

FIRST PRINT

**STATUTE LAW REVISION (LOCAL GOVERNMENT)
BILL 1994**

NEW SOUTH WALES



EXPLANATORY NOTE

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

The law relating to local government changed significantly on 1 July 1993, with the commencement of the Local Government Act 1993 and certain legislation relating to roads, the impounding of animals, traffic and electricity. The object of this Bill is to ensure that changes made by the Local Government Act 1993 are reflected in other New South Wales legislation:

- by replacing references to repealed provisions of the Local Government Act 1919 with the appropriate references to the Local Government Act 1993; and
- by updating terms relating to local government and civic office; and
- by updating references to the corporate names of councils; and
- by repealing certain enactments that amended the Local Government Act 1919 or that relate to local government and are no longer of practical utility.

Replacement of references to the old Act

This Bill amends certain Acts as a consequence of the enactment of the Local Government Act 1993 ("the new Act") and the repeal of most of the Local Government Act 1919 ("the old Act") and many of the ordinances made under that Act.

Many Acts include references to the repealed provisions of the old Act and ordinances made under it. The Bill updates those references to the old Act by replacing them with the appropriate references to the new Act. (References to the old Act in regulations are affected by clause 4 of Schedule 7 to the new Act. That clause provides that a reference in any instrument to the old Act or a provision of the old Act is to be read as a reference to the new Act, the Impounding Act 1993, the Roads Act 1993, the Traffic Act 1909 or the corresponding provision of one of those Acts or a regulation made under one of those Acts.)

Statute Law Revision (Local Government) 1994

Updating terms relating to local government and civic office

This Bill also amends references to terms which were made redundant by the repeal of most of the old Act. The following table indicates some of the changes:

<u>Old term</u>	<u>New term</u>
municipality or shire	area under the Local Government Act 1993
Ironbark Municipality	Ironbark area or area of Ironbark
Shire of Wattle	Wattle area or area of Wattle
alderman	councillor
President of a shire council	mayor of a council
town clerk or shire clerk	general manager of a council
servant of a council	employee of a council
riding of a shire	ward of an area
county district	area of operations of a county council
general rate	ordinary rate

Updating references to corporate names of councils

Section 221 of the new Act provides for the corporate name of a council. For example, Ironbark Municipal Council is now called Ironbark Council or Council of Ironbark. However, the new Act also allows a council that, immediately before 1 July 1993, was the council of a municipality or a shire to resolve (before 31 December 1994) to retain the word "municipal" or "municipality", or "shire", respectively, as part of its corporate name.

The Bill updates references to the corporate names of councils in various Acts.

Replacement of ordinances with regulations

The new Act provides for the making of regulations instead of ordinances. Most ordinances were repealed when that Act commenced, but some are continued in force and are taken to be regulations. (The only ordinance which is still operative as an ordinance is Ordinance No. 55, which relates to section 510 of the old Act, a provision that is still in force.) For that reason, this Bill removes references to ordinances under local government legislation from certain Acts where appropriate.

Clause 1 specifies the short title of the proposed Act.

Clause 2 provides for the commencement of the proposed Act on a day or days to be proclaimed.

Clause 3 gives effect to the Schedule of amendments to other Acts.

Clause 4 repeals the Acts and instrument specified in Schedule 2.

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS

Schedule 1 amends the following Acts, as a consequence of the enactment of the new Act, in the manner described above:

Aboriginal Land Rights Act 1983 No. 42
 Albury-Wodonga Development Act 1974 No. 47
 Anti-Discrimination Act 1977 No. 48
 Area Health Services Act 1986 No. 50
 Balranald Irrigation Act 1902 No. 78
 Bennelong Point (Parking Station) Act 1985 No. 189
 Bicentennial Park Trust Act 1987 No. 29
 Boxing and Wrestling Control Act 1986 No. 11
 Building and Construction Industry Long Service Payments Act 1986 No. 19
 Building Services Corporation Act 1989 No. 147
 Bush Fires Act 1949 No. 31
 Business Franchise Licences (Tobacco) Act 1987 No. 93
 Carlingford Drainage Improvement (Land Exchange) Act 1992 No. 68
 Casino Control Act 1992 No. 15
 Catchment Management Act 1989 No. 235
 Centennial Park and Moore Park Trust Act 1983 No. 145
 Chipping Norton Lake Authority Act 1977 No. 38
 City of Sydney Act 1988 No. 48
 Clean Air Act 1961 No. 69
 Clean Waters Act 1970 No. 78
 Coal Mines Regulation Act 1982 No. 67
 Coastal Protection Act 1979 No. 13
 Commons Management Act 1989 No. 13
 Community Land Development Act 1989 No. 201
 Community Land Management Act 1989 No. 202
 Construction Safety Act 1912 No. 38
 Conversion of Cemeteries Act 1974 No. 17
 Conveyancing Act 1919 No. 6
 Crimes Act 1900 No. 40
 Criminal Records Act 1991 No. 8
 Crown Lands (Continued Tenures) Act 1989 No. 7
 Dairy Industry Act 1979 No. 208
 Darling Harbour Authority Act 1984 No. 103
 Debits Tax Act 1990 No. 112
 Dentists Act 1989 No. 139
 Dog Act 1966 No. 2
 Drainage Act 1939 No. 29
 Election Funding Act 1981 No. 78
 Electricity Act 1945 (1946 No. 13)
 Electricity Commission Act 1950 No. 22
 Environmental Offences and Penalties Act 1989 No. 150
 Environmental Planning and Assessment Act 1979 No. 203
 Environmentally Hazardous Chemicals Act 1985 No. 14
 Factories, Shops and Industries Act 1962 No. 43
 Fair Trading Act 1987 No. 68
 Farm Produce Act 1983 No. 30

Statute Law Revision (Local Government) 1994

Film and Computer Game Classification Act 1984 No. 155
Fire Brigades Act 1989 No. 192
Fisheries and Oyster Farms Act 1935 No. 58
Food Act 1989 No. 231
Forestry Act 1916 No. 55
Funeral Services Industry (Days of Operation) Act 1990 No. 87
Gaming and Betting Act 1912 No. 25
Gas Act 1986 No. 213
Geographical Names Act 1966 No. 13
Government Guarantees Act 1934 No. 57
Government Pricing Tribunal Act 1992 No. 39
Health Administration Act 1982 No. 135
Heritage Act 1977 No. 136
Housing Act 1912 No. 7
Housing Act 1976 No. 62
Housing Act 1985 No. 163
Hunter Valley Flood Mitigation Act 1956 No. 10
Hunter Water Board (Corporatisation) Act 1991 No. 53
Independent Commission Against Corruption Act 1988 No. 35
Industrial Relations Act 1991 No. 34
Irrigation Act 1912 No. 73
Justices Act 1902 No. 27
Lake Illawarra Authority Act 1987 No. 285
Land Acquisition (Just Terms Compensation) Act 1991 No. 22
Land Sales Act 1964 No. 12
Land Tax Act 1956 No. 27
Land Tax Management Act 1956 No. 26
Library Act 1939 No. 40
Liquor Act 1982 No. 147
Lord Howe Island Act 1953 No. 39
Maritime Services Act 1935 No. 47
Meat Industry Act 1978 No. 54
Mine Subsidence Compensation Act 1961 No. 22
Mines Inspection Act 1901 No. 75
Mining Act 1992 No. 29
Motor Vehicles Taxation Act 1988 No. 111
Murray Valley Citrus Marketing Act 1989 No. 155
National Parks and Wildlife Act 1974 No. 80
Navigation Act 1901 No. 60
Noise Control Act 1975 No. 35
Noxious Weeds Act 1993 No. 11
Ombudsman Act 1974 No. 68
Parliamentary Electorates and Elections Act 1912 No. 41
Petroleum (Onshore) Act 1991 No. 84
Pipelines Act 1967 No. 90
Plant Diseases Act 1924 No. 38
Poisons Act 1966 No. 31
Police Offences Act 1901 No. 5
Pollution Control Act 1970 No. 95
Prices Regulation Act 1948 No. 26

Statute Law Revision (Local Government) 1994

Prickly Pear Act 1987 No. 202
Printing and Newspapers Act 1973 No. 46
Private Irrigation Districts Act 1973 No. 47
Property, Stock and Business Agents Act 1941 No. 28
Protection of the Environment Administration Act 1991 No. 60
Public Authorities (Financial Arrangements) Act 1987 No. 33
Public Health Act 1991 No. 10
Public Sector Executives Superannuation Act 1989 No. 106
Public Servant Housing Authority Act 1975 No. 38
Public Works Act 1912 No. 45
Real Property Act 1900 No. 25
Recreation Vehicles Act 1983 No. 136
Registered Clubs Act 1976 No. 31
Residential Tenancies Act 1987 No. 26
Rivers and Foreshores Improvement Act 1948 No. 20
Road Improvement (Special Funding) Act 1989 No. 95
Rural Lands Protection Act 1989 No. 197
Rural Workers Accommodation Act 1969 No. 34
School Forest Areas Act 1936 No. 20
Search Warrants Act 1985 No. 37
Second-hand Dealers and Collectors Act 1906 No. 30
South-west Tablelands Water Supply Administration Act 1941 No. 36
Stamp Duties Act 1920 No. 47
State Development and Industries Assistance Act 1966 No. 10
State Emergency and Rescue Management Act 1989 No. 165
Strata Titles Act 1973 No. 68
Strata Titles (Leasehold) Act 1986 No. 219
Superannuation Administration Act 1991 No. 96
Survey Co-ordination Act 1949 No. 27
Swimming Pools Act 1992 No. 49
Sydney Cove Redevelopment Authority Act 1968 No. 56
Sydney Cricket and Sports Ground Act 1978 No. 72
Sydney Electricity Act 1990 No. 117
Sydney Harbour Trust Act 1900 (1901 No. 1)
Sydney Harbour Tunnel (Private Joint Venture) Act 1987 No. 49
Sydney Market Authority Act 1968 No. 11
Tobacco Advertising Prohibition Act 1991 No. 65
Tourism New South Wales Act 1984 No. 46
Traffic Act 1909 No. 5
Transport Administration Act 1988 No. 109
Trustee Act 1925 No. 14
Unclaimed Money Act 1982 No. 174
Valuation of Land Act 1916 No. 2
Waste Disposal Act 1970 No. 97
Water Act 1912 No. 44
Water Supply Authorities Act 1987 No. 140
Western Lands Act 1901 No. 70
Wild Dog Destruction Act 1921 No. 17

Statute Law Revision (Local Government) 1994

Wilderness Act 1987 No. 196
Wollongong Sportsground Act 1986 No. 174
Women's Legal Status Act 1918 No. 50
Zoological Parks Board Act 1973 No. 34

The new Act is amended to include transitional provisions consequent on the repeal of certain Acts relating to the levying of rates and charges listed in Schedule 2.

SCHEDULE 2—REPEALS

Schedule 2 repeals:

- (a) the City of Sydney (Elections) Regulation 1993 as it is made redundant by item (5) (d) of the amendments to the City of Sydney Act 1988 contained in Schedule 1; and
 - (b) certain Acts that are no longer of practical utility or that contain amendments to repealed provisions of the old Act.
-

FIRST PRINT

**STATUTE LAW REVISION (LOCAL GOVERNMENT)
BILL 1994**

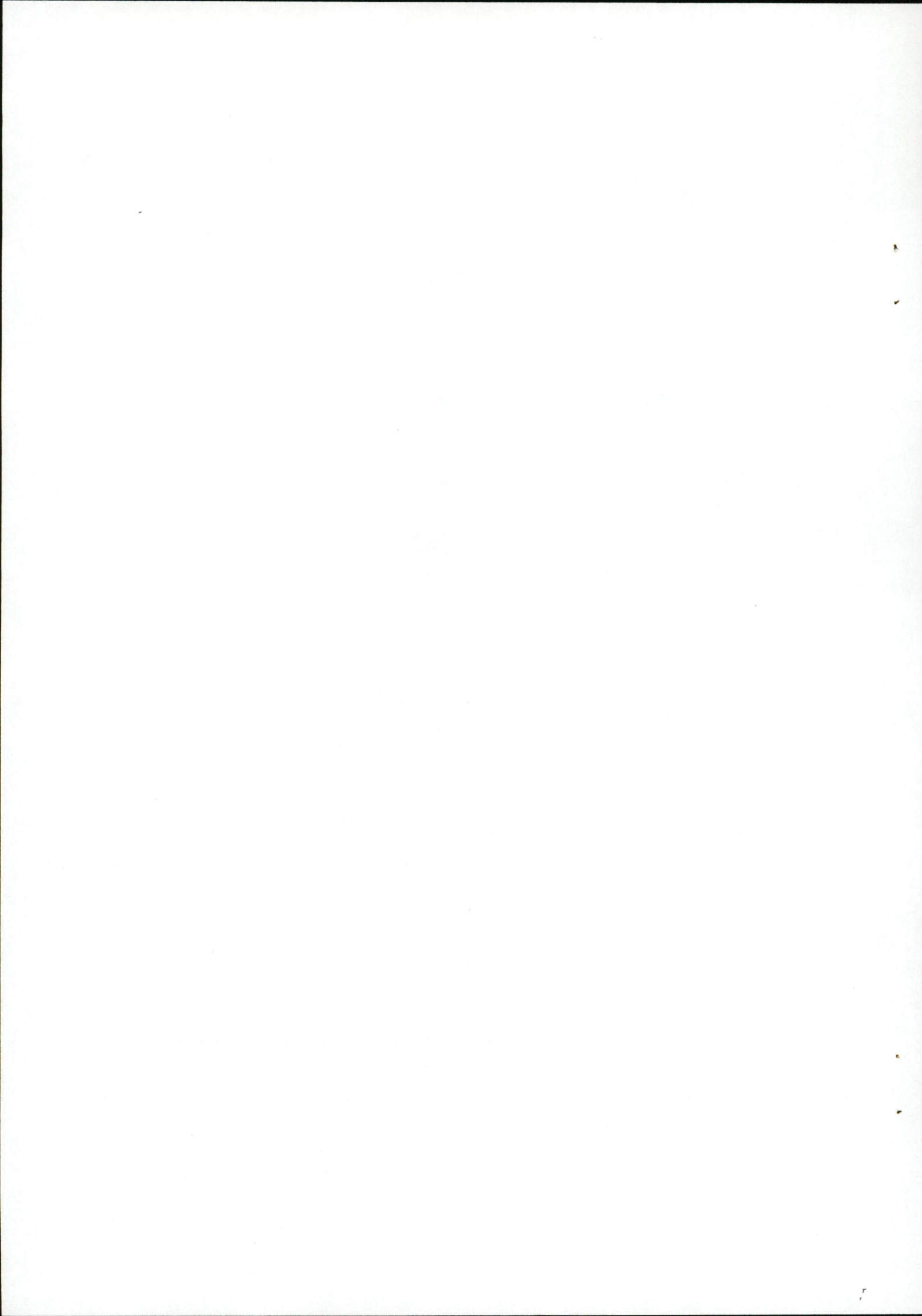
NEW SOUTH WALES



TABLE OF PROVISIONS

1. Short title
2. Commencement
3. Amendment of Acts
4. Repeals

SCHEDULE 1—AMENDMENT OF ACTS
SCHEDULE 2—REPEALS



**STATUTE LAW REVISION (LOCAL GOVERNMENT)
BILL 1994**

NEW SOUTH WALES



No. , 1994

A BILL FOR

An Act to amend certain Acts and to repeal certain other Acts and a regulation as a consequence of the enactment of the Local Government Act 1993.

