

FIRST PRINT

# WATER (SOIL CONSERVATION) AMENDMENT BILL 1986

NEW SOUTH WALES



## EXPLANATORY NOTE

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

This Bill is cognate with the Soil Conservation (Further Amendment) Bill 1986.

The object of this Bill is to amend the Water Act 1912 to omit provisions relating to the felling of trees on land near rivers and lakes.

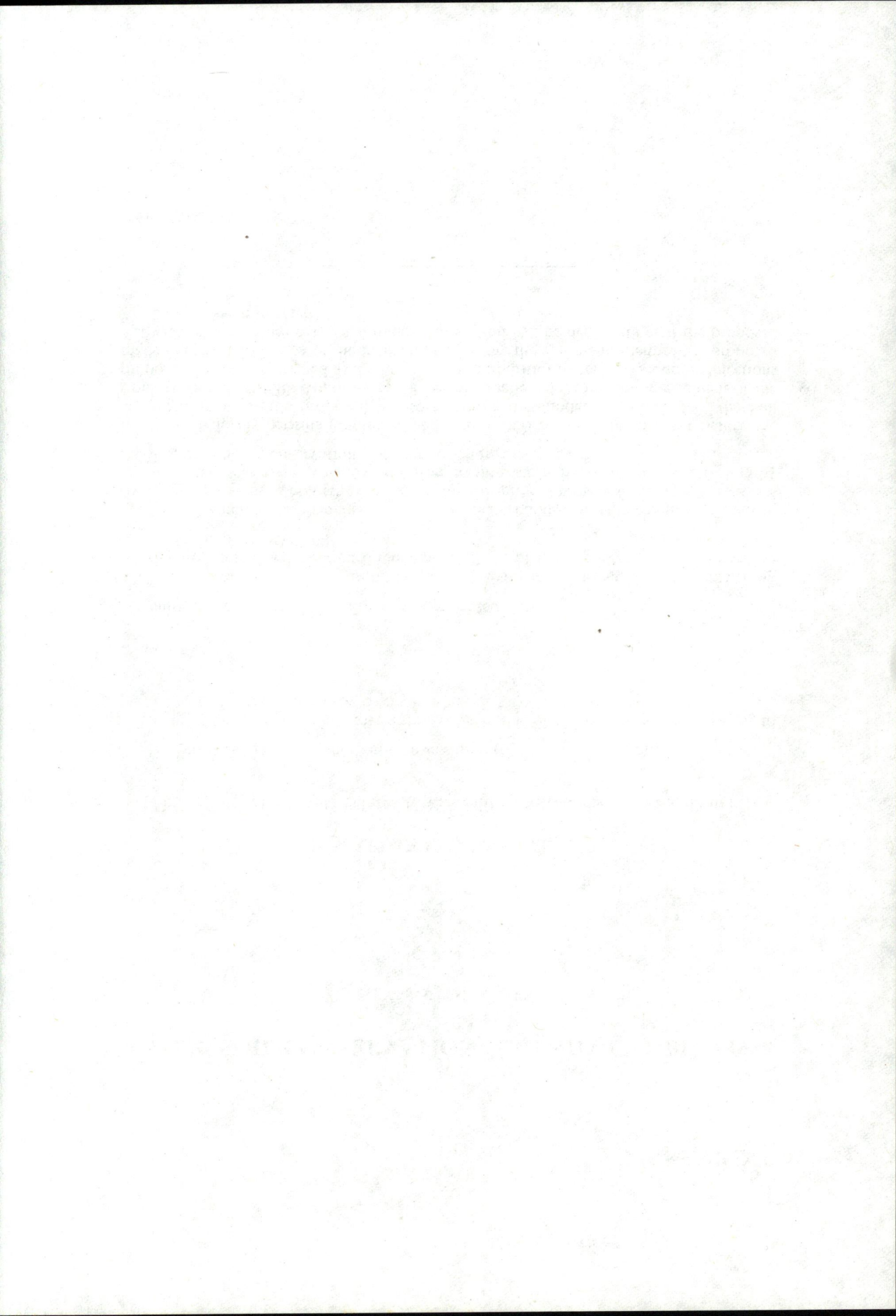
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Clause 1 specifies the short title of the proposed Act.

