

CONCURRENCE COPY

LOCAL GOVERNMENT (ACCOUNTS) AMENDMENT BILL, 1982

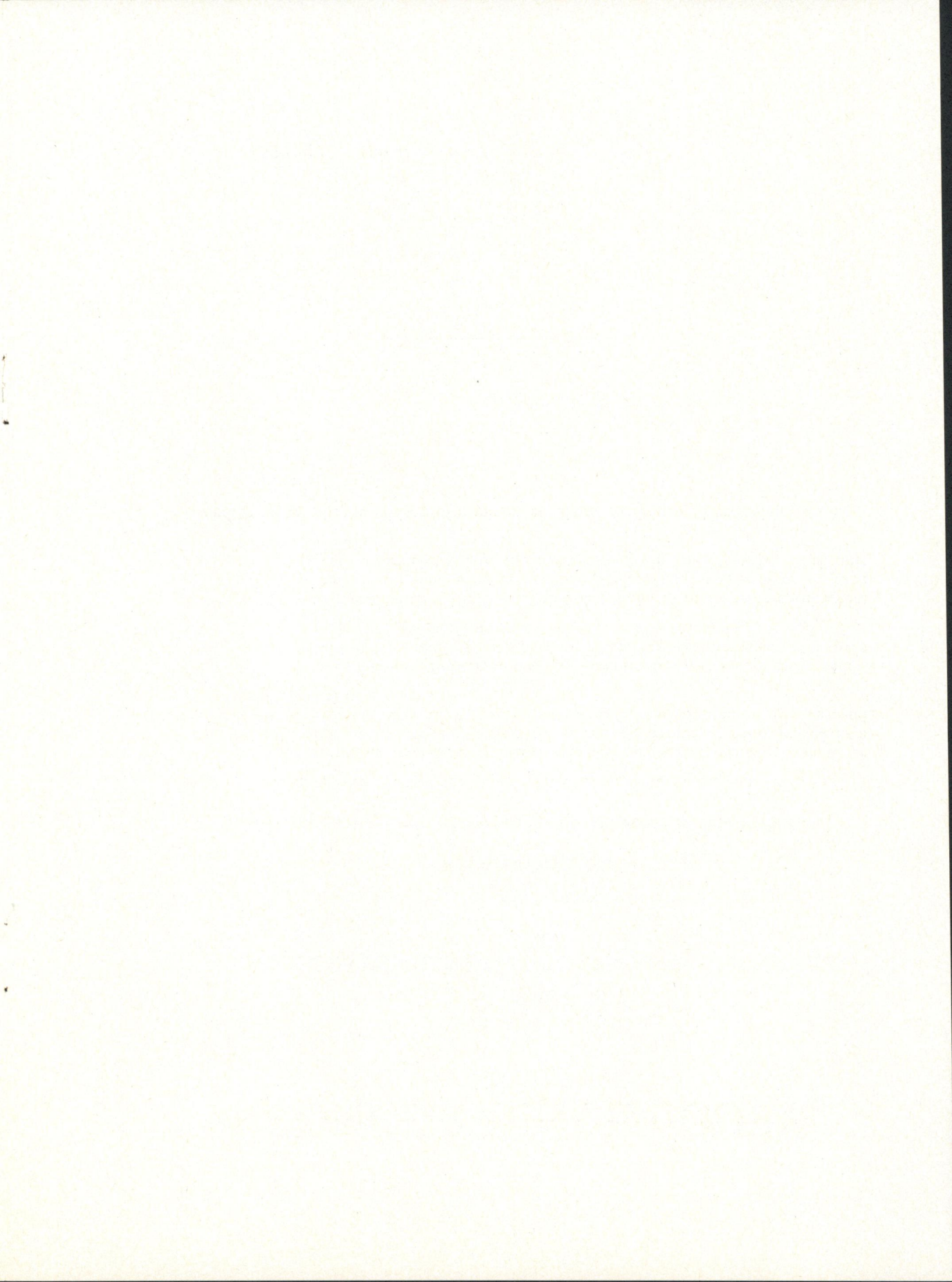
EXPLANATORY NOTE

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

The objects of this Bill are to amend the Local Government Act, 1919, so as—

- (a) to require moneys obtained by way of renewal or ordinary loan to be lodged in one bank account in each fund instead of being lodged in a separate bank account in respect of each loan (Schedule 1 (1) (a) and (b));
- (b) to enable the Minister, in certain circumstances, to approve the expenditure of loan moneys on a purpose other than that for which they were authorised by the Governor (Schedule 1 (1) (c) and (d)); and
- (c) to repeal section 209 (2) of that Act so as to remove the requirement that annual statements of accounts shall comprise statements of each fund separately and of the aggregate of all funds together (Schedule 1 (2)),

and to make other provisions of a minor, ancillary, consequential or saving nature.