Statute Law Revision (Local Government) 1994

The Legislature of New South Wales enacts:

Short title

1. This Act may be cited as the Statute Law Revision (Local Government) Act 1994.

5 **Commencement**

2. This Act commences on a day or days to be appointed by proclamation.

Amendment of Acts

10 3. Each Act specified in Schedule 1 is amended as set out in that Schedule.

Repeals

4. Each Act and the instrument specified in Schedule 2 is repealed.

SCHEDULE 1—AMENDMENT OF ACTS

(Sec. 3)

15 **Aboriginal Land Rights Act 1983 No. 42**

(1) Section 43 (**Exemption of Aboriginal lands from the payment of rates**):

Omit section 43 (1) (a), insert instead:

(a) the Local Government Act 1993;

20 (2) Section 44 (**Proceedings for non-payment of certain rates for Aboriginal lands barred**):

Omit section 44 (a), insert instead:

(a) the Local Government Act 1993;

Albury-Wodonga Development Act 1974 No. 47

25 (1) Section 4 (**Definitions**):

From section 4 (1), omit the definitions of "council" and "local government area", insert instead in alphabetical order:

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

“**council**” has the same meaning as it has in the Local Government Act 1993;

“**local government area**” has the same meaning as “**area**” has in the Local Government Act 1993;

5

(2) Section 15 (**Corporation to comply with building standards**):

From section 15 (1), omit “any ordinance made pursuant to Part 11 of the Local Government Act 1919”, insert instead “the Building Code of Australia, as adopted by the Local Government (Approvals) Regulation 1993, any other requirements of that Regulation and any other applicable regulations made for the purposes of Chapter 7 of the Local Government Act 1993”.

10

(3) Section 20 (**Council functions may be transferred to the Corporation**):

15

(a) From section 20 (1), after “functions”, insert “under the Local Government Act 1993”.

(b) From section 20 (1), omit “Division 4 of Part 7”, insert instead “Part 12 of Chapter 15”.

(c) From section 20 (1), omit “under the”, insert instead “or the”.

20

(d) In section 20 (8), before “the Local Government Act 1919”, insert “the Local Government Act 1993 or”.

(4) Section 36 (**Misuse of information**):

Omit section 36 (6) (d), insert instead:

25

(d) if the person is a councillor or an employee of a council;

(5) Section 37 (**Disclosure of interest**):

From section 37 (12) (a), omit “statutory body within the meaning of the Local Government Act 1919”, insert instead “any statutory body or any other body prescribed by the regulations to be a statutory body for the purposes of this paragraph”.

30

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

Anti-Discrimination Act 1977 No. 48

(1) Section 4 (**Definitions**):

5 From section 4 (1), omit the definition of “council”, insert instead:

“**council**” means a council or a county council within the meaning of the Local Government Act 1993;

(2) Section 49ZU (**Application of Part**):

10 Omit section 49ZU (1) (b), insert instead:

(b) 1 January 1992—employees of a council;

Area Health Services Act 1986 No. 50

(1) Section 3 (**Definitions**):

15 From section 3 (1), omit the definition of “local government area”, insert instead:

“**local government area**” has the same meaning as “area” has in the Local Government Act 1993;

(2) Schedule 3 (**Description of areas of area health services**):

Omit “Shire” and “Municipality” wherever occurring (except in relation to Sutherland Shire).

20 **Balranald Irrigation Act 1902 No. 78**

Section 2 (**Repeal, saving and operation**):

From section 2 (5), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

Bennelong Point (Parking Station) Act 1985 No. 189

25 (1) Section 2 (**Definitions**):

From section 2 (2) (b), omit “Part 11 of the Local Government Act 1919”, insert instead “the Local Government Act 1993”.

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(2) Section 8 (**Application of certain legislation**):

Omit section 8 (1), insert instead:

(1) Except as otherwise provided by this Act or the regulations, the following do not apply to the carrying out of the scheduled works or the approval of the Minister to the carrying out of those works: 5

(a) the Environmental Planning and Assessment Act 1979 or an instrument in force under that Act;

(b) the Local Government Act 1993, or an instrument in force under that Act, in relation to buildings; 10

(c) the Roads Act 1993 or an instrument in force under that Act.

Bicentennial Park Trust Act 1987 No. 29

Section 16 (**Carrying out of plan of management**): 15

From section 16 (2), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

Boxing and Wrestling Control Act 1986 No. 11

Section 62A (**Application of Part and definitions**):

From section 62A (2), omit the definition of “public entertainment”, insert instead: 20

“**public entertainment**” means:

(a) entertainment to which admission may ordinarily be gained by members of the public on payment of money, or other consideration, as the price or condition of admission; or 25

(b) the entertainment of:

(i) patrons of any premises licensed under the Liquor Act 1982 or registered under the Registered Clubs Act 1976; 30
or

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- 5 (ii) the public or a section of the public at a building or temporary structure subject to an approval, in force under Part 1 of Chapter 7 of the Local Government Act 1993, for use as a place of public entertainment (within the meaning of that Act);

10 **Building and Construction Industry Long Service Payments Act 1986 No. 19**

(1) Section 3 (**Definitions**):

From section 3 (1), omit paragraph (b) of the definition of “worker”, insert instead:

- 15 (b) with a council or a county council within the meaning of the Local Government Act 1993;

(2) Section 33 (**Definitions**):

- (a) From the definition of “building” in section 33 (1), omit “Part 11 of the Local Government Act 1919”, insert instead “the Local Government Act 1993”.
- 20 (b) From the definition of “erection” in section 33 (1), omit “Part 11 of the Local Government Act 1919”, insert instead “the Local Government Act 1993”.

(3) Section 34 (**Buildings in respect of which long service levy payable**):

- 25 (a) From section 34 (1) (a), omit “pursuant to Division 4 of Part 11 of the Local Government Act 1919”, insert instead “under Part 1 of Chapter 7 of the Local Government Act 1993”.
- (b) From section 34 (1) (b) (i), omit “a local government area”, insert instead “an area”.
- 30 (c) From section 34 (1) (b) (iii), omit “Part 11 of the Local Government Act 1919”, insert instead “the Local Government Act 1993”.

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (d) From section 34 (3) (a), omit “pursuant to Division 4 of Part 11 of the Local Government Act 1919”, insert instead “under Part 1 of Chapter 7 of the Local Government Act 1993”. 5
- (4) Section 37 (**Person liable to pay long service levy**):
 From section 37 (1) (a), omit “pursuant to Division 4 of Part 11 of the Local Government Act 1919”, insert instead “under Part 1 of Chapter 7 of the Local Government Act 1993”. 10
- Building Services Corporation Act 1989 No. 147**
- (1) Section 3 (**Definitions**):
 From the definition of “kit home” in section 3 (1), omit “an unregistrable movable dwelling within the meaning of Ordinance No. 71 (the Caravan Parks and Movable Dwellings Ordinance) made under the Local Government Act 1919”, insert instead “a moveable dwelling (within the meaning of the Local Government Act 1993) that is not capable of being registered under the Traffic Act 1909”. 15 20
- (2) Section 29 (**Definitions**):
 Omit paragraph (b) of the definition of “owner-builder work” in section 29 (1), insert instead:
 (b) that is of a kind that, if carried out in an area within the meaning of the Local Government Act 1993, requires approval under Part 1 of Chapter 7 of that Act; 25
- (3) Section 49 (**Definitions**):
 From paragraph (d) of the definition of “defective kit home” in section 49 (1), omit “Ordinance”, insert instead “a regulation”. 30
- (4) Section 92 (**When comprehensive protection applies**):
 Omit section 92 (1) (c), insert instead:
 (c) the work is of a kind that requires approval under Part 1 of Chapter 7 of the Local Government Act 1993; and 35

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(5) Section 107 (**Membership of the Corporation**):

From section 107 (3) (h), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

5 (6) Section 135 (**Proceedings for certain offences under other Acts**):

From section 135 (f), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

Bush Fires Act 1949 No. 31

10 (1) Section 6 (**Definitions**):

Omit the definitions of “Area” and “Council”, insert instead in alphabetical order:

“**Area**” has the same meaning as it has in the Local Government Act 1993.

15 “**Council**” means a council or a county council within the meaning of the Local Government Act 1993.

(2) Section 7 (**Bush fire danger period**):

20 (a) From section 7 (2), omit “he has been so authorised under section 530A of the Local Government Act 1919, the mayor or deputy-mayor or the president or deputy-president”, insert instead “the mayor or deputy mayor has a delegation to do so under section 377 of the Local Government Act 1993, the mayor or deputy mayor”.

25 (b) From section 7 (2B), omit “authorised”, insert instead “who has such a delegation”.

(3) Section 10 (**Requirements to be complied with by persons lighting certain classes of fires**):

30 (a) From section 10 (5A), omit “he has been so authorised under section 530A of the Local Government Act 1919 the mayor or deputy-mayor or the president or deputy-president”, insert instead “the mayor or deputy mayor has a delegation to do so under section 377 of the Local Government Act 1993, the mayor or deputy mayor”.

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (b) From section 10 (5B), omit “authorised as mentioned”, insert instead “who has a delegation referred to”.
- (4) Section 14 (**Fire hazard reduction work in default of compliance with notice**): 5
- (a) Omit “servants, agents or workmen” wherever occurring, insert instead “employees or agents”.
- (b) From section 14 (1A), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.
- (5) Section 17 (**Emergency fire controllers and deputy emergency fire controllers**): 10
- (a) From section 17 (3), omit “or president” wherever occurring.
- (b) From section 17 (4) (a) and (d), omit “or president” wherever occurring. 15
- (c) From section 17 (4) (b) and (e), omit “or presidents” wherever occurring.
- (6) Section 23 (**Captains not to be employees of councils**):
- Omit “a servant”, insert instead “an employee”.
- (7) Section 33 (**Determination of contributions of councils**): 20
- From section 33 (2), omit “general rate” wherever occurring, insert instead “ordinary rate”.
- (8) Section 53 (**Consolidated fund of councils**):
- (a) From section 53 (1), omit “shall be deemed to be a general purpose within the meaning of section 107 (2) of the Local Government Act 1919”, insert instead “are purposes to which the consolidated fund of a council may be applied under section 409 of the Local Government Act 1993”. 25

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(b) Omit section 53 (2), insert instead:

5 (2) For the purposes of section 495 of the Local Government Act 1993, any work relating to the prevention and suppression of bush and other fires is work in respect of which a council may make a special rate.

(9) Section 56A (**Evidence**):

From section 56A (b), omit “president or town or shire clerk”, insert instead “general manager of the council”.

10 (10) Schedule 3:

Omit the Schedule, insert instead:

**SCHEDULE 3—LIMITED POWERS—
PRESCRIBED AREAS**

(Sec. 41I)

15

Cities of:

20

25

30

Armidale	Holroyd
Bankstown	Hurstville
Bathurst	Lake Macquarie
Blacktown	Lismore
Blue Mountains	Liverpool
Campbelltown	Maitland
Canterbury	Newcastle
Coffs Harbour	Parramatta
Dubbo	Penrith
Fairfield	Queanbeyan
Gosford	Randwick
Goulburn	Ryde
Grafton	Shoalhaven
Greater Cessnock	South Sydney
Greater Lithgow	Sydney
Greater Taree	Willoughby
Hawkesbury	Wollongong

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

Areas of:

Ashfield	Manly	
Auburn	Marrickville	
Ballina	Merriwa	5
Baulkham Hills	Moree Plains	
Bega Valley	Mosman	
Bellingen	Mulwaree	
Blayney	Murrurundi	
Bombala	Muswellbrook	10
Botany	Nambucca	
Brewarrina	Narromine	
Burwood	North Sydney	
Byron	Nundle	
Camden	Nymboida	15
Casino	Oberon	
Concord	Port Stephens	
Coolah	Quirindi	
Cooma-Monaro	Richmond River	
Coonabarabran	Rockdale	20
Copmanhurst	Rylstone	
Cowra	Scone	
Crookwell	Severn	
Deniliquin	Shellharbour	
Drummoyne	Singleton	25
Dumaresq	Snowy River	
Dungog	Strathfield	
Eurobodalla	Sutherland Shire	
Evans	Tallaganda	
Forbes	Tenterfield	30
Gilgandra	Tumut	
Glen Innes	Tweed	
Gloucester	Ulmarra	
Great Lakes	Uralla	
Gunnedah	Walcha	35
Guyra	Walgett	
Hastings	Warren	
Hay	Warringah	
Hornsby	Waverley	
Hunter's Hill	Weddin	40
Kempsey	Wingecarribee	
Kiama	Wollondilly	
Kogarah	Woollahra	
Ku-ring-gai	Wyong	
Kyogle	Yallaroi	45
Lane Cove	Yarrowlumla	
Leichhardt	Yass	
Maclean		

SCHEDULE 1—AMENDMENT OF ACTS—*continued***Business Franchise Licences (Tobacco) Act 1987 No. 93**Section 69 (**Disclosure of information**):

Omit section 69 (2) (g), insert instead:

- 5 (g) a council within the meaning of the Local Government Act 1993; or

Carlingford Drainage Improvement (Land Exchange) Act 1992 No. 68Section 3 (**Definitions**):

- 10 From section 3 (1), omit the definition of “Council”, insert instead:

“Council” means Hornsby Council;

Casino Control Act 1992 No. 15

- 15 Section 90 (**Application of certain provisions of the Local Government Act 1993**):

Omit section 90 (1), insert instead:

- (1) For the purposes of Parts 1 and 2 of Chapter 7 of the Local Government Act 1993:

- 20 (a) a casino is to be considered to be a place of public entertainment; and

- (b) the conduct of operations in a casino is to be considered to be use as a place of public entertainment.

