

CONCURRENCE COPY

FISH RIVER WATER SUPPLY ADMINISTRATION (AMENDMENT) BILL, 1982

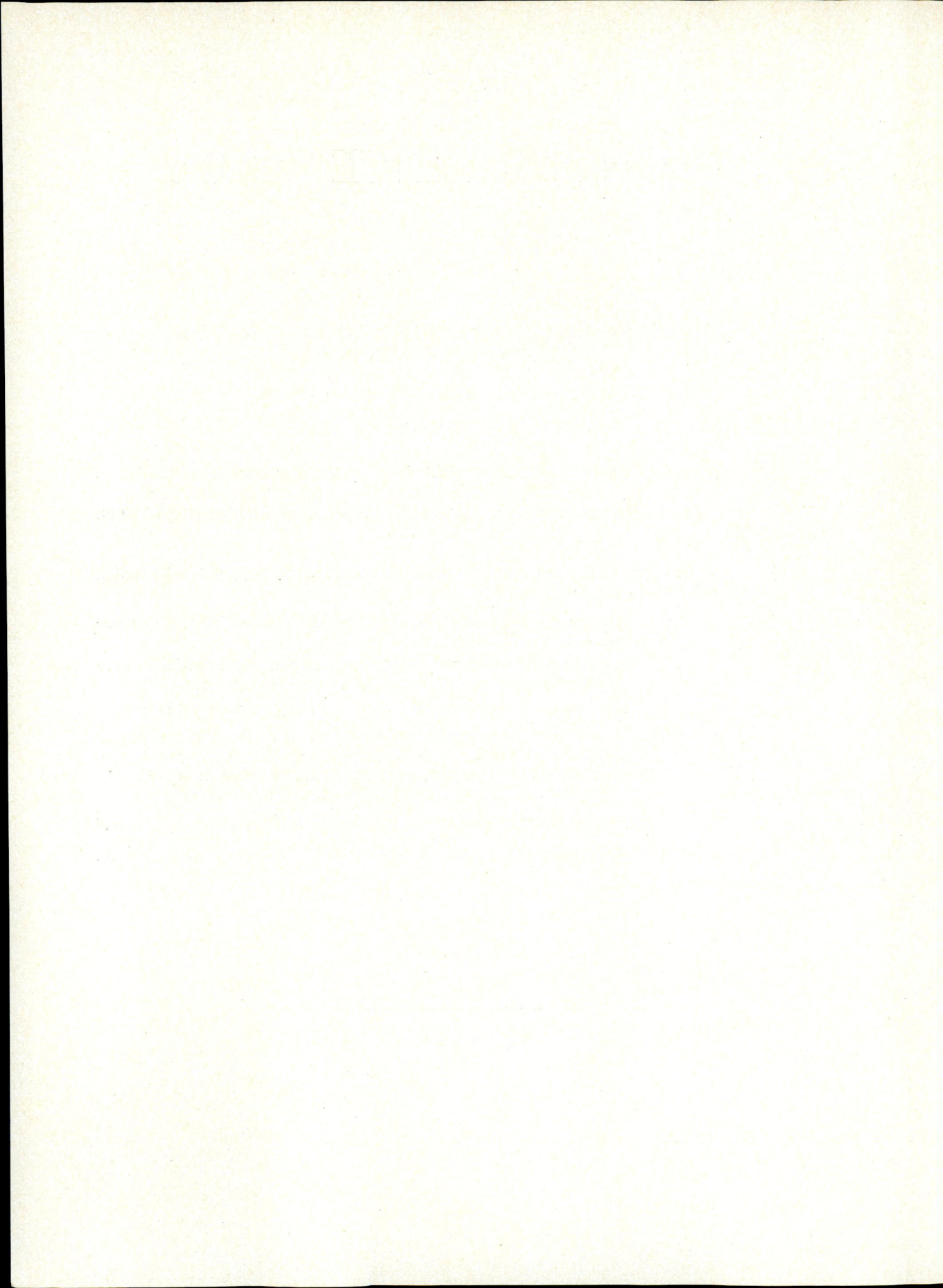
EXPLANATORY NOTE

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

This Bill is cognate with the Junee Water Supply Administration (Repeal) Bill, 1982.