**LOCAL GOVERNMENT (ACCOUNTS) AMENDMENT BILL,
1982**

No. , 1982.

A BILL FOR

An Act to amend the Local Government Act, 1919, with respect to the lodgment of loan moneys in bank accounts, the purposes for which loan moneys may be expended and the form of annual statements of accounts.

[MR GORDON—9 *November*, 1982.]

Local Government (Accounts) 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 "Local Government (Accounts) Amendment Act, 1982".

Principal Act.

2. The Local Government Act, 1919, is referred to in this Act as the 10 Principal Act.

Amendment of Act No. 41, 1919.

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

Savings and transitional.

15 4. (1) Moneys lodged, immediately before the date of assent to this Act, in a separate bank account in accordance with section 183 (1) of the Principal Act shall be transferred, within such period as the Minister shall direct, to an account referred to in section 183 (1) of the Principal Act, as amended by this Act.

20 (2) Moneys referred to in subsection (1) shall be deemed, until the expiration of the period referred to in that subsection, to have been lodged in accordance with section 183 (1) of the Principal Act, as amended by this Act.

Local Government (Accounts) Amendment.

SCHEDULE 1.

(Sec. 3.)

AMENDMENTS TO THE PRINCIPAL ACT.

(1) (a) Section 183 (1)—

- 5 Omit “a separate bank account in respect of each loan in its appropriate fund”, insert instead “a separate bank account in respect of loans within the appropriate fund”.

(b) Section 183 (2)—

- 10 Omit “the separate bank account in respect of a renewal or ordinary loan shall not be drawn upon except for”, insert instead “moneys borrowed by way of renewal or ordinary loan shall be applied to”.

(c) Section 183 (5)—

Omit “of the same kind”.

15 (d) Section 183 (6)—

After section 183 (5), insert:—

- 20 (6) Where the Minister is of the opinion that the achievement of a purpose for which a loan was obtained is impracticable or inexpedient, the council may, if the Minister so approves, expend the loan on another purpose.

(2) Section 209 (2)—

Omit the subsection.

BY AUTHORITY

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

**LOCAL GOVERNMENT (ACCOUNTS) AMENDMENT ACT,
1982, No. 127**

New South Wales



ANNO TRICESIMO PRIMO

ELIZABETHÆ II REGINÆ

Act No. 127, 1982.

An Act to amend the Local Government Act, 1919, with respect to the lodgment of loan moneys in bank accounts, the purposes for which loan moneys may be expended and the form of annual statements of accounts. [Assented to, 10th December, 1982.]

Local Government (Accounts) 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 "Local Government (Accounts) Amendment Act, 1982".

Principal Act.

2. The Local Government Act, 1919, is referred to in this Act as the Principal Act.

Amendment of Act No. 41, 1919.

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

Savings and transitional.

4. (1) Moneys lodged, immediately before the date of assent to this Act, in a separate bank account in accordance with section 183 (1) of the Principal Act shall be transferred, within such period as the Minister shall direct, to an account referred to in section 183 (1) of the Principal Act, as amended by this Act.

(2) Moneys referred to in subsection (1) shall be deemed, until the expiration of the period referred to in that subsection, to have been lodged in accordance with section 183 (1) of the Principal Act, as amended by this Act.

Local Government (Accounts) Amendment.

SCHEDULE 1.

(Sec. 3.)

AMENDMENTS TO THE PRINCIPAL ACT.

(1) (a) Section 183 (1)—

Omit “a separate bank account in respect of each loan in its appropriate fund”, insert instead “a separate bank account in respect of loans within the appropriate fund”.

(b) Section 183 (2)—

Omit “the separate bank account in respect of a renewal or ordinary loan shall not be drawn upon except for”, insert instead “moneys borrowed by way of renewal or ordinary loan shall be applied to”.

(c) Section 183 (5)—

Omit “of the same kind”.

(d) Section 183 (6)—

After section 183 (5), insert:—

(6) Where the Minister is of the opinion that the achievement of a purpose for which a loan was obtained is impracticable or inexpedient, the council may, if the Minister so approves, expend the loan on another purpose.

(2) Section 209 (2)—

Omit the subsection.

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

J. A. ROWLAND,
Governor.

*Government House,
Sydney, 10th December, 1982.*