Catchment Management Act 1989 No. 235

- 25 (1) Section 30 (**Carrying out of corporate plan**):

From section 30 (2), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

SCHEDULE 1—AMENDMENT OF ACTS—*continued*(2) Schedule 2 (**Urban area**):

Omit paragraphs (a)–(c), insert instead:

- (a) the City of Bankstown, Blacktown, Blue Mountains, Campbelltown, Canterbury, Fairfield, Gosford, Hawkesbury, Holroyd, Hurstville, Lake Macquarie, Liverpool, Newcastle, Parramatta, Penrith, Randwick, Ryde, Shoalhaven, South Sydney, Sydney, Willoughby or Wollongong; or 5
- (b) the local government area of Ashfield, Auburn, Baulkham Hills, Botany, Burwood, Camden, Concord, Drummoyne, Hornsby, Hunter's Hill, Kiama, Kogarah, Ku-ring-gai, Lane Cove, Leichhardt, Manly, Marrickville, Mosman, North Sydney, Rockdale, Shellharbour, Strathfield, Sutherland Shire, Warringah, Waverley, Wingecarribee, Wollondilly, Woollahra or Wyong. 10 15

Centennial Park and Moore Park Trust Act 1983 No. 145Section 12D (**Certain Acts not affected**):

Omit "Local Government Act 1919", insert instead "Local Government Act 1993". 20

Chipping Norton Lake Authority Act 1977 No. 38Section 10 (**Certain work and structures require consent of Authority**):

Omit section 10 (6), insert instead: 25

(6) An appeal against a decision of the Authority under this section or against any neglect or delay by the Authority in giving a decision under this section lies to the Land and Environment Court in the same way as an appeal lies under section 176 of the Local Government Act 1993. 30

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

City of Sydney Act 1988 No. 48

(1) Section 14 (**Definitions**):

5

From section 14 (3) (b), omit “town clerk” wherever occurring, insert instead “general manager”.

(2) Section 15:

Omit the section, insert instead:

Right to be enrolled as an elector

10

15. (1) A person is entitled to be enrolled as an elector for the City of Sydney if the person is:

(a) an owner, ratepaying lessee or occupier of ratable land in the City of Sydney; or

(b) a resident of the City of Sydney.

15

(2) Sections 269–271 of the Principal Act do not apply to the City of Sydney.

(3) Section 16 (**Provisions relating to right to be enrolled as an elector**):

20

(a) From section 16 (1), omit “have the requisite qualification of an elector”, insert instead “be entitled to be enrolled as an elector”.

(b) Omit section 16 (4), insert instead:

25

(4) If a person is entitled to be enrolled as an elector because the person is a resident of the City of Sydney, the person is taken not to be entitled to be enrolled as an elector in any other capacity.

(4) Section 17:

Omit the section, insert instead:

Roll of electors

30

17. In the application of Division 2 of Part 6 of Chapter 10 of the Principal Act to an election for the City of Sydney:

(a) a reference in that Division to the non-residential roll or the roll of occupiers and ratepaying lessees is to be read as a reference to the roll prepared by

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- the general manager of the City of Sydney under section 19 of persons entitled under section 15 (1) (a) to be electors; and
- (b) a reference in that Division to persons entitled to be enrolled as electors because they are residents of an area is to be read as a reference to persons entitled under section 15 (1) (b) to be electors. 5
- (5) Section 18 (**List of electors for compulsory enrolment on non-residential roll**): 10
- (a) From section 18 (1), (4), (6) and (7), omit “town clerk” wherever occurring, insert instead “general manager”.
- (b) From section 18 (1), omit “clerk, have the requisite qualifications under section 15 (1) (a) to be electors”, insert instead “general manager, are entitled under section 15 (1) (a) to be enrolled as electors”. 15
- (c) From section 18 (2), omit “section 55”, insert instead “section 266 (2)”.
- (d) Omit section 18 (5), insert instead:
- (5) The general manager must, within 7 days after the claim or objection is lodged, consider it and may allow or disallow it. 20
- (e) From section 18 (6) (a), omit “town clerk’s”, insert instead “general manager’s”.
- (f) In section 18 (7), after “in the manner prescribed”, insert “by the regulations for the purposes of section 303 (3) of the Principal Act”. 25
- (g) Omit section 18 (8).
- (6) Section 19 (**Non-residential roll**):
- (a) From section 19 (1), omit “town clerk”, insert instead “general manager”. 30
- (b) From section 19 (1), omit “who had, on that date, the requisite qualifications under section 15 (1) (a) to be electors”, insert instead “who were, on that date, entitled under section 15 (1) (a) to be enrolled as electors”. 35

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (c) From section 19 (4), omit “Section 65A of the Principal Act (Non-residential roll) does not”, insert instead “Sections 299 and 300 of the Principal Act do not”.
- 5 (d) Omit section 19 (5), insert instead:
 (5) In this section, “**closing date**”, for an election, has the same meaning as it has for an election under the Principal Act.
- (7) Section 20 (**Voting by electors not enrolled**):
 10 Omit the section.
- (8) Section 21 (**Voting where secretary of corporation enrolled as elector**):
- 15 (a) From section 21 (1) (a), omit “has the requisite qualification of an elector”, insert instead “is entitled to be enrolled as an elector for the City of Sydney”.
- (b) From section 21 (1) (b), omit “town clerk”, insert instead “general manager”.
- 20 (c) From section 21 (2) (c), omit “does not have a requisite qualification of an elector”, insert instead “is not entitled to be enrolled as an elector”.
- (9) Section 22 (**Compulsory voting at elections and constitutional referendums**):
- 25 (a) Omit section 22 (1), insert instead:
 (1) A person who is entitled to vote at an election of councillors, or at a constitutional referendum, for the City of Sydney, must record his or her vote at the election or the constitutional referendum unless the person has sufficient reason not to vote.
 Maximum penalty: 1 penalty unit.
- 30 (b) From section 22 (2), omit “sections 74B–74F of the Principal Act (Compulsory voting)”, insert instead “Division 4 of Part 6 of Chapter 10 (except section 312) of the Principal Act”.
- (c) Omit section 22 (2) (a) and (3).

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(d) From section 22 (2) (b) and (c), omit “those sections” wherever occurring, insert instead “those provisions”.

(10) Schedule 1 (**The Planning Committee**):

(a) Omit clause 2 (1), insert instead: 5

(1) An ordinary election of elected members is to be held:

(a) at the same time as the election of the Lord Mayor by the councillors under section 290 (1) (a) of the Principal Act; or 10

(b) at a meeting of the City Council held within 3 weeks of the election of the Lord Mayor by electors of the City of Sydney under section 289 of the Principal Act.

(b) From clause 6, omit “general fund”, insert instead “consolidated fund”. 15

(c) Omit clause 7 (a), insert instead:

(a) a casual vacancy occurs under the Principal Act in the civic office of the member; or

(d) Omit clause 8 (1) (g), insert instead: 20

(g) becomes a mentally incapacitated person; or

(e) Omit clause 16, insert instead:

Application of Local Government (Meetings) Regulation 1993

16. Part 1 of Chapter 4 and Division 2 of Part 2 of Chapter 12 of the Principal Act and the Local Government (Meetings) Regulation 1993 apply to and in respect of the members of the Planning Committee in the same way as they apply to and in respect of councillors of a council, except in so far as provision is otherwise made by or under this Act. 30

(f) From clause 18, omit “town clerk”, insert instead “general manager”.

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(11) Schedule 3 (**Savings, transitional and other provisions**):

Omit clauses 2, 3, 9, 23 and 24.

Clean Air Act 1961 No. 69

5 Section 5 (**Definitions**):

From section 5 (1), omit the definition of “Local authority”, insert instead:

“Local authority” means the council of an area within the meaning of the Local Government Act 1993.

10 **Clean Waters Act 1970 No. 78**

Section 5 (**Definitions**):

Omit the definition of “local authority”, insert instead:

“local authority” means:

- 15 (a) the council of an area within the meaning of the Local Government Act 1993; or
- (b) the Western Lands Commissioner; or
- (c) the Lord Howe Island Board;

Coal Mines Regulation Act 1982 No. 67

20 (1) Section 123 (**Certain unenclosed shafts or outlets to be public nuisances**):

Omit “shall be deemed to be a public nuisance for the purposes of section 288 of the Local Government Act 1919”, insert instead “is taken to be a public nuisance for the purposes of section 125 of the Local Government Act 1993”.

25 (2) Section 145L (**Disused and abandoned plants**):

From section 145L (3), omit “section 288 of the Local Government Act 1919”, insert instead “section 125 of the Local Government Act 1993”.

SCHEDULE 1—AMENDMENT OF ACTS—*continued***Coastal Protection Act 1979 No. 13**(1) Section 4 (**Definitions**):

From section 4 (1), omit the definition of “council”, insert instead:

5

“**council**” means a council or a county council within the meaning of the Local Government Act 1993;

(2) Section 9 (**Members**):

From section 9 (2) (g), omit “an alderman or”, insert instead “a”.

10

Commons Management Act 1989 No. 13(1) Section 3 (**Definitions**):

From section 3 (1), omit the definitions of “local authority” and “local government area”, insert instead in alphabetical order:

15

“**local authority**” means a council within the meaning of the Local Government Act 1993;

“**local government area**” has the same meaning as “area” has in the Local Government Act 1993;

(2) Section 7 (**Power of the Minister to appoint a local authority to manage the affairs of a trust**):

20

From section 7 (11), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

Community Land Development Act 1989 No. 201Section 3 (**Definitions**):

25

From section 3 (1), omit the definitions of “consent authority”, “public authority” and “public reserve”, insert instead in alphabetical order:

“**consent authority**”, in relation to the giving of an approval, a consent or a certificate, means the council that has as a function the giving of the approval,

30

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

5 consent or certificate under the Local Government Act 1919, the Environmental Planning and Assessment Act 1979 or Chapter 7 of the Local Government Act 1993;

“**public authority**” includes a council within the meaning of the Local Government Act 1993;

“**public reserve**” has the same meaning as it has in the Local Government Act 1993;

10 **Community Land Management Act 1989 No. 202**

Section 3 (Definitions):

From section 3 (1), omit the definitions of “consent authority”, “public authority” and “public reserve”, insert instead in alphabetical order:

15 “**consent authority**”, in relation to the giving of an approval, a consent or a certificate, means the council that has as a function the giving of the approval, consent or certificate under the Local Government Act 1919, the Environmental Planning and Assessment Act 1979 or Chapter 7 of the Local Government Act 1993;

20 “**public authority**” includes a council within the meaning of the Local Government Act 1993;

25 “**public reserve**” has the same meaning as it has in the Local Government Act 1993;

Construction Safety Act 1912 No. 38

Section 22 (Regulations):

Omit section 22 (2) (b1) (i), insert instead:

30 (i) in all areas (within the meaning of the Local Government Act 1993) other than those specified in the regulations, or in those areas (or parts of areas) that are specified in the regulations, without first obtaining the approval of the council of the area;

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

Conversion of Cemeteries Act 1974 No. 17

(1) Section 4 (**Definitions**):

Omit the definitions of “area” and “council”, insert instead in alphabetical order: 5

“area” has the same meaning as it has in the Local Government Act 1993;

“council” has the same meaning as it has in the Local Government Act 1993;

(2) Section 5: 10

Omit the section.

(3) Schedule 1 (**Application of Act to land described in Schedule 2**):

From the definition of “council” in clause 2 (2), omit “Council of the Shire of Wellington”, insert instead “Wellington Council”. 15

Conveyancing Act 1919 No. 6

Section 89 (Power of Court to modify or extinguish easements and certain covenants):

From section 89 (4), omit “municipality or shire”, insert instead “area (within the meaning of the Local Government Act 1993)”. 20

Crimes Act 1900 No. 40

(1) Section 249H (**Disqualification for office**):

Omit “for a civic office, within the meaning of the Local Government Act 1919”, insert instead “from holding civic office for the purposes of the Local Government Act 1993”. 25

(2) Section 525 (**Stealing or damaging books and other things in public library and other places**): 30

Omit “the council of any municipality”, insert instead “a council (within the meaning of the Local Government Act 1993)”.

SCHEDULE 1—AMENDMENT OF ACTS—*continued*(3) Section 526 (**Term “Public Library”**):

5 Omit “municipality”, insert instead “the residents of any area (within the meaning of the Local Government Act 1993)”.

Criminal Records Act 1991 No. 8Section 17 (**Civic office**):

10 Omit “section 30 of the Local Government Act 1919”, insert instead “section 274 or 275 of the Local Government Act 1993”.

Crown Lands (Continued Tenures) Act 1989 No. 7Schedule 3 (**Transfer restrictions**):

15 From paragraph (a) of the definition of “public authority” in clause 2 (3) of Part 1 and clause 2 (3) of Part 2, omit “as defined in the Local Government Act 1919” wherever occurring, insert instead “within the meaning of the Local Government Act 1993”.

Dairy Industry Act 1979 No. 208Section 6 (**Saving of certain Acts and other matters**):

- 20 (a) Omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.
- (b) Omit “, ordinances” wherever occurring.