The object of this Bill is to amend the Fish River Water Supply Administration Act, 1945 ("the Act"), so as—

- (a) to remove the limit of 4 per cent on the rate of interest that the Treasurer may approve in relation to—
 - (i) expenditure from the Fish River Water Supply Renewal Reserve Account kept under the Act (Schedule 1 (1) (b)); and
 - (ii) borrowings under section 14 of the Act (Schedule 1 (2));
 - (b) to provide for the payment of interest, at such rate as the Treasurer may approve, in relation to contributions to the Fish River Water Supply Renewal Reserve Account that have been deferred pursuant to section 13 (6) of the Act (Schedule 1 (1) (d)—proposed section 13 (7));
 - (c) to make amendments by way of statute law revision (Schedule 2); and
 - (d) to make other provisions of a minor, consequential or ancillary nature.
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**FISH RIVER WATER SUPPLY ADMINISTRATION
(AMENDMENT) BILL, 1982**

No. , 1982.

A BILL FOR

An Act to amend the Fish River Water Supply Administration Act, 1945, in respect of the payment of interest, and in other respects.

[MR WALKER *on behalf of* MR FERGUSON—9 November, 1982.]

Fish River Water Supply Administration (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 "Fish River Water Supply Administration (Amendment) Act, 1982".

Principal Act.

2. The Fish River Water Supply Administration Act, 1945, is referred to in this Act as the Principal Act.

Schedules.

3. This Act contains the following Schedules:—

SCHEDULE 1.—AMENDMENTS TO THE PRINCIPAL ACT.

15 SCHEDULE 2.—AMENDMENTS TO THE PRINCIPAL ACT BY WAY OF
STATUTE LAW REVISION.

Amendment of Act No. 16, 1945.

4. The Principal Act is amended in the manner set forth in Schedules 1 and 2.

Transitional provision.

20 5. The sum required, pursuant to section 13 (2) of the Principal Act (as in force immediately before the commencement of this Act), to be credited as soon as practicable after 31st December, 1981, to the Fish River Water Supply Renewal Reserve Account kept under that Act shall be the sum required, pursuant to section 13 (2) of the Principal Act (as amended by 25 this Act), to be credited to that account not later than 31st December, 1982.

Fish River Water Supply Administration (Amendment).

SCHEDULE 1.

(Sec. 4.)

AMENDMENTS TO THE PRINCIPAL ACT.

(1) (a) Section 13 (2)—

5 Omit the subsection, insert instead:—

(2) There shall be credited to the **Renewal Reserve Account** not later than 31st December in each year such sum as the Treasurer may approve.

(b) Section 13 (5)—

10 Omit “but not exceeding four per centum per annum”.

(c) Section 13 (6)—

15 Omit “such contribution or portion thereof may be allowed to remain a charge on the Working Account”, insert instead “payment of those contributions, or any part thereof, may be deferred for such period as the Minister may determine”.

(d) Section 13 (7)—

After section 13 (6), insert:—

20 (7) Where, pursuant to subsection (6), payment of contributions, or part thereof, is deferred, interest on the amount so deferred, at such rate as the Treasurer may approve, shall be credited to the **Renewal Reserve Account** and debited to the Working Account.

(2) Section 14—

Omit “(but not exceeding four per centum per annum)”.

Fish River Water Supply Administration (Amendment).

SCHEDULE 2.

(Sec. 4.)

AMENDMENTS TO THE PRINCIPAL ACT BY WAY OF STATUTE LAW REVISION.

(1) (a) Section 2, definition of "Council"—

5 After "Local Government Act", insert ", 1919,".

(b) Section 2, definitions of "Local Government Act", "Prescribed"—
Omit the definitions.

