

CONCURRENCE COPY

SOUTH-WEST TABLELANDS WATER SUPPLY ADMINISTRATION (AMENDMENT) BILL, 1982

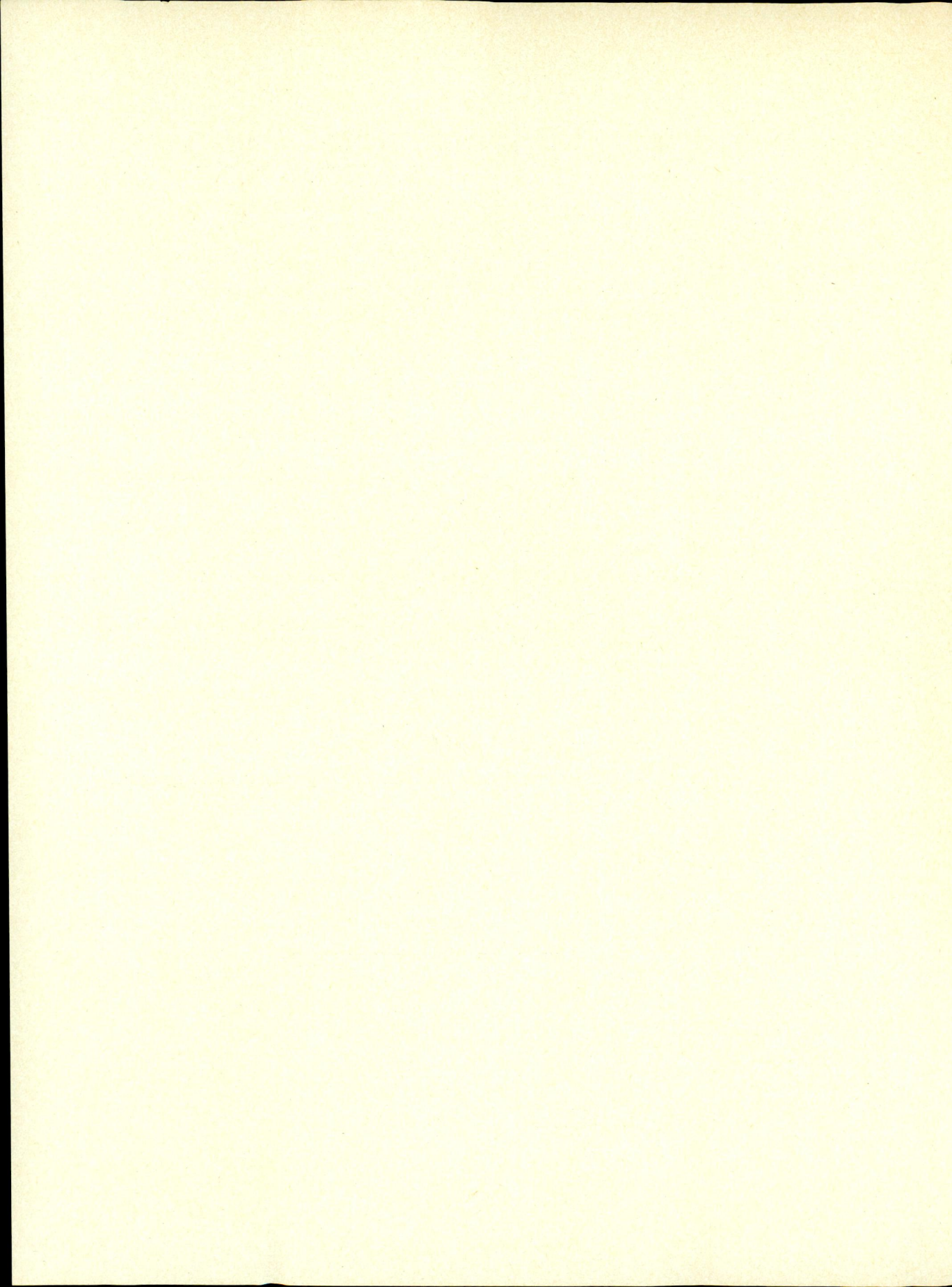
EXPLANATORY NOTE

(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 South-west Tablelands Water Supply Administration Act, 1941 ("the Act"), so as—