Darling Harbour Authority Act 1984 No. 103(1) Section 3 (**Definitions**):

25 From section 3 (1), omit the definition of “owner”, insert instead:

“owner” has the same meaning as it has in the Local Government Act 1993;

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (2) Section 23G (**Protection of scheduled works**):
 From section 23G (4), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.
- (3) Section 23J (**Application of certain legislation**): 5
 (a) From section 23J (1) (a), omit “Parts 11 and”, insert instead “Part”.
 (b) After section 23J (1) (a), insert:
 (a1) the Local Government Act 1993 in relation to buildings; 10
 (c) From section 23J (2) and (3), omit “Local Government Act 1919” wherever occurring, insert instead “Local Government Act 1993”.
- (4) Section 59 (**Application of certain legislation within Development Area**): 15
 (a) From section 59 (1) (b) and (3) (b), omit “Parts 11 and” wherever occurring, insert instead “Part”.
 (b) After section 59 (1) (b), insert:
 (b1) the Local Government Act 1993 in relation to buildings; 20
 (c) From section 59 (2) (a), omit “, municipality or shire”, insert instead “or an area”.
 (d) From section 59 (2) (b), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.
 (e) From section 59 (2) (c), omit “, municipality or shire”, insert instead “or an area”. 25
 (f) From section 59 (2) (d), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.
 (g) After section 59 (3) (b), insert:
 (b1) the Local Government Act 1993 in relation to buildings; 30

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(5) Section 61 (**Misuse of information**):

From section 61 (6) (d), omit “a servant”, insert instead “an employee”.

5 **Debits Tax Act 1990 No. 112**

Section 3 (**Definitions**):

From paragraphs (a) (iv) (C) and (a) (vii) (C) of the definition of “excluded debit” in section 3 (1), omit “Local Government Act 1919” wherever occurring, insert instead “Local Government Act 1993”.

10

Dentists Act 1989 No. 139

Section 5 (**Professional misconduct**):

From section 5 (4) (d), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

15 **Dog Act 1966 No. 2**

(1) Section 4 (**Definitions**):

(a) From section 4 (1), omit the definitions of “Area” and “Council”, insert instead in alphabetical order:

“Area” has the same meaning as it has in the Local Government Act 1993.

20

“Council” has the same meaning as it has in the Local Government Act 1993.

(b) From section 4 (1), omit the definitions of “Municipality” and “Shire”.

(c) From the definition of “Registration clerk” in section 4 (1), omit “a servant”, insert instead “an employee”.

25

(2) Section 5 (**Liability of owners of dogs**):

From section 5 (1) (a) and (a1), omit “a municipality or shire” wherever occurring, insert instead “the area of a council”.

30

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (3) Section 10 (**Seizure of dogs**):
- (a) From section 10 (1), omit “a municipality or shire”, insert instead “the area of a council”.
 - (b) From section 10 (1), omit “a servant”, insert instead “an employee”. 5
 - (c) From section 10 (2), omit “servant”, insert instead “employee”.
- (4) Section 11 (**Procedure after dog is seized**):
- From section 11 (1) and (5), omit “servant” wherever occurring, insert instead “employee”. 10
- (5) Section 21A (**Requirement to state name and address**):
- (a) From section 21A (1), omit “A servant”, insert instead “An employee”.
 - (b) From section 21A (3), omit “servant”, insert instead “employee”. 15
- (6) Section 23 (**Powers and duties of council**):
- (a) Omit “The council of a municipality or shire shall”, insert instead “Each council must”.
 - (b) From section 23 (c), omit “a servant”, insert instead “an employee”. 20
- (7) Section 24 (**Power of entry**):
- Omit “a servant”, insert instead “an employee”.
- (8) Section 26 (**Council’s receipts and expenditure to be paid to and from its consolidated fund**): 25
- (a) From section 26 (1), omit “general fund”, insert instead “consolidated fund”.
 - (b) Omit section 26 (2), insert instead:
 - (2) The cost of the administration of this Act incurred by a council must be paid, in accordance with the Local Government Act 1993, from the council’s consolidated fund. 30

SCHEDULE 1—AMENDMENT OF ACTS—*continued*(9) Section 27 (**Regulations**):

From section 27 (1) (b), omit “a servant”, insert instead “an employee”.

5 **Drainage Act 1939 No. 29**(1) Section 4 (**Definitions**):

(a) In the definition of “Owner” in section 4, after the words “representing the Crown”, insert “or any other body prescribed by the regulations for the purposes of this paragraph”.

(b) Omit the definition of “Statutory body representing the Crown”.

(2) Section 5 (**Certain Acts not affected**):

After “Local Government Act 1919”, insert “or the Local Government Act 1993”.

(3) Section 48 (**Liability of occupier**):

From section 48 (4), omit “the servant, of the Crown, or of any shire or municipal council”, insert instead “an officer or employee of the Crown, or as an employee of any council (within the meaning of the Local Government Act 1993)”.

(4) Section 55 (**Sale of land for rates**):

Omit section 55 (2), insert instead:

(2) Division 5 of Part 2 of Chapter 17 of the Local Government Act 1993 applies to the sale of land under this section as if the board were a council within the meaning of that Act.

(3) For the purposes of subsection (2), a reference in those provisions to the general manager or public officer of a council is taken to be a reference to the appropriate officer of the board.

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (4) For the purposes of subsection (2) and the application of section 716 (3) of the Local Government Act 1993, land may be sold to the board, a member of the board, a relative of a member of the board, a member of staff of the board or a relative of a member of staff of the board in the case of sale by public auction, but may not be so sold in the case of sale by private treaty. 5
- (5) Section 69 (**Plans of drainage**): 10
 From section 69 (2), omit “meanings ascribed thereto respectively in the Local Government Act 1919”, insert instead “same meanings as they have respectively in the Local Government Act 1993”.
- (6) Section 79: 15
 After section 78, insert:
Savings and transitional provisions
 79. Schedule 2 has effect.
- (7) Schedule 2: 20
 After the Schedule, insert:
SCHEDULE 2—SAVINGS AND TRANSITIONAL PROVISIONS
Regulations
 1. (1) The regulations may contain provisions of a savings or transitional nature consequent on the enactment of the Statute Law Revision (Local Government) Act 1994. 25
 (2) A provision referred to in subclause (1) may, if the regulations so provide, take effect from the commencement of this Act or from a later date.
 (3) To the extent that a provision referred to in subclause (1) takes effect from a date that is earlier than its date of publication in the Gazette, the provision does not operate: 30
 (a) to affect, in a manner prejudicial to any person (other than the State or an authority of the State), the rights of the person existing before the date of publication; or 35

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- 5 (b) to impose liabilities on any person (other than the State or an authority of the State) in respect of anything done or omitted to be done before the date of publication.

Transitional provision for the recovery of rates

- 10 2. (1) A rate levied in respect of land within a district that has not been paid before the amendment of section 55 by the Statute Law Revision (Local Government) Act 1994 may be recovered as if the section had not been so amended.

- 15 (2) Proceedings for the recovery of such a rate commenced, but not completed, before that amendment may be completed as if the section had not been so amended.

Election Funding Act 1981 No. 78

- (1) Section 9 (**Eligibility for appointment**):

Omit section 9 (1) (d), insert instead:

- 20 (d) is a councillor or mayor of a council, or chairperson or member of a county council, under the Local Government Act 1993 or is a candidate for election to such an office;

- (2) Section 13 (**Vacation of office**):

Omit section 13 (1) (i), insert instead:

- 25 (i) if the member or alternate becomes a councillor or mayor of a council, or the chairperson or a member of a county council, under the Local Government Act 1993 or is a candidate for election to such an office;

30 **Electricity Act 1945 (1946 No. 13)**

- (1) Section 7K (**Building approvals for electricity distributor's equipment**):

- 35 (a) From section 7K (1), omit "Part 11 of the Local Government Act 1919", insert instead "Part 1 of Chapter 7 of the Local Government Act 1993".

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (b) From section 7K (2), omit “Part 11 of the Local Government Act 1919 and of any ordinances”, insert instead “Part 1 of Chapter 7 of the Local Government Act 1993 and of any regulations”. 5
- (2) Section 37 (**Regulations**):
- (a) From section 37 (2) (rr), omit “Local Government Act 1919 or of any ordinance”, insert instead “Local Government Act 1993 or of any regulation”.
- (b) Omit section 37 (5), insert instead: 10
- (5) A regulation under this Act prevails over a regulation made under the Local Government Act 1993, to the extent of any inconsistency.
- (3) Schedule 7 (**Electricity distributors**):
- Omit “Shire” and “Municipality” wherever occurring. 15
- (4) Schedule 11 (**Savings, transitional and other provisions**):
- (a) Omit clause 8 (1), insert instead:
- (1) Subject to the regulations, the provisions of the Local Government Act 1993 and the regulations made under that Act relating to defunct county councils do not apply to or in respect of an electricity distributor. 20
- (b) From clause 8 (2), omit “Local Government Act 1919 and the ordinances” insert instead “Local Government Act 1993 and the regulations”.
- Electricity Commission Act 1950 No. 22** 25
- (1) Section 3 (**Definitions**):
- From section 3 (1), omit the definition of “Area”, insert instead:
- “Area” has the same meaning as it has in the Local Government Act 1993. 30

SCHEDULE 1—AMENDMENT OF ACTS—*continued*(2) Section 6B (**Disclosure of interest by commissioners**):

5 From section 6B (3) (a), omit “council or statutory body within the meaning of the Local Government Act 1919”, insert instead “council within the meaning of the Local Government Act 1993 or any statutory body”.

(3) Section 11 (**Contracts**):

Omit section 11 (4).

Environmental Offences and Penalties Act 1989 No. 15010 Section 24 (**Appointment of persons to exercise certain functions**):

From section 24 (1) (b), omit “of a county district”, insert instead “within the meaning of the Local Government Act 1993”.

15 **Environmental Planning and Assessment Act 1979 No. 203**(1) Section 4 (**Definitions**):

From section 4 (1), omit the definitions of “area”, “council” and “owner”, insert instead in alphabetical order:

20 “**area**” has the same meaning as it has in the Local Government Act 1993;

“**council**” has the same meaning as it has in the Local Government Act 1993;

25 “**owner**” has the same meaning as it has in the Local Government Act 1993;

(2) Section 23 (**Delegation**):

From section 23 (1) (e), omit “servant”, insert instead “employee”.

(3) Section 26 (**Contents of environmental planning instruments**):

30 From section 26 (c), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (4) Section 118 (**Appointment of environmental planning administrator**):
- (a) From section 118 (7), omit “general fund”, insert instead “consolidated fund”. 5
- (b) From section 118 (8) (b), omit “servants” wherever occurring, insert instead “employees”.
- (5) Section 137 (**Charges and fees fixed by regulation**):
- From section 137 (1), omit “ordinance,”.
- (6) Section 143 (**Assessment of loan commitments**): 10
- From section 143 (3), omit “general fund”, insert instead “consolidated fund”.
- (7) Section 154 (**Transfer or amalgamation of land to which an environmental planning instrument applies**):
- From section 154 (4), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”. 15

Environmentally Hazardous Chemicals Act 1985 No. 14

Section 3 (**Definitions**):

From paragraph (a) of the definition of “public place” in section 3 (1), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”. 20

Factories, Shops and Industries Act 1962 No. 43

(1) Section 4 (**Definitions**):

From section 4 (2) (f), omit “municipal, shire, or county council”, insert instead “council or a county council within the meaning of the Local Government Act 1993”. 25

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(2) Section 9 (**Definitions**):

5 From paragraph (a) of the definition of “Local government industry” in section 9 (1), omit “municipal, shire or county council”, insert instead “council or a county council within the meaning of the Local Government Act 1993”.

(3) Section 11 (**Registration of factories**):

10 (a) From section 11 (3B) (b), omit “ordinances made under the Local Government Act 1919”, insert instead “regulations made under the Local Government Act 1993”.

(b) From section 11 (3B) (b), omit “those ordinances”, insert instead “those regulations”.

15 (4) Section 89B (**Exemption of holiday resorts**):

20 (a) From section 89B (1), omit “the area or a part of the area of a municipality or shire outside the County of Cumberland, the City of Newcastle and the City of Greater Wollongong”, insert instead “all or part of an area (within the meaning of the Local Government Act 1993) outside the County of Cumberland, the area of the City of Newcastle and the area of the City of Wollongong”.

(b) From section 89B (2), omit “municipality or shire of the”.

Fair Trading Act 1987 No. 68

25 Schedule 1 (**Paramount legislation**):

Omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

Farm Produce Act 1983 No. 30

Section 55 (**Regulations**):

30 Omit section 55 (2), insert instead:

(2) The provisions of any regulation made under this section prevail over the Local Government Act 1993, and any regulation made under that Act, to the extent of any inconsistency.

SCHEDULE 1—AMENDMENT OF ACTS—*continued***Film and Computer Game Classification Act 1984 No. 155**

Section 3 (Definitions):

- (a) In section 3 (1), insert in appropriate order:

“theatre or public hall” has the same meaning as it has in the Local Government Act 1993; 5

- (b) Omit section 3 (3).

Fire Brigades Act 1989 No. 192

(1) Section 3 (Definitions):

From section 3 (1), omit the definition of “local government area”, insert instead: 10

“local government area” has the same meaning as “area” has in the Local Government Act 1993;

(2) Section 52 (How contribution is to be funded):

- (a) From section 52 (1), omit “general fund”, insert instead “consolidated fund”. 15

- (b) Omit section 52 (2), insert instead:

(2) If this Act applies to part only of a local government area, the council is required to pay the required contribution out of the consolidated fund or raise the required amount by a special rate under the Local Government Act 1993 on the land value of rateable land in the part. 20

- (c) From section 52 (3), omit “Local Government Act 1919 to the contrary, no poll of ratepayers”, insert instead “Local Government Act 1993 to the contrary, no council poll”. 25

- (d) From section 52 (4), omit “local rate”, insert instead “special rate”.

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

Fisheries and Oyster Farms Act 1935 No. 58

Section 120 (**Regulations**):

5 From section 120 (2) (x), omit “the council of a municipality or shire”, insert instead “a council under the Local Government Act 1993”.