(2) Section 3 (1), (2)—

10 Omit "permanent head of the Department" wherever occurring,
insert instead "Director".

(3) (a) Section 5 (2), (3)—

 After "Local Government Act" wherever occurring, insert
 ", 1919".

(b) Section 5 (2)—

15 Omit "of that Act".

(c) Section 5 (4)—

 Omit the subsection.

(4) Section 7—

20 Omit "the Commissioner for Railways or any other", insert instead
 "any".

(5) Section 12 (2) (b)—

 Omit "Colonial" wherever occurring.

Fish River Water Supply Administration (Amendment).

SCHEDULE 2—*continued.*AMENDMENTS TO THE PRINCIPAL ACT BY WAY OF STATUTE LAW
REVISION—*continued.*

- (6) (a) Section 13 (3), (4), (5)—
5 Omit “Colonial” wherever occurring.
- (b) Section 13 (6)—
Omit “subsection two of section twelve of this Act”, insert
instead “section 12 (2)”.
- (7) (a) Section 14—
10 Omit “subsection two of section twelve of this Act” wherever
occurring, insert instead “section 12 (2)”.
- (b) Section 14—
Omit “Colonial” wherever occurring.
- (8) (a) Section 16 (1), (2), (4)—
15 After “Local Government Act” wherever occurring, insert
“, 1919,”.
- (b) Section 16 (3)—
After “Local Government Act” where firstly occurring, insert
“, 1919”.
- 20 (c) Section 16 (3)—
After “Local Government Act” where secondly occurring, insert
“, 1919,”.
- (d) Section 16 (4) (b) (i)—
25 Omit “paragraph (a) of subsection two of this section”, insert
instead “subsection (2) (a)”.

Fish River Water Supply Administration (Amendment).

SCHEDULE 2—*continued.*

AMENDMENTS TO THE PRINCIPAL ACT BY WAY OF STATUTE LAW
REVISION—*continued.*

(9) Section 17 (2)—

5 After "Local Government Act" insert ", 1919".

(10) (a) Section 18 (2)—

After "Local Government Act", insert ", 1919".

(b) Section 18 (3)—

Omit the subsection.

10 (11) Section 19 (2), (3)—

Omit the subsections, insert instead:—

(2) Section 41 of the Interpretation Act, 1897, applies in respect of a regulation as if this Act had been passed after the commencement of the Interpretation (Amendment) Act, 1969.

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1982

**FISH RIVER WATER SUPPLY ADMINISTRATION
(AMENDMENT) ACT, 1982, No. 141**

New South Wales



ANNO TRICESIMO PRIMO

ELIZABETHÆ II REGINÆ

Act No. 141, 1982.

An Act to amend the Fish River Water Supply Administration Act, 1945, in respect of the payment of interest, and in other respects. [Assented to, 16th December, 1982.]

Fish River Water Supply Administration (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 "Fish River Water Supply Administration (Amendment) Act, 1982".

Principal Act.

2. The Fish River Water Supply Administration Act, 1945, is referred to in this Act as the Principal Act.

Schedules.

3. This Act contains the following Schedules:—

SCHEDULE 1.—AMENDMENTS TO THE PRINCIPAL ACT.

SCHEDULE 2.—AMENDMENTS TO THE PRINCIPAL ACT BY WAY OF STATUTE LAW REVISION.

Amendment of Act No. 16, 1945.

4. The Principal Act is amended in the manner set forth in Schedules 1 and 2.

Transitional provision.

5. The sum required, pursuant to section 13 (2) of the Principal Act (as in force immediately before the commencement of this Act), to be credited as soon as practicable after 31st December, 1981, to the Fish River Water Supply Renewal Reserve Account kept under that Act shall be the sum required, pursuant to section 13 (2) of the Principal Act (as amended by this Act), to be credited to that account not later than 31st December, 1982.