- (a) to make certain provisions consequent upon the proposed enactment of the Junee Water Supply Administration (Repeal) Bill, 1982;
 - (b) to provide that the price to be paid for water supplied to a council pursuant to the Act shall be prescribed by regulation (Schedule 1 (1)—proposed section 8A);
 - (c) to vary the provisions relating to the authority of the Minister to authorise expenditure from the South-west Tablelands Water Supply Renewal Reserve Account kept under the Act (Schedule 1 (3) (d)—proposed section 13 (5A), (5B)); and
 - (d) to make other provisions of a minor, consequential or ancillary nature.
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**SOUTH-WEST TABLELANDS WATER SUPPLY
ADMINISTRATION (AMENDMENT) BILL, 1982**

No. , 1982.

A BILL FOR

An Act to amend the South-west Tablelands Water Supply Administration Act, 1941, consequent upon the enactment of the Junee Water Supply Administration (Repeal) Act, 1982, and for certain other purposes.

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

South-west Tablelands 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 "South-west Tablelands Water Supply Administration (Amendment) Act, 1982".

Principal Act.

2. The South-west Tablelands Water Supply Administration Act, 1941, 10 is referred to in this Act as the Principal Act.

Amendment of Act No. 36, 1941.

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

Transitional provision.

4. The sum required, pursuant to section 13 (2) of the Principal Act (as 15 in force immediately before the commencement of this Act), to be credited as soon as practicable after 1st January, 1982, to the South-west Tablelands 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, 20 1982.

South-west Tablelands Water Supply Administration (Amendment).

SCHEDULE 1.

(Sec. 3.)

AMENDMENTS TO THE PRINCIPAL ACT.

(1) Section 8A—

5 After section 8, insert:—

Fixing price of water.

8A. Notwithstanding the provisions of section 8 or any contract made thereunder, the price to be paid for water supplied by the Administrator to any council during the period of 12 months commencing on 1st January in any year shall be—

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(a) the amount calculated, at the rate per kilolitre prescribed for that year, in respect of the quantity of water so supplied;
or

(b) the minimum amount prescribed for that year,

15 whichever amount is the greater.

(2) Section 11 (1A)—

After section 11 (1), insert:—

(1A) The capital debt (as at the commencement of the South-west Tablelands Water Supply Administration (Amendment) Act, 1982) is increased by the amount of the capital debt referred to in section 12 of the Junee Water Supply Administration Act, 1915 (as in force immediately before the commencement of the Junee Water Supply Administration (Repeal) Act, 1982).

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(3) (a) Section 13 (2)—

25 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.

South-west Tablelands Water Supply Administration (Amendment).

SCHEDULE 1—*continued.*AMENDMENTS TO THE PRINCIPAL ACT—*continued.*

(b) Section 13 (5)—

Omit “capital assets:”, insert instead “capital assets.”.

5 (c) Section 13 (5)—

Omit the proviso.

(d) Section 13 (5A), (5B)—

After section 13 (5), insert:—

10 (5A) Notwithstanding subsection (5), the Minister may, with the approval of the Treasurer and subject to such conditions of repayment as the Treasurer may direct, authorise the expenditure of any balance to the credit of the Renewal Reserve Account (which shall be deemed to include any amounts invested pursuant to subsection (4)) towards extending the works.

15 (5B) Interest on any expenditure under subsection (5A) shall be debited to the Working Account and credited to the Renewal Reserve Account at such rate as the Treasurer may approve.

(e) Section 13 (6)—

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

(f) Section 13 (6)—

25 Omit “Interest on the amount of the deferred contribution at a rate to be approved by the Colonial Treasurer shall be credited to the Renewal Reserve Account and debited to the Working Account for the period during which such contribution so remains a charge; provided that if any such contribution be made on or before the thirty-first day of August in the year in which it becomes payable in accordance with subsection two of
30 this section no interest shall be credited or debited as aforesaid.”.

South-west Tablelands Water Supply Administration (Amendment).

SCHEDULE 1—*continued.*

AMENDMENTS TO THE PRINCIPAL ACT—*continued.*

(g) Section 13 (7)—

After section 13 (6), insert:—

- 5 (7) Where, pursuant to subsection (6), payment of a contribution, or any 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.