Food Act 1989 No. 231

(1) Section 3 (**Definitions**):

10 From the definition of “council” in section 3 (1), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

(2) Section 79 (**Appointment and powers of inspectors**):

From section 79 (2), omit “health surveyor”, insert instead “person”.

15 (3) Section 80 (**Control of council appointments**):

From section 80 (3), omit “health surveyor”, insert instead “person”.

Forestry Act 1916 No. 55

(1) Section 11 (**Powers and duties of the commission**):

20 From section 11 (1A), omit “statutory body, or council, within the meaning of the Local Government Act 1919”, insert instead “statutory body or any other body prescribed by the regulations for the purposes of this section or any council (within the meaning of the Local Government Act 1993)”.

25

(2) Section 25A (**Flora reserves**):

(a) From section 25A (5) (f), omit “a municipality or shire”, insert instead “an area (within the meaning of the Local Government Act 1993)”.

30 (b) From section 25A (5) (f), omit “general fund”, insert instead “consolidated fund”.

SCHEDULE 1—AMENDMENT OF ACTS—*continued***Funeral Services Industry (Days of Operation) Act 1990 No. 87****Section 4 (Days of operation for burial or cremation services):**

Omit section 4 (4) (a), insert instead:

- (a) a council or a county council within the meaning of the Local Government Act 1993; or 5

Gaming and Betting Act 1912 No. 25**Section 3 (Definitions):**

From the definition of "Street" where secondly occurring in section 3 (1), omit "is in force under Division 4BA of Part 11 of the Local Government Act 1919", insert instead "to use or permit the use of the building as a place of public entertainment is in force under Part 1 of Chapter 7 of the Local Government Act 1993". 10

Gas Act 1986 No. 213 15**(1) Section 3 (Definitions):**

From section 3 (1), omit the definition of "local authority", insert instead:

"local authority" means a council or a county council within the meaning of the Local Government Act 1993; 20

(2) Section 19 (Permission for local authorities to enter certain agreements):

Omit section 19 (1) (a), insert instead:

- (a) establish or acquire an undertaking to supply gas, and supply and install gas fittings and appliances, or to supply liquefied petroleum gas, and supply and install pipes, fittings, apparatus and appliances for use in its consumption or conveyance; or 25

SCHEDULE 1—AMENDMENT OF ACTS—*continued***Geographical Names Act 1966 No. 13**Section 2 (**Definitions**):

5 From the definition of "Place", omit "local government area, urban area or county district under the Local Government Act 1919", insert instead "area (within the meaning of the Local Government Act 1993) or area of operations of a county council (within the meaning of that Act)".

10 **Government Guarantees Act 1934 No. 57**Section 3A (**Guarantees for industrial purposes**):

From section 3A (3), omit "Local Government Act 1919", insert instead "Local Government Act 1993".

Government Pricing Tribunal Act 1992 No. 39

15 Schedule 1 (**Government agencies for which Tribunal has standing reference**):

Omit "Tenterfield Shire Council", insert instead "Tenterfield Council".

Health Administration Act 1982 No. 135

20 (1) Section 7 (**Public sector staff**):

From section 7 (3) (c), omit "Local Government Act 1919", insert instead "Local Government Act 1993".

(2) Section 8 (**Functions of the Secretary**):

25 From section 8 (2) (f), omit "Local Government Act 1919", insert instead "Local Government Act 1993".

SCHEDULE 1—AMENDMENT OF ACTS—*continued***Heritage Act 1977 No. 136**(1) Section 4 (**Definitions**):

- (a) From section 4 (1), omit the definitions of “area”, “council” and “owner”, insert instead in alphabetical order: 5

“area” has the same meaning as it has in the Local Government Act 1993;

“council” has the same meaning as it has in the Local Government Act 1993; 10

“owner” has the same meaning as it has in the Local Government Act 1993;

- (b) From the definition of “consent authority” in section 4 (1), omit “any instrument made under that Act”, insert instead “the Local Government Act 1993, any instruments made under those Acts”. 15

(2) Section 56 (**Definition**):

- (a) Omit section 56 (a), insert instead:

(a) Part 1 of Chapter 7 of the Local Government Act 1993; 20

- (b) After section 56 (g), insert:

(h) any prescribed provision of the Local Government Act 1993 or any prescribed provision of any instrument made under that Act;

(3) Section 66 (**Application of Subdivision**): 25

Omit “any instrument made under that Act”, insert instead “the Local Government Act 1993, any instruments made under those Acts”.

(4) Section 76 (**Appeal to Minister in respect of prescribed applications**): 30

Omit “any instrument made under that Act”, insert instead “the Local Government Act 1993, any instruments made under those Acts”.

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(5) Section 123 (**Definitions**):

(a) Omit paragraph (b) of the definition of “rating or taxing authority”, insert instead:

5 (b) a county council established under the Local Government Act 1993;

(b) From the definition of “valuing law”, omit “the Local Government Act 1919,”.

10 (6) Section 126 (**Application of valuing laws to heritage valuations**):

Omit section 126 (b) and (c).

(7) Section 137A (**Conflicting orders void**):

Omit section 137A (a), insert instead:

15 (a) an order of the kind referred to in Order No. 4 in the Table to section 124 of the Local Government Act 1993; or

Housing Act 1912 No. 7

(1) Section 4D (**Housing areas**):

20 From section 4D (6) (c), omit “municipality”, insert instead “area (within the meaning of the Local Government Act 1993)”.

(2) Section 39 (**Corporation may assist councils to erect houses**):

25 From section 39, omit “Local Government Act 1919, assist the councils of shires and municipalities”, insert instead “Local Government Act 1993, assist the councils of areas (within the meaning of the Local Government Act 1993)”.

(3) Section 40G (**Miscellaneous powers (cf. Act No. 65, 1941, s. 18)**):

30 From section 40G (e), omit “ordinances under the Local Government Act 1919”, insert instead “regulations under the Local Government Act 1993”.

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

Housing Act 1976 No. 62

(1) Section 4 (**Definitions**):

Omit the definition of “council”, insert instead:

“**council**” has the same meaning as it has in the Local Government Act 1993; 5

(2) Section 15 (**Dedication of land**):

(a) From section 15 (3), omit “a local government area within the meaning of the Local Government Act 1919”, insert instead “an area within the meaning of the Local Government Act 1993”. 10

(b) From section 15 (4), omit “local government area”, insert instead “area within the meaning of the Local Government Act 1993”.

(c) From section 15 (4), omit “the Local Government Act 1919”, insert instead “that Act”. 15

(3) Section 19 (**Exercise of council’s powers by Corporation**):

(a) In section 19 (1) and (3), after “Local Government Act 1919” wherever occurring, insert “or the Local Government Act 1993”. 20

(b) From section 19 (3), omit “local government area within the meaning of that Act”, insert instead “area within the meaning of the Local Government Act 1993”.

Housing Act 1985 No. 163

(1) Section 3 (**Definitions**): 25

From section 3 (1), omit the definition of “council”, insert instead:

“**council**” has the same meaning as it has in the Local Government Act 1993;

(2) Section 13 (**Misuse of information**): 30

Omit section 13 (6) (c), insert instead:

(c) if the person is a councillor or an employee of a council;

SCHEDULE 1—AMENDMENT OF ACTS—*continued***Hunter Valley Flood Mitigation Act 1956 No. 10**(1) Section 2 (**Definitions**):

5 From section 2 (1), omit the definitions of “Council” and
“Local government area”, insert instead in alphabetical
order:

“**Council**” means a council or a county council within
the meaning of the Local Government Act 1993.

10 “**Local government area**” has the same meaning as
“area” has in the Local Government Act 1993.

(2) Section 3 (**Certain Acts not affected**):

After “Local Government Act 1919”, insert “or the Local
Government Act 1993”.

(3) Section 39 (**Contribution towards cost of works to protect
public and local government works**):

15 From section 39 (3), omit “section 654 of the Local
Government Act 1919, as amended by subsequent Acts,
and for the purpose of this subsection any such difference
20 shall be deemed to be a difference which the parties have
agreed to submit to the Minister for Local Government for
determination in the manner provided in the said section
654”, insert instead “section 742 of the Local Government
Act 1993 and for the purpose of this subsection any such
25 difference is taken to be a difference submitted to the
Minister administering the Local Government Act 1993
under section 742 of that Act”.

(4) Section 52 (**Roads rendered incapable of use by Constructing
Authority to be repaired or replaced**):

30 (a) From section 52 (4), omit “Local Government Act 1919,
as amended by subsequent Acts, where”, insert instead
“Roads Act 1993, where”.

(b) From section 52 (4), omit “Local Government Act 1919,
as amended by subsequent Acts, in”, insert instead
“Roads Act 1993 in”.

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

Hunter Water Board (Corporatisation) Act 1991 No. 53

Section 16 (**Area covered by operating licence**):

Omit section 16 (2) (a), insert instead:

- (a) a council within the meaning of the Local Government Act 1993; or 5

Independent Commission Against Corruption Act 1988 No. 35

(1) Section 3 (**Definitions**):

From section 3 (1), omit the definition of “local government authority”, insert instead: 10

“**local government authority**” means a council or a county council within the meaning of the Local Government Act 1993 or any person or body exercising all or any of the functions of such a council or county council; 15

(2) Schedule 4 (**Savings, transitional and other provisions**):

- (a) From clause 1, omit “In this”, insert instead “In clauses 1–4 of this”.

- (b) After clause 4, insert:

Statute Law Revision (Local Government) Act 1994 20

Saving provision

5. An investigation may be commenced and completed in relation to a reference made in accordance with this Act before the amendment of section 3 by the Statute Law Revision (Local Government) Act 1994 in respect of an urban committee or a person or body exercising all or any of the functions of such a committee as if that section had not been so amended. 25

Industrial Relations Act 1991 No. 34

Section 434 (**Rules to provide conditions for imposing of levies and making of donations or other payments for political objects by organisations**): 30

From section 434 (4), omit the definition of “public office”, insert instead:

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

“public office” means:

- (a) civic office within the meaning of the Local Government Act 1993; or
- 5 (b) the office of a member of any public body that has power to raise money, either directly or indirectly, by means of a rate.

Irrigation Act 1912 No. 73

(1) Section 3 (**Definitions**):

10 Insert in alphabetical order:

“Local government area” has the same meaning as “area” has in the Local Government Act 1993.

(2) Section 11H (**Agreements for the supply of electricity**):

15 From section 11H (1) and (2), omit “municipality or shire” wherever occurring, insert instead “local government area”.

(3) Section 20 (**Certain land exempted from rates**):

20 (a) From section 20 (1), (5) and (6), omit “Local Government Act 1919” wherever occurring, insert instead “Local Government Act 1993”.

(b) From section 20 (1), omit “ratable”, insert instead “rateable”.

25 (c) From section 20 (2) and (3) omit “sections 15, 16, 17, 18, 19, and 20 of the Local Government Act 1919” wherever occurring, insert instead “Part 1 of Chapter 9 of the Local Government Act 1993”.

(d) From section 20 (2), (3), (4), (7) and (9) (a), omit “municipality or shire” wherever occurring, insert instead “local government area”.

30 (e) From section 20 (2) and (6), omit “municipalities and shires” wherever occurring, insert instead “local government areas”.

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (f) From section 20 (4), omit “Local Government Act 1919 shall apply, namely, section 16 (g) and (h) and section 21 (1) (k), (q) and (r) and (2)”, insert instead “Local Government Act 1993 apply, namely, sections 207, 213 and 737”. 5
- (g) From section 20 (5), omit “Local Government Department”, insert instead “Department of Local Government and Co-operatives”.
- (h) From section 20 (9) (a), omit “a general rate and special or local rates”, insert instead “an ordinary rate and a special rate”. 10
- (i) From section 20 (9) (a), omit “The general rate”, insert instead “The ordinary rate”.
- (j) From section 20 (9) (a), omit “the special or local rates”, insert instead “the special rate”. 15

Justices Act 1902 No. 27

Section 19 (**Justices—capacity to act in certain cases**):

Omit “an alderman”, insert instead “a councillor”.

Lake Illawarra Authority Act 1987 No. 285 20

- (1) Section 6 (**The Authority**):
From section 6 (4) (b), omit “Municipal”.
- (2) Section 17 (**Vesting of the development area in the Authority**):
From section 17 (3) (e), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”. 25
- (3) Section 19 (**Certain land vested in the Authority may become Crown land**):
From section 19 (3), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.
- (4) Section 20 (**Return of land to council**): 30
From section 20 (1) (b), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(5) Section 22 (**Staging and financing of development works**):

From section 22 (2) (b), omit “Municipal”.

Land Acquisition (Just Terms Compensation) Act 1991 No. 22

5 Section 4 (**Definitions**):

From section 4 (1), omit paragraph (c) of the definition of “authority of the State”, insert instead:

(c) a council or a county council within the meaning of the Local Government Act 1993; or

10 **Land Sales Act 1964 No. 12**

Fourth Schedule:

(a) Omit “(name of city, municipality or shire)”, insert instead “(name of local government area)”.

15 (b) Omit “town/shire clerk’s certificate”, insert instead “general manager’s certificate”.

Land Tax Act 1956 No. 27

Section 6 (**Land tax liability in respect of flood liable land**):

From section 6 (1), omit the definition of “council”, insert instead:

20 “**council**”, in relation to any land, means the council of the area, within the meaning of the Local Government Act 1993, in which the land is situated;

Land Tax Management Act 1956 No. 26

(1) Section 3 (**Definitions**):

25 From section 3 (1), omit the definition of “Planning instrument”, insert instead:

30 “**Planning instrument**” means an environmental planning instrument, within the meaning of the Environmental Planning and Assessment Act 1979, and includes a deemed environmental planning instrument within the meaning of that Act.