Fish River Water Supply Administration (Amendment).

SCHEDULE 1.

(Sec. 4.)

AMENDMENTS TO THE PRINCIPAL ACT.

(1) (a) Section 13 (2)—

Omit the subsection, insert instead:—

(2) There shall be credited to the Renewal Reserve Account not later than 31st December in each year such sum as the Treasurer may approve.

(b) Section 13 (5)—

Omit “but not exceeding four per centum per annum”.

(c) Section 13 (6)—

Omit “such contribution or portion thereof may be allowed to remain a charge on the Working Account”, insert instead “payment of those contributions, or any part thereof, may be deferred for such period as the Minister may determine”.

(d) Section 13 (7)—

After section 13 (6), insert:—

(7) Where, pursuant to subsection (6), payment of contributions, or part thereof, is deferred, interest on the amount so deferred, at such rate as the Treasurer may approve, shall be credited to the Renewal Reserve Account and debited to the Working Account.

(2) Section 14—

Omit “(but not exceeding four per centum per annum)”.

Fish River Water Supply Administration (Amendment).

SCHEDULE 2.

(Sec. 4.)

AMENDMENTS TO THE PRINCIPAL ACT BY WAY OF STATUTE LAW REVISION.

- (1) (a) Section 2, definition of "Council"—

After "Local Government Act", insert ", 1919".

- (b) Section 2, definitions of "Local Government Act", "Prescribed"—

Omit the definitions.

- (2) Section 3 (1), (2)—

Omit "permanent head of the Department" wherever occurring, insert instead "Director".

- (3) (a) Section 5 (2), (3)—

After "Local Government Act" wherever occurring, insert ", 1919".

- (b) Section 5 (2)—

Omit "of that Act".

- (c) Section 5 (4)—

Omit the subsection.

- (4) Section 7—

Omit "the Commissioner for Railways or any other", insert instead "any".

- (5) Section 12 (2) (b)—

Omit "Colonial" wherever occurring.

Fish River Water Supply Administration (Amendment).

SCHEDULE 2—*continued.*

AMENDMENTS TO THE PRINCIPAL ACT BY WAY OF STATUTE LAW
REVISION—*continued.*

- (6) (a) Section 13 (3), (4), (5)—
Omit “Colonial” wherever occurring.
- (b) Section 13 (6)—
Omit “subsection two of section twelve of this Act”, insert
instead “section 12 (2)”.
- (7) (a) Section 14—
Omit “subsection two of section twelve of this Act” wherever
occurring, insert instead “section 12 (2)”.
- (b) Section 14—
Omit “Colonial” wherever occurring.
- (8) (a) Section 16 (1), (2), (4)—
After “Local Government Act” wherever occurring, insert
“, 1919,”.
- (b) Section 16 (3)—
After “Local Government Act” where firstly occurring, insert
“, 1919”.
- (c) Section 16 (3)—
After “Local Government Act” where secondly occurring, insert
“, 1919,”.
- (d) Section 16 (4) (b) (i)—
Omit “paragraph (a) of subsection two of this section”, insert
instead “subsection (2) (a)”.

Fish River Water Supply Administration (Amendment).

SCHEDULE 2—*continued.*AMENDMENTS TO THE PRINCIPAL ACT BY WAY OF STATUTE LAW
REVISION—*continued.*

(9) Section 17 (2)—

After "Local Government Act", insert ", 1919".

(10) (a) Section 18 (2)—

After "Local Government Act", insert ", 1919".

(b) Section 18 (3)—

Omit the subsection.

(11) Section 19 (2), (3)—

Omit the subsections, insert instead:—

(2) Section 41 of the Interpretation Act, 1897, applies in respect of a regulation as if this Act had been passed after the commencement of the Interpretation (Amendment) Act, 1969.

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

L. W. STREET,
*By Deputation from
His Excellency the Governor.*

*Government House,
Sydney, 16th December, 1982.*

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1983