Clause 2 provides that the proposed Act will, with minor exceptions, commence on the day appointed and notified under section 2 (2) of the proposed Soil Conservation (Further Amendment) Act 1986.

Clause 3 amends the Principal Act by omitting sections 26D (Destruction of trees in rivers and lakes) and 26DA (Prevention of soil erosion and repair of damage). Provisions to the same effect are intended to be inserted into the Soil Conservation Act 1938 by the proposed Soil Conservation (Further Amendment) Act 1986.

Clause 4 deems permits granted under section 26D of the Principal Act before the commencement of the proposed Act to be authorities under section 21D of the Soil Conservation Act 1938. Applications for permits made before the commencement of the proposed Act will be treated as applications for authorities under that section. Objections made under section 26DA of the Principal Act before the commencement of the proposed Act with respect to notices issued under that section will be dealt with as if the proposed Act had not been enacted.



# WATER (SOIL CONSERVATION) AMENDMENT BILL 1986

NEW SOUTH WALES



## TABLE OF PROVISIONS

1. Short title
  2. Commencement
  3. Amendment of Act No. 44, 1912
  4. Savings
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# WATER (SOIL CONSERVATION) AMENDMENT BILL 1986

NEW SOUTH WALES



No. , 1986

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## A BILL FOR

An Act to amend the Water Act 1912 to omit certain provisions relating to the felling of trees near rivers and lakes, and for other purposes.

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*Water (Soil Conservation) Amendment 1986*

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**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 "Water (Soil Conservation) Amendment Act 1986".

**Commencement**

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

(2) Except as provided by subsection (1), this Act shall commence on the day appointed and notified under section 2 (2) of the Soil Conservation (Further Amendment) Act 1986.

**Amendment of Act No. 44, 1912**

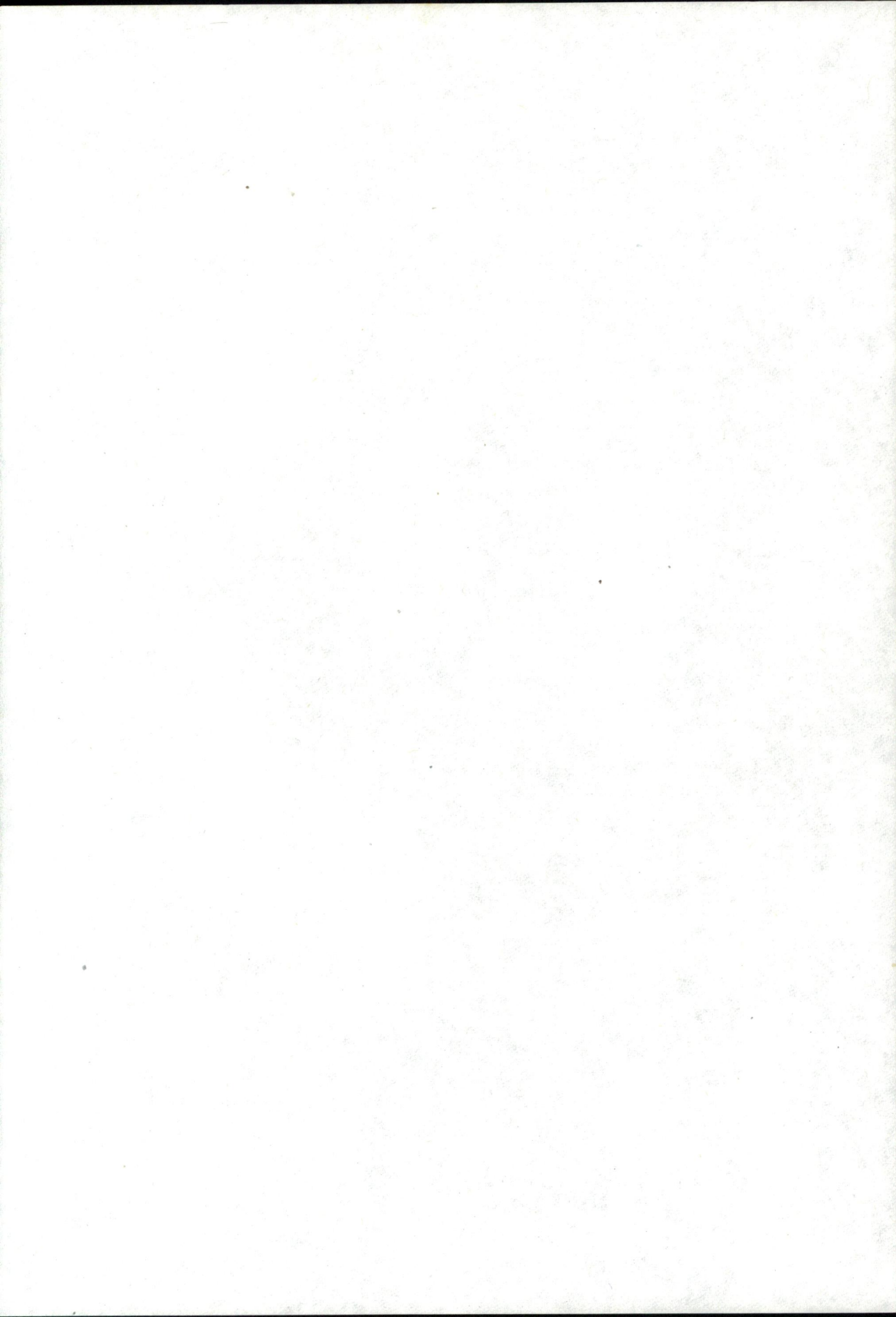
3. The Water Act 1912 is amended by omitting sections 26D (Destruction of trees in rivers and lakes) and 26DA (Prevention of soil erosion and repair of damage).