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (2) Section 9A (**Postponement of part of land tax attributable to unutilised value**):
- From section 9A (6), omit “section 160C of the Local Government Act 1919”, insert instead “Division 2 of Part 8 of Chapter 15 of the Local Government Act 1993”. 5
- (3) Section 47 (**Land tax to be first charge on land**):
- (a) From section 47 (2A), omit “section 602 of the Local Government Act 1919”, insert instead “section 713 of the Local Government Act 1993”. 10
- (b) From section 47 (2A), omit “section 606”, insert instead “sections 718 and 719”.
- (4) Section 62I (**Purpose and interpretation of Division**):
- From section 62I (2), omit “section 160C of the Local Government Act 1919”, insert instead “Division 2 of Part 8 of Chapter 15 of the Local Government Act 1993”. 15
- (5) Section 68 (**Furnishing of valuation and other lists to Chief Commissioner**):
- Omit “Local Government Act 1919, as amended by subsequent Acts,”, insert instead “Local Government Act 1993”. 20

Library Act 1939 No. 40

- (1) Section 2 (**Definitions**):
- Omit the definitions of “Area”, “Elector” and “Local authority”, insert instead in alphabetical order: 25
- “**Area**” has the same meaning as it has in the Local Government Act 1993.
- “**Elector**” has the same meaning as it has in the Local Government Act 1993.
- “**Local authority**” means a council within the meaning of the Local Government Act 1993. 30

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(2) Section 10A (**Restrictions on borrowing entitlements and other matters**):

From section 10A (1), omit “, ordinance”.

5 **Liquor Act 1982 No. 147**

(1) Section 4 (**Definitions**):

From section 4 (1), omit the definitions of “airport”, “local council”, “public hall” and “theatre”, insert instead in alphabetical order:

10 “**airport**” means a public airport established and maintained by a council within the meaning of the Local Government Act 1993;

15 “**local council**”, in relation to premises or proposed premises, means the council in whose area (within the meaning of the Local Government Act 1993) the premises are, or will be, situated;

20 “**public hall**” means a public hall the subject of an approval in force under Part 1 of Chapter 7 of the Local Government Act 1993 to use or permit the use of the hall as a place of public entertainment;

 “**theatre**” means a theatre the subject of an approval in force under Part 1 of Chapter 7 of the Local Government Act 1993 to use or permit the use of the theatre as a place of public entertainment;

25 (2) Section 40 (**Application for conditional grant**):

In section 40 (6), from paragraph (a) of the definition of “approved plan”, omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

(3) Section 44 (**Right of objection to application**):

30 Omit section 44 (1) (e), insert instead:

(e) a person authorised by the local council for the premises;

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (4) Section 50 (**Grant of on-licence (airport)**):
 Omit section 50 (a), insert instead:
 (a) are situated within an airport; and
- (5) Section 67 (**Summons to show cause against taking of disciplinary action**): 5
 Omit section 67 (1) (d), insert instead:
 (d) a person authorised by the local council for the licensed premises;
- (6) Section 68 (**Grounds for complaint**): 10
 Omit section 68 (1) (g1), insert instead:
 (g1) that entertainment has been conducted on the licensed premises otherwise than in accordance with the conditions of an approval under Part 1 of Chapter 7 of the Local Government Act 1993 or the provisions of any regulation made under that Act; or 15
- Local Government Act 1993 No. 30**
- Schedule 8 (**Savings, transitional and other provisions consequent on the enactment of other Acts**): 20
 (a) At the end of clause 1 (1), insert:
 Statute Law Revision (Local Government) Act 1994
 (b) After clause 12, insert:
- Part 3—Provisions consequent on the enactment of the Statute Law Revision (Local Government) Act 1994** 25
- Definitions**
13. In this Part, “repealed Act” means any of the following Acts:
- (a) Local Government (Rates and Charges) Act 1986 No. 178; 30

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (b) Local Government (Rates and Charges) Act 1987
No. 233;
- 5 (c) Local Government (Rates and Charges)
Amendment Act 1983 No. 175;
- (d) Local Government (Rates and Charges)
Amendment Act 1984 No. 140;
- (e) Local Government (Rates and Charges)
Amendment Act 1985 No. 169;
- 10 (f) Local Government (Rates and Charges)
Amendment Act 1988 No. 91;
- (g) Local Government (Rating) Further Amendment
Act 1976 No. 99;
- 15 (h) Local Government (Rating) Further Amendment
Act 1989 No. 157.

Continuing effect of repealed Acts

14. (1) A council or county council may continue to do
anything that it could have done under a repealed Act as if
the Act had not been repealed.
- 20 (2) A rate or charge levied or made under a repealed Act
or under the power conferred by this clause may be
recovered as if it had been levied or made under this Act.

Lord Howe Island Act 1953 No. 39

- (1) Section 19B (**Enforcement of plan of management**):
- 25 From section 19B (3), omit “section 317B (2), (3), (4),
(4A) and (4C) of the Local Government Act 1919”, insert
instead “section 678 (1), (2), (3), (4), (5), (6) and (8) of
the Local Government Act 1993”.
- (2) Section 21 (**Leases in perpetuity for residence**):
- 30 From section 21 (10), omit “referred to in paragraph (a),
(b) or (c) of the definition of “eligible pensioner” in
section 160AA of the Local Government Act 1919”, insert

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

instead “who is a member of a class of persons prescribed by the regulations under the Local Government Act 1993 for the purposes of the definition of “eligible pensioner” under that Act”.

5

(3) Section 38 (**Regulations**):

From section 38 (4) (b), omit “Local Government Act 1919 as amended by subsequent Acts, and the ordinances thereunder”, insert instead “Local Government Act 1993, or the regulations made under that Act”.

10

Maritime Services Act 1935 No. 47(1) Section 13TA (**Erosion or siltation in certain ports**):

From section 13TA (1), omit paragraph (d) of the definition of “public authority”, insert instead:

(d) a council or a county council within the meaning of the Local Government Act 1993.

15

(2) Section 38 (**Board may make regulations**):

From the definition of “wharf” in section 38 (4), omit “the council of a municipality or shire”, insert instead “a council within the meaning of the Local Government Act 1993”.

20

Meat Industry Act 1978 No. 54(1) Section 4 (**Definitions**):

From section 4 (1), omit the definition of “council”, insert instead:

“**council**” means a council or a county council within the meaning of the Local Government Act 1993;

25

(2) Section 46 (**Functions of the Authority**):

From section 46 (2) (h), omit “Minister for Local Government”, insert instead “Minister administering the Local Government Act 1993”.

30

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (3) Section 69 (**Authority may appoint managers of certain council abattoirs**):

5 From section 69 (5), omit “Section 654 of the Local Government Act 1919”, insert instead “Section 742 of the Local Government Act 1993”.

Mine Subsidence Compensation Act 1961 No. 22

- Section 11 (**Contributions to be paid by colliery proprietors to Fund**):

10 Omit section 11 (1), insert instead:

(1) In this section, “**land value**”, in relation to a colliery holding, is the land value of the colliery holding as determined under the Valuation of Land Act 1916.

Mines Inspection Act 1901 No. 75

15 Section 4 (**Definitions**):

20 From the definition of “ ‘Metal’ and ‘mineral’ ” in section 4 (1), omit “as defined in section 4 of the Local Government Act 1919, or by a county council constituted under that Act”, insert instead “or by a county council, within the meaning of the Local Government Act 1993”.

Mining Act 1992 No. 29

- (1) Section 82 (**Certain resumptions, conveyances and transfers not to affect mining lease**):

25 Omit “section 604 of the Local Government Act 1919”, insert instead “section 722 of the Local Government Act 1993”.

- (2) Dictionary of words and expressions:

30 (a) From the definition of “council”, omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(b) Omit the definition of “local government area”, insert instead:

“local government area” has the same meaning as “area” has in the Local Government Act 1993;

5

Motor Vehicles Taxation Act 1988 No. 111

(1) Section 3 (**Definitions** (cf. Act No. 34, 1949, s. 3)):

From section 3 (2) (e), omit “the council of a city, municipality or shire or a county council”, insert instead “a council or a county council within the meaning of the Local Government Act 1993”.

10

(2) Section 16 (**Vehicles totally exempt from tax** (cf. Act No. 34, 1949, s. 7)):

From section 16 (1) (c), omit “the council of a city, municipality or shire or by a county council”, insert instead “a council or a county council within the meaning of the Local Government Act 1993”.

15

Murray Valley Citrus Marketing Act 1989 No. 155

Schedule 1 (**New South Wales production area**):

Omit “Shire of” wherever occurring, insert instead “Local government area of”.

20

National Parks and Wildlife Act 1974 No. 80

(1) Section 69A (**Definitions**):

From section 69A (1), omit the definition of “statutory authority”, insert instead:

25

“statutory authority” means any of the following:

(a) a government department;

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(b) an Administrative Office within the meaning of the Public Sector Management Act 1988;

5 (c) a council or a county council within the meaning of the Local Government Act 1993;

(d) any other body constituted by or under an Act.

(2) Section 91F (**Notice of making of interim protection order**):

Omit section 91F (c), insert instead:

10 (c) the council in whose area (within the meaning of the Local Government Act 1993) the area of land subject to the order is situated; and

(3) Section 155 (**Regulations relating to parks**):

15 From section 155 (2A) (a), omit “Local Government Act 1919, may take into consideration in exercising its powers, authorities, duties and functions under that Act”, insert instead “Local Government Act 1993 may take into consideration in exercising its functions under that Act”.

(4) Section 163 (**Application of Dog Act 1966**):

20 From section 163 (2), omit “servant”, insert instead “employee”.

Navigation Act 1901 No. 60

Section 135 (**Power to make regulations**):

From section 135 (c), omit “city, town, or municipality”, insert instead “local government area”.

25 **Noise Control Act 1975 No. 35**

(1) Section 4 (**Definitions**):

In section 4 (1), from paragraph (a) of the definition of “public place”, omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(2) Section 58 (**Definition**):

From section 58 (b) (ii), omit “servant”, insert instead “employee”.

Noxious Weeds Act 1993 No. 11

5

Dictionary of words and expressions:

(a) Insert in alphabetical order:

local government area has the same meaning as “area” has in the Local Government Act 1993.

(b) After paragraph (c) of the definition of “public reserve”, insert:

10

(c1) any land dedicated as a public reserve under section 49 of the Local Government Act 1993; and

(c2) any land conveyed or transferred to, or vested in, a council under section 50 of that Act; and

15

Ombudsman Act 1974 No. 68

(1) Section 5 (**Definitions**):

(a) From section 5 (1), omit the definition of “local government authority”, insert instead:

“local government authority” means a council or a county council within the meaning of the Local Government Act 1993;

20

(b) In section 5 (1), from paragraph (b1) of the definition of “responsible Minister”, omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

25

(2) Section 26A (**Authority to pay compensation**):

From section 26A (4), omit “section 530A of the Local Government Act 1919”, insert instead “section 377 of the Local Government Act 1993”.

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

Parliamentary Electorates and Elections Act 1912 No. 41

(1) Section 31 (**Persons who are to furnish information**):

5 Omit “officers of any municipality or shire”, insert instead
“employees of any council within the meaning of the
Local Government Act 1993”.

(2) Section 151B (**Exhibition of posters**):

(a) Omit section 151B (2A) (a) (i), insert instead:

10 (i) the Crown, any instrumentality or agency of the
Crown, or any statutory body representing the
Crown or any other body prescribed by the
regulations as a statutory body representing the
Crown; or

15 (b) From section 151B (3) (b), omit “Division 4BA of Part 11
of the Local Government Act 1919”, insert instead “Part 1
of Chapter 7 of the Local Government Act 1993 in relation
to its use as a place of public entertainment”.

(c) From section 151B (6), omit the definition of “local
authority”, insert instead:

20 “**local authority**” means a council or a county council
within the meaning of the Local Government Act
1993.

(d) From section 151B (6), omit the definition of “statutory
body representing the Crown”.

25 **Petroleum (Onshore) Act 1991 No. 84**

Section 55:

Omit the section, insert instead:

Definitions

55. In this Division:

30 “**council**” has the same meaning as it has in the Local
Government Act 1993;

“**local government area**” has the same meaning as
“area” has in the Local Government Act 1993.

SCHEDULE 1—AMENDMENT OF ACTS—*continued***Pipelines Act 1967 No. 90**(1) Section 3 (**Definitions**):

From section 3 (1), omit the definition of “public authority”, insert instead: 5

“public authority” means:

- (a) a statutory body representing the Crown; or
- (b) a council or a county council within the meaning of the Local Government Act 1993;

(2) Section 7 (**Applicant for permit to serve notices on councils, owners and occupiers**): 10

Omit section 7 (a), insert instead:

- (a) on each council or county council (within the meaning of the Local Government Act 1993) in whose area, or area of operations, lands referred to in the application are situated; and 15

(3) Section 40 (**Certain provisions of Local Government Act 1993, and Environmental Planning and Assessment Act 1979, not to apply to pipelines**):

Omit section 40 (1), insert instead: 20

(1) Section 611 of the Local Government Act 1993 does not apply to or in respect of a pipeline the construction or operation of which is authorised by a licence.

(1A) Part 1 of Chapter 7 of the Local Government Act 1993, and regulations made for the purposes of that Part, do not apply to the construction or operation of a pipeline (not including apparatus or works of a prescribed class or description), the construction or operation of which is authorised by a licence. 25

Plant Diseases Act 1924 No. 38 30Section 26 (**Offences**):

From section 26 (4), omit “rate book of the council of the municipality or shire”, insert instead “record kept by the council of the area (within the meaning of the Local Government Act 1993) under section 602 of that Act”. 35

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

Poisons Act 1966 No. 31

Section 5 (Exemption from operation of Act):

5 From section 5 (1) (a), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

Police Offences Act 1901 No. 5

(1) **Section 3 (Definitions):**

10 Omit the definition of “City Surveyor”, insert instead:
 “City Surveyor” means the employee of the Council of the City of Sydney designated by the Council as the City Surveyor.

(2) **Section 42 (Application of this Part):**

From section 42 (1), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

15 (3) **Section 101 (Stipendiary Magistrate and Justices may appoint special constables):**

From section 101 (1A), omit “a municipality or shire”, insert instead “an area within the meaning of the Local Government Act 1993”.

20 **Pollution Control Act 1970 No. 95**

Section 22A (Definitions):

Omit the definition of “local authority”, insert instead:
 “local authority” means the council of an area within the meaning of the Local Government Act 1993.