10 (4) Fourth Schedule—

After the Third Schedule, insert:—

FOURTH SCHEDULE.

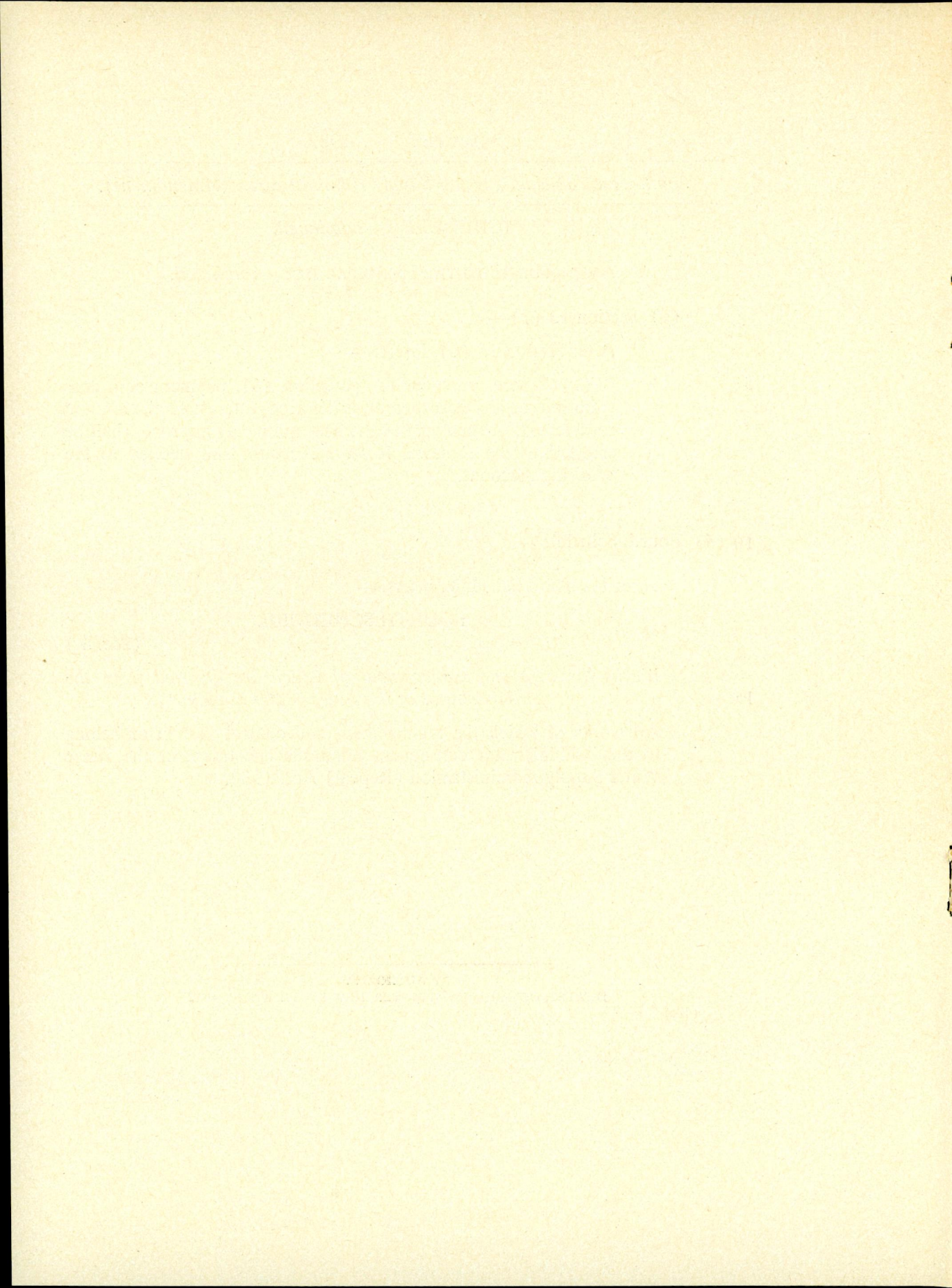
(Sec. 4.)