**Savings**

4. (1) A permit granted under section 26D of the Water Act 1912 before the commencement of this Act shall be deemed to be an authority issued, and any conditions of that permit applying before that commencement shall be deemed to have been imposed, under section 21D of the Soil Conservation Act 1938.

(2) An application for a permit under section 26D of the Water Act 1912 that has not been determined before the commencement of this Act shall be deemed to be an application for an authority under section 21D of the Soil Conservation Act 1938 and shall be determined accordingly.

(3) If an objection was lodged under section 26DA of the Water Act 1912 and has not been disposed of before the commencement of this Act, that section applies to and in respect of the objection as if this Act had not been enacted.







**WATER (SOIL CONSERVATION) AMENDMENT ACT 1986**  
**No. 143**

NEW SOUTH WALES



**TABLE OF PROVISIONS**

1. Short title
  2. Commencement
  3. Amendment of Act No. 44, 1912
  4. Savings
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**WATER (SOIL CONSERVATION) AMENDMENT ACT 1986**  
**No. 143**

NEW SOUTH WALES



**Act No. 143, 1986**

An Act to amend the Water Act 1912 to omit certain provisions relating to the felling of trees near rivers and lakes, and for other purposes. [Assented to, 17 December 1986]

*Water (Soil Conservation) Amendment 1986*

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**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 "Water (Soil Conservation) Amendment Act 1986".

**Commencement**

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

(2) Except as provided by subsection (1), this Act shall commence on the day appointed and notified under section 2 (2) of the Soil Conservation (Further Amendment) Act 1986.

**Amendment of Act No. 44, 1912**

3. The Water Act 1912 is amended by omitting sections 26D (Destruction of trees in rivers and lakes) and 26DA (Prevention of soil erosion and repair of damage).

**Savings**

4. (1) A permit granted under section 26D of the Water Act 1912 before the commencement of this Act shall be deemed to be an authority issued, and any conditions of that permit applying before that commencement shall be deemed to have been imposed, under section 21D of the Soil Conservation Act 1938.

(2) An application for a permit under section 26D of the Water Act 1912 that has not been determined before the commencement of this Act shall be deemed to be an application for an authority under section 21D of the Soil Conservation Act 1938 and shall be determined accordingly.

*Water (Soil Conservation) Amendment 1986*

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(3) If an objection was lodged under section 26DA of the Water Act 1912 and has not been disposed of before the commencement of this Act, that section applies to and in respect of the objection as if this Act had not been enacted.