25 **Prices Regulation Act 1948 No. 26**

Section 3 (Definitions):

30 In section 3 (1), from the definition of “public utility undertaking”, omit “the council of a city, municipality or shire, or by a county council”, insert instead “a council or a county council within the meaning of the Local Government Act 1993”.

SCHEDULE 1—AMENDMENT OF ACTS—*continued***Prickly Pear Act 1987 No. 202**(1) Section 3 (**Definitions**):

From section 3 (1), omit the definition of “council”, insert instead:

5

“**council**” means a council or a county council within the meaning of the Local Government Act 1993;

(2) Section 16 (**Levy of prickly pear rates by councils**):

(a) From section 16 (1) and (2), omit “Local Government Act 1919” wherever occurring, insert instead “Local Government Act 1993”.

10

(b) From section 16 (1), omit “or a local rate on the land value or on the improved capital value of rateable land”, insert instead “rate on the land value of rateable land”.

Printing and Newspapers Act 1973 No. 46

15

Section 3 (**Provisions in respect of certain printed documents**):

(a) From section 3 (4) (d), omit “or any statutory body representing the Crown”, insert instead “, any statutory body representing the Crown or any other body prescribed by the regulations”.

20

(b) Omit section 3 (5), insert instead:

(5) The Governor may make regulations prescribing bodies for the purposes of subsection (4) (d).

Private Irrigation Districts Act 1973 No. 47(1) Section 4 (**Definitions**):

25

From section 4 (1), omit the definition of “public authority”, insert instead:

“**public authority**” means:

(a) a council within the meaning of the Local Government Act 1993; or

30

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (b) a statutory body representing the Crown; or
 (c) any body declared to be a statutory body representing the Crown for the purposes of this Act;

5

(2) Section 29 (**Construction of, and other work relating to, supply works and conveying works**):

In section 29 (1), after “Local Government Act 1919,”, insert “to the Local Government Act 1993,”.

10

(3) Section 36:

Omit the section, insert instead:

Certain works taken to be structures for purposes of the Local Government Act 1993

15

36. For the purposes of the application of the following provisions of the Local Government Act 1993 to works referred to in section 29 (1), those works are taken to be structures:

- (a) section 68, and item 1 of Part A of the Table to that section;
 (b) section 124, and Order No. 29 in the Table to that section;
 (c) section 611;
 (d) section 678 (1).

20

(4) Section 68 (**Additional works required as a result of subdivision**):

25

Omit section 68 (3) and (4), insert instead:

(3) All works constructed or to be constructed under subsection (1) are, for the purposes of the application of the following provisions of the Local Government Act 1993, taken to be structures:

30

- (a) section 68, and item 1 of Part A of the Table to that section;
 (b) section 124, and Order No. 29 in the Table to that section;
 (c) section 611;

35

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(d) section 678 (1).

(4) All works constructed or to be constructed under subsection (1) must be constructed in accordance with the approval in writing of the Board in respect of location, design, form, dimensions and construction.

5

Property, Stock and Business Agents Act 1941 No. 28

Section 4 (Act not to apply to certain persons or bodies):

(a) Omit section 4 (1) (c), insert instead:

(c) a council within the meaning of the Local Government Act 1993; or

10

(b) From section 4 (2) (a) (ii), omit “Impounding Act 1898”, insert instead “Impounding Act 1993”.

Protection of the Environment Administration Act 1991 No. 60

Section 12 (Directions to public authorities):

15

From section 12 (3), omit “Mayor or President”, insert instead “mayor”.

Public Authorities (Financial Arrangements) Act 1987 No. 33

(1) Section 6 (Definition of “authority”):

From the definition of “authority”, omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

20

(2) Section 29 (Definitions):

From the definition of “public authority”, omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

25

(3) Section 39 (Trustee investment):

From section 39 (5), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

Public Health Act 1991 No. 10

Section 3 (Definitions):

- 5 (a) In section 3 (1), from the definition of “environmental health officer”, omit “, and also means a health surveyor employed by a local authority”.
- (b) In section 3 (1), from the definition of “local authority”, omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

10 **Public Sector Executives Superannuation Act 1989 No. 106**

Schedule 1 (Additional employers):

Omit the Schedule, insert instead:

SCHEDULE 1—ADDITIONAL EMPLOYERS

(Sec. 3 (1))

- 15 Albury City Council
Ashfield Council
Auburn Council
Bankstown City Council
Barraba Shire Council
20 Bathurst City Council
Baulkham Hills Shire Council
Bellingen Shire Council
Berrigan Shire Council
Blacktown City Council
25 Bland Shire Council
Blayney Shire Council
Bogan Shire Council
Boorowa Council
Broken Hill City Council
30 Broken Hill Electricity
Burwood Council
Cabonne Shire Council
Camden Council
Campbelltown City Council
35 Canterbury City Council
Carrathool Council

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

Central West Electricity	
Cessnock City Council	
Cobar Council	
Coffs Harbour City Council	5
Coolamon Shire Council	
Cooma-Monaro Shire Council	
Cootamundra Shire Council	
Council of the City of Maitland	
Cowra Shire Council	10
Crookwell Council	
Culcairn Shire Council	
Drummoyne Council	
Dungog Shire Council	
Eurobodalla Shire Council	15
Evans Council	
Fairfield City Council	
Forbes Council	
Gloucester Shire Council	
Gosford City Council	20
Goulburn City Council	
Grafton City Council	
Great Lakes Council	
Greater Lithgow City Council	
Greater Taree City Council	25
Griffith City Council	
Gunnedah Shire Council	
Guyra Shire Council	
Harden Shire Council	
Hastings Council	30
Hay Shire Council	
Health Administration Corporation	
Holroyd City Council	
Hornsby Council	
Hume Council	35
Hunter Water Corporation Limited	
Hurstville City Council	
Illawarra Electricity	
Independent Commission Against Corruption	
Inverell Shire Council	40
Jerilderie Shire Council	
Judicial Commission of New South Wales	

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

	June Shire Council
	Kempsey Shire Council
	Kogarah Council
5	Kyogle Council
	Lake Macquarie City Council
	Lane Cove Municipal Council
	Local Government Association of New South Wales
	Lockhart Shire Council
10	Lower Clarence County Council
	Maclean Council
	Manly Council
	Marrickville Council
15	Monaro Electricity
	Moree Plains Shire Council
	Mosman Municipal Council
	Mudgee Shire Council
	Mulwaree Shire Council
20	Murray River Electricity
	Murray Shire Council
	Murrumbidgee Council
	Murrumbidgee Electricity
	Muswellbrook Shire Council
25	Nambucca Shire Council
	Namoi Valley Electricity
	Narrandera Council
	Narromine Council
	New England Electricity
30	New South Wales Treasury Corporation
	Newcastle City Council
	North Sydney Council
	North West Electricity
	Northern Riverina Electricity
	Northern Rivers Electricity
35	Nymboida Shire Council
	Ophir Electricity
	Oxley Electricity
	Parkes Shire Council
	Parry Council
40	P-CCC Electricity
	Pittwater Council
	Port Stephens Council

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

Pricing Tribunal	
Prospect Electricity	
Queanbeyan City Council	
Quirindi Shire Council	5
Rockdale Council	
Ryde City Council	
Scone Shire Council	
Shires Association of New South Wales	
Shoalhaven City Council	10
Shortland Electricity	
Singleton Shire Council	
South West Slopes Electricity	
Southern Mitchell Electricity	
Southern Riverina Electricity	15
Southern Tablelands Electricity	
Strathfield Municipal Council	
Sutherland Shire Council	
Sydney City Council	
Tallaganda Council	20
Tamworth City Council	
Temora Shire Council	
Tumbarumba Shire Council	
Tumut Council	
Tumut River Electricity	25
Ulan Electricity	
Uralla Shire Council	
Urana Council	
Wagga Wagga City Council	
Walcha Council	30
Warringah Council	
Wellington Council	
Western Power	
Willoughby City Council	
Wingecarribee Council	35
Wollongong City Council	
Wyong Shire Council	
Yarrowlumla Council	
Yass Shire Council	
Young Council	40

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

Public Servant Housing Authority Act 1975 No. 38

Section 4 (**Definitions**):

Omit the definition of “council”, insert instead:

5 “**council**” has the same meaning as it has in the Local Government Act 1993;

Public Works Act 1912 No. 45

Section 34 (**Conditions precedent to commencing public works**):

10 (a) From section 34 (3), omit “a municipality or shire has made an application under section three hundred and seventy-three of the Local Government Act 1919”, insert instead “an area within the meaning of the Local Government Act 1993 has made an application under

15 section 57 of that Act”.

(b) From section 34 (3), omit “the municipality or shire”, insert instead “the council’s area”.

Real Property Act 1900 No. 25

(1) Section 28M (**Lapsing of caution**):

20 From section 28M (7) (b), omit “section 604 (3) of the Local Government Act 1919”, insert instead “section 726 of the Local Government Act 1993”.

(2) Section 45D (**Application for title by possession**):

25 From section 45D (3) (d), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

Recreation Vehicles Act 1983 No. 136

(1) Section 4 (**Definitions**):

30 In section 4 (1), from the definitions of “area” and “council”, omit “section 4 of the Local Government Act 1919” wherever occurring, insert instead “the Local Government Act 1993”.

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(2) Section 9 (**Functions of authorised officers**):

From section 9 (2), omit “a servant”, insert instead “an employee”.

Registered Clubs Act 1976 No. 31

5

(1) Section 4 (**Definitions**):

(a) In section 4 (1), from paragraph (a) of the definition of “approved plan”, omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

(b) In section 4 (1), insert in alphabetical order:

10

“**council**” has the same meaning as it has in the Local Government Act 1993;

“**local government area**” has the same meaning as “area” has in the Local Government Act 1993;

(2) Section 17 (**Determination of complaints against registered clubs**):

15

From section 17 (1AC), omit “area (within the meaning of the Local Government Act 1919)”, insert instead “local government area”.

(3) Section 26 (**Objectors**):

20

(a) From section 26 (2), omit “city (including the City of Sydney), municipality or shire”, insert instead “local government area”.

(b) Omit section 26 (2) (b) (i), insert instead:

(i) within 2 kilometres of the premises or proposed premises of the club, if those premises or proposed premises are situated in a local government area (other than a local government area that was constituted as a shire immediately before 1 July 1993);

25

30

(4) Section 70B:

Omit the section.

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(5) Section 97 (**Who may object**):

5 From section 97 (1) (c), omit “city (including the City of Sydney) municipality or shire”, insert instead “local government area”.

Residential Tenancies Act 1987 No. 26

(1) Section 3 (**Definitions**):

10 (a) From section 3 (1), omit the definitions of “movable dwelling” and “registrable movable dwelling”, insert instead in alphabetical order:

 “**moveable dwelling**” has the same meaning as it has in the Local Government Act 1993;

15 “**registrable moveable dwelling**” means a moveable dwelling that is, or is capable of being, registered under the Traffic Act 1909;

(b) From the definitions of “relocatable home”, “residential premises” and “rigid annexe” in section 3 (1), omit “movable dwelling” wherever occurring, insert instead “moveable dwelling”.

20 (2) Section 7 (**Application of Act to moveable dwellings**):

(a) From section 7 (1) and (2) (a), omit “movable dwelling” wherever occurring, insert instead “moveable dwelling”.

(b) From section 7 (4), omit “movable dwellings” wherever occurring, insert instead “moveable dwellings”.

25 (3) Section 33 (**Right to assign rights or sub-let**):

 From section 33 (3) (b), omit “movable dwelling”, insert instead “moveable dwelling”.

(4) Section 35A (**Definitions**):

30 From section 35A (1), omit the definition of “caravan park”, insert instead:

 “**caravan park**” means a caravan park operating under an approval given under Part 1 of Chapter 7 of the Local Government Act 1993;

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (5) Section 58 (**Notice of termination by landlord without any ground**):
- From section 58 (2A) (b), omit “movable dwelling”, insert instead “moveable dwelling”. 5
- (6) Section 59 (**Notice of termination by tenant without any ground**):
- From section 59 (2A) (b), omit “movable dwelling”, insert instead “moveable dwelling”.
- (7) Section 60 (**Notice of termination of fixed term agreement without any ground**): 10
- From section 60 (3) (b), omit “movable dwelling”, insert instead “moveable dwelling”.
- (8) Section 133 (**Regulations**):
- From section 133 (1) (e), omit “movable” wherever occurring, insert instead “moveable”. 15

Rivers and Foreshores Improvement Act 1948 No. 20

Section 2 (**Definitions**):

From section 2, omit the definition of “Council”, insert instead: 20

“**Council**” means a council or a county council within the meaning of the Local Government Act 1993.

Road Improvement (Special Funding) Act 1989 No. 95

Section 5 (**Increased revenue subject to statutory trust for road funding**): 25

From section 5 (2) (e), omit “the council of a city, municipality or shire”, insert instead “a council (within the meaning of the Local Government Act 1993)”.

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

Rural Lands Protection Act 1989 No. 197

(1) Section 3 (**Definitions**):

5 From the definition of “local authority” in section 3 (1), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

(2) Section 109 (**Definitions**):

(a) From section 109 (1), omit the definition of “pound”, insert instead:

10 “pound” means a public pound established under the Impounding Act 1993 or under section 110;

(b) From section 109 (6), omit “Impounding Act 1898 or Part 18 of the Local Government Act 1919”, insert instead “Impounding Act 1993”.

15 **Rural Workers Accommodation Act 1969 No. 34**

Section 3 (**Definitions**):

From section 3 (1), omit the definition of “Local Government Act”, insert instead:

20 “Local Government Act” means the Local Government Act 1993 and any regulations or other instruments made or issued under that Act.

School Forest Areas Act 1936 No. 20

Section 23 (**Regulations**):

25 From section 23 (2) (g), omit “municipal or shire council”, insert instead “council (within the meaning of the Local Government Act 1993)”.