- 15 *Works the care and management of which are divested from the Administrator of the Junee Water Supply.*

All works of which the management and control vest in or belong to the Administrator consequent upon the enactment of the Junee Water Supply Administration (Repeal) Act, 1982.

BY AUTHORITY

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



SOUTH-WEST TABLELANDS WATER SUPPLY ADMINISTRATION (AMENDMENT) ACT, 1982, No. 140

New South Wales



ANNO TRICESIMO PRIMO

ELIZABETHÆ II REGINÆ

Act No. 140, 1982.

An Act to amend the South-west Tablelands Water Supply Administration Act, 1941, consequent upon the enactment of the Junee Water Supply Administration (Repeal) Act, 1982, and for certain other purposes.
[Assented to, 16th December, 1982.]

South-west Tablelands 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 "South-west Tablelands Water Supply Administration (Amendment) Act, 1982".

Principal Act.

2. The South-west Tablelands Water Supply Administration Act, 1941, is referred to in this Act as the Principal Act.

Amendment of Act No. 36, 1941.

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

Transitional provision.

4. 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 1st January, 1982, to the South-west Tablelands 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.

South-west Tablelands Water Supply Administration (Amendment).

SCHEDULE 1.

(Sec. 3.)

AMENDMENTS TO THE PRINCIPAL ACT.

(1) Section 8A—

After section 8, insert:—

Fixing price of water.

8A. Notwithstanding the provisions of section 8 or any contract made thereunder, the price to be paid for water supplied by the Administrator to any council during the period of 12 months commencing on 1st January in any year shall be—

(a) the amount calculated, at the rate per kilolitre prescribed for that year, in respect of the quantity of water so supplied;
or

(b) the minimum amount prescribed for that year,

whichever amount is the greater.

(2) Section 11 (1A)—

After section 11 (1), insert:—

(1A) The capital debt (as at the commencement of the South-west Tablelands Water Supply Administration (Amendment) Act, 1982) is increased by the amount of the capital debt referred to in section 12 of the Junee Water Supply Administration Act, 1915 (as in force immediately before the commencement of the Junee Water Supply Administration (Repeal) Act, 1982).

(3) (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.

South-west Tablelands Water Supply Administration (Amendment).

SCHEDULE 1—*continued.*AMENDMENTS TO THE PRINCIPAL ACT—*continued.*

(b) Section 13 (5)—

Omit “capital assets:”, insert instead “capital assets.”.

(c) Section 13 (5)—

Omit the proviso.

(d) Section 13 (5A), (5B)—

After section 13 (5), insert:—

(5A) Notwithstanding subsection (5), the Minister may, with the approval of the Treasurer and subject to such conditions of repayment as the Treasurer may direct, authorise the expenditure of any balance to the credit of the Renewal Reserve Account (which shall be deemed to include any amounts invested pursuant to subsection (4)) towards extending the works.

(5B) Interest on any expenditure under subsection (5A) shall be debited to the Working Account and credited to the Renewal Reserve Account at such rate as the Treasurer may approve.

(e) Section 13 (6)—

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

(f) Section 13 (6)—

Omit “Interest on the amount of the deferred contribution at a rate to be approved by the Colonial Treasurer shall be credited to the Renewal Reserve Account and debited to the Working Account for the period during which such contribution so remains a charge; provided that if any such contribution be made on or before the thirty-first day of August in the year in which it becomes payable in accordance with subsection two of this section no interest shall be credited or debited as aforesaid.”.

South-west Tablelands Water Supply Administration (Amendment).

SCHEDULE 1—*continued.*

AMENDMENTS TO THE PRINCIPAL ACT—*continued.*

(g) Section 13 (7)—

After section 13 (6), insert:—

(7) Where, pursuant to subsection (6), payment of a contribution, or any 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.

(4) Fourth Schedule—

After the Third Schedule, insert:—

FOURTH SCHEDULE.

(Sec. 4.)

Works the care and management of which are divested from the Administrator of the Junee Water Supply.

All works of which the management and control vest in or belong to the Administrator consequent upon the enactment of the Junee Water Supply Administration (Repeal) Act, 1982.

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.*





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