutory instrument or in any other document whether of the same or of a different kind, to the "Public Roads Act 1902" shall be read and construed as a reference to the "Public Roads Act, 1902," or, if that reference is not appropriate, to the
20 "Public Roads Act, 1902".

(2) A delegation—

(a) made under section 6A of the Principal Act; and

(b) in force immediately before the date of assent to this Act,

shall be deemed to be a delegation made under section 6A of the
25 Principal Act as in force after the date of assent to this Act.

Public Roads (Delegations) Amendment.

SCHEDULE 1.

(Sec. 3.)

AMENDMENTS TO THE PRINCIPAL ACT.

(1) Section 1—

5 Omit the section, insert instead :—

Short title.

1. This Act may be cited as the “Public Roads Act, 1902”.

(2) (a) Section 6A (1)—

10 Omit “prescribed office the exercise or performance of such”, insert instead “office under the Minister’s administration the exercise or performance”.

(b) Section 6A (1)—

15 Omit “as may be prescribed in relation to the holder of that office”.

(c) Section 6A (2)—

Omit “a prescribed”, insert instead “an”.

(d) Section 6A (3)—

Omit “prescribed”.

20 (e) Section 6A (4), (5)—

Omit the subsections.

(f) Section 6A (7)—

Omit the subsection.

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1981

Public Roads (Delegations) Amendment.

SCHEDULE 1.

(Sec. 1.)

AMENDMENTS TO THE PRINCIPAL ACT.

(1) Section 1—

Omit the section, insert instead:—

Short title.

1. This Act may be cited as the "Public Roads Act, 1902."

(2) (a) Section 6A (1)—

Omit "prescribed office the exercise or performance of such," insert instead "office under the Minister's administration the exercise or performance."

(b) Section 6A (1)—

Omit "as may be prescribed in relation to the holder of that office."

(c) Section 6A (2)—

Omit "a prescribed," insert instead "an."

(d) Section 6A (3)—

Omit "prescribed."

(e) Section 6A (4), (5)—

Omit the subsections.

(f) Section 6A (7)—

Omit the subsection.