Search Warrants Act 1985 No. 37

Section 10 (**Definitions**):

30 From the definition of “search warrant”, omit all matter relating to the Local Government Act 1919, insert instead:
section 201 of the Local Government Act 1993;

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

Second-hand Dealers and Collectors Act 1906 No. 30

Section 4AA (**Market indorsements**):

In section 4AA (1), from paragraph (a) of the definition of “market”, omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

5

South-west Tablelands Water Supply Administration Act 1941 No. 36

(1) Section 2 (**Definitions**):

Omit the definition of “Local Government Act”, insert instead:

10

“Local Government Act” means the Local Government Act 1993.

(2) Section 5 (**Care and management of certain works**):

(a) From section 5 (2), omit “council of the Municipality of Cootamundra”, insert instead “Cootamundra Shire Council”.

15

(b) From section 5 (3), omit “Part 14 of the Local Government Act, and the provisions of that Part of that Act, other than the provisions relating to the repayment of the capital debt”, insert instead “section 58 of the Local Government Act, and the provisions of that Act (other than section 58 (2))”.

20

(c) Omit section 5 (5).

(3) Section 15 (**Default by council**):

Omit section 15 (2).

25

(4) Section 16 (**Vesting of care and management of works in Administrator**):

Omit section 16 (3).

Stamp Duties Act 1920 No. 47

(1) Section 78F (**Exemption from duty—residential leases**):

30

(a) From section 78F (1A), omit “movable dwelling”, insert instead “moveable dwelling”.

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(b) From section 78F (2), omit the definition of “lease of a moveable dwelling site”, insert instead:

5 **“lease of a moveable dwelling site”** means an agreement under which a person has the right to occupy for a term (or a term together with any option period) not exceeding 5 years:

- (a) any land used, or intended to be used, as the site of a moveable dwelling; or
- 10 (b) any moveable dwelling on that site; or
- (c) both the land and any such moveable dwelling;

“moveable dwelling” has the same meaning as it has in the Local Government Act 1993;

15 (2) Second Schedule (**Stamp Duties and Exemptions**):

 From the matter relating to agreements under seal under the heading “AGREEMENT OR MEMORANDUM OF AN AGREEMENT”, omit “shire council or a municipal council”, insert instead “council (within the meaning of the Local Government Act 1993)”.

20

(3) Schedule 2A (**First Home Purchase Scheme**):

 Omit clause 22 (5), insert instead:

(5) In this clause, “Metropolitan Area” means the following:

- 25 (a) County of Cumberland;
- (b) local government area of Wollondilly;
- (c) City of Wollongong;
- (d) local government area of Shellharbour;
- (e) City of Gosford;
- 30 (f) local government area of Wyong;
- (g) City of Blue Mountains.

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

State Development and Industries Assistance Act 1966 No. 10

Section 3 (**Definitions**):

- (a) From section 3 (1), omit the definitions of “Area” and “Council”, insert instead in alphabetical order: 5
- “Area” has the same meaning as it has in the Local Government Act 1993.
- “Council”, in relation to a local authority, has the same meaning as it has in the Local Government Act 1993.
- (b) In section 3 (1), from the definition of “Country industry”, omit “Greater”. 10

State Emergency and Rescue Management Act 1989 No. 165

Section 3 (**Definitions**):

- From section 3 (1), omit the definition of “local government area”, insert instead: 15
- “local government area” means an “area” within the meaning of the Local Government Act 1993 and includes a combined local government area as referred to in section 27;

Strata Titles Act 1973 No. 68 20

(1) Section 5 (**Definitions**):

In section 5 (1), from the definition of “local council”, omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

(2) Section 27 (**Dedication of common property**): 25

From section 27 (1), omit the definition of “ ‘public road’ and ‘public reserve’ ”, insert instead in alphabetical order:

“public reserve” has the same meaning as it has in the Local Government Act 1993;

“public road” has the same meaning as it has in the Roads Act 1993. 30

SCHEDULE 1—AMENDMENT OF ACTS—*continued*(3) Section 37 (**Approval of proposed strata plans, certain subdivisions and conversions of lots into common property**):

- 5 (a) From section 37 (1) (a) (i), omit “section 306 of the Local Government Act 1919”, insert instead “Part 1 of Chapter 7 of the Local Government Act 1993”.
- (b) Omit section 37 (1) (b) (iv), insert instead:
- 10 (iv) the land proposed to be subdivided is not the subject of any outstanding order, requirement or notice of a kind referred to in, or given under, a provision referred to in subsection (1B); and
- (c) From section 37 (1) (b) (v), omit “under section 317D of the Local Government Act 1919”, insert instead “of the kind referred to in Order No. 4 in the Table to section 124 of the Local Government Act 1993”.
- 15 (d) From section 37 (1) (b) (v), omit “objection to the order has been made under section 317F”, insert instead “appeal against the order has been made under section 180”.
- (e) From section 37 (1B), omit “the provisions”, insert instead “the orders under section 124 of the Local Government Act 1993 and provisions”.
- 20 (f) Omit section 37 (1B) (b)–(f), insert instead:
- (b) any order of the kind referred to in Order No. 1 in the Table to section 124 of the Local Government Act 1993;
- 25 (c) any order of the kind referred to in Order No. 3 in the Table to section 124 of the Local Government Act 1993;
- (d) any order of the kind referred to in Orders Nos. 21, 22, 23, 24 or 25 in the Table to section 124 of the Local Government Act 1993;
- 30 (e) provisions of regulations made under the Local Government Act 1993 that are prescribed for the purposes of this subsection.

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (4) Section 66 (**Statutory restrictions on powers of bodies corporate**):
- From section 66 (5), omit “council clerk”, insert instead “general manager”. 5
- (5) Section 89 (**Definitions**):
- Omit the definition of “area”, insert instead:
- “**area**” has the same meaning as it has in the Local Government Act 1993;
- Strata Titles (Leasehold) Act 1986 No. 219** 10
- (1) Section 4 (**Definitions (1973 Act, s. 5)**):
- In section 4 (1), from paragraph (a) of the definition of “local council”, omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.
- (2) Section 31 (**Dedication of common property (1973 Act, s. 27)**): 15
- From section 31 (1), omit the definition of “ ‘public reserve’ and ‘public road’ ”, insert instead in alphabetical order:
- “**public reserve**” has the same meaning as it has in the Local Government Act 1993; 20
- “**public road**” has the same meaning as it has in the Roads Act 1993.
- (3) Section 66 (**Approval of proposed strata plans, certain subdivisions and conversions of lots into common property (1973 Act, s. 37)**): 25
- (a) From section 66 (1) (a) (i), omit “section 306 of the Local Government Act 1919”, insert instead “Part 1 of Chapter 7 of the Local Government Act 1993”.
- (b) Omit section 66 (1) (b) (iv), insert instead:
- (iv) the land proposed to be subdivided is not the subject of any outstanding order, requirement or notice of a kind referred to in, or given under, a provision referred to in subsection (1A); and 30

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- 5 (c) From section 66 (1) (b) (v), omit “under section 317D of the Local Government Act 1919”, insert instead “of the kind referred to in Order No. 4 in the Table to section 124 of the Local Government Act 1993”.
- (d) From section 66 (1) (b) (v), omit “objection to the order has been made under section 317F”, insert instead “appeal against the order has been made under section 180”.
- (e) Omit section 66 (1) (c) (iv), insert instead:
- 10 (iv) the land proposed to be subdivided is not the subject of any outstanding order, requirement or notice of a kind referred to in, or given under, a provision referred to in subsection (1A); and
- 15 (f) From section 66 (1) (c) (v), omit “section 317D of the Local Government Act 1919”, insert instead “of the kind referred to in Order No. 4 in the Table to section 124 of the Local Government Act 1993”.
- 20 (g) From section 66 (1) (c) (v), omit “objection to the order has been made under section 317F”, insert instead “appeal against the order has been made under section 180”.
- (h) From section 66 (1A), omit “the provisions”, insert instead “the orders under section 124 of the Local Government Act 1993 and provisions”.
- 25 (i) Omit section 66 (1A) (b)–(f), insert instead:
- (b) any order of the kind referred to in Order No. 1 in the Table to section 124 of the Local Government Act 1993;
- 30 (c) any order of the kind referred to in Order No. 3 in the Table to section 124 of the Local Government Act 1993;
- (d) any order of the kind referred to in Orders Nos. 21, 22, 23, 24 or 25 in the Table to section 124 of the Local Government Act 1993;
- 35 (e) provisions of regulations made under the Local Government Act 1993 that are prescribed for the purposes of this subsection.

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(4) Section 121 (**Definitions (1973 Act, s. 89)**):

Omit the definition of “area”, insert instead:

“area” has the same meaning as it has in the Local Government Act 1993;

5

Superannuation Administration Act 1991 No. 96

Section 3 (**Definitions**):

From section 3 (1), omit the definition of “local authority”, insert instead:

“local authority” means a council within the meaning of the Local Government Act 1993;

10

Survey Co-ordination Act 1949 No. 27

Section 2 (**Definitions**):

From the definition of “Council”, omit “Local Government Act 1919, as amended by subsequent Acts”, insert instead “Local Government Act 1993”.

15

Swimming Pools Act 1992 No. 49

(1) Section 4 (**To which swimming pools does this Act apply?**):

Omit “movable dwelling”, insert instead “moveable dwelling”.

20

(2) Part 2, Division 2, heading:

Omit “movable dwellings”, insert instead “moveable dwellings”.

(3) Section 11 (**To which swimming pools does this Division apply?**):

Omit “movable dwelling”, insert instead “moveable dwelling”.

25

(4) Section 12 (**General requirements for outdoor swimming pools**):

From section 12 (a), omit “movable dwelling”, insert instead “moveable dwelling”.

30

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (5) Section 28 (**Inspectors may exercise certain powers of entry**):
From section 28 (2) and (4), omit “movable dwelling” wherever occurring, insert instead “moveable dwelling”.
- 5 (6) Section 32 (**What happens if other Acts are inconsistent with this Act?**):
From section 32 (2), omit “Part 11 of the Local Government Act 1919”, insert instead “Part 1 of Chapter 7 of the Local Government Act 1993”.
- 10 (7) Dictionary of words and expressions:
- (a) Omit paragraph (a) of the definition of “area”, insert instead:
(a) the area of a council within the meaning of the Local Government Act 1993; or
- 15 (b) Omit paragraph (a) of the definition of “local authority”, insert instead:
(a) in relation to premises that are situated within an area within the meaning of the Local Government Act 1993—the council of that area; or
- 20 (c) Omit the definition of “movable dwelling”, insert instead:
moveable dwelling has the same meaning as it has in the Local Government Act 1993.
- (d) Omit the definition of “owner of premises”, insert instead:
owner of premises has the same meaning as “owner” has in relation to land in the Local Government Act 1993 and, if there are 2 or more owners of the premises, includes any one of the owners.
- 25 (e) From paragraph (b) of the definition of “residential building”, omit “movable dwelling”, insert instead
- 30 “moveable dwelling”.

Sydney Cove Redevelopment Authority Act 1968 No. 56

Section 27 (Constitution of advisory committees):

From section 27 (3), omit “servant”, insert instead “employee”.

SCHEDULE 1—AMENDMENT OF ACTS—*continued***Sydney Cricket and Sports Ground Act 1978 No. 72**(1) Section 4 (**Definitions**):

From section 4 (2) (b), omit “Part 11 of the Local Government Act 1919”, insert instead “the Local Government Act 1993”. 5

(2) Section 16B (**Application of certain laws to designated land**):

(a) After section 16B (a), insert:

(a1) the Local Government Act 1993;

(b) From section 16B (c), omit “either of”, insert instead “any of”. 10

Sydney Electricity Act 1990 No. 117(1) Section 53 (**Regulations**):

From section 53 (2) (j), omit “Local Government Act 1919 or of any ordinance”, insert instead “Local Government Act 1993 or of any regulation”. 15

(2) Schedule 1 (**Sydney Electricity District**):

(a) Omit “Municipality of” wherever occurring (except in relation to Municipality of Canterbury and Municipality of Ryde). 20

(b) Omit “Shire of” wherever occurring (except in relation to Shire of Sutherland).

(c) From item 2, omit “Shire of Sutherland”, insert instead “Sutherland Shire”.

(d) From item 2, omit “Municipality of Canterbury”, insert instead “City of Canterbury”. 25

(e) From item 4, omit “Municipality of Ryde”, insert instead “City of Ryde”.

SCHEDULE 1—AMENDMENT OF ACTS—*continued*(3) Schedule 5 (**Savings, transitional and other provisions**):

(a) Omit clause 8 (1), insert instead:

5 (1) Subject to the regulations, the provisions of the Local Government Act 1993 and the regulations made under that Act relating to county councils do not apply to or in respect of Sydney Electricity.

10 (b) From clause 8 (2), omit "Local Government Act 1919 and the ordinances", insert instead "Local Government Act 1993 and the regulations".

Sydney Harbour Trust Act 1900 (1901 No. 1)(1) Section 3 (**Definitions**):

Insert in alphabetical order:

15 "Council" has the same meaning as it has in the Local Government Act 1993.

"Local government area" has the same meaning as "area" has in the Local Government Act 1993.

(2) Section 39 (**Land vested in commissioners free from local government rates**):

20 (a) Omit "municipal council", insert instead "other council".

(b) Omit "municipality", insert instead "other council".

(3) Section 100 (**Power to contract with local councils as to streets and roads**):

25 (a) Omit "the council of any municipality whose district", insert instead "any other council whose local government area".

(b) Omit "limits of the said city, borough, or municipal district", insert instead "boundaries of the said city or local government area".

30 **Sydney Harbour Tunnel (Private Joint Venture) Act 1987 No. 49**(1) Section 2 (**Definitions**)

From section 2 (1), omit the definition of "council", insert instead:

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

“council” has the same meaning as it has in the Local Government Act 1993;

- (2) Section 9 (**Application of other legislation**):
- Omit section 9 (1), insert instead: 5
- (1) The provisions of:
- (a) the Coastal Protection Act 1979 and any instrument in force under that Act; and
- (b) the Local Government Act 1993, and any instrument in force under that Act, in relation to buildings, 10
- do not apply to or in respect of the tunnelling works.
- (3) Section 11 (**Application of other legislation**):
- Omit section 11 (1), insert instead:
- (1) The provisions of: 15
- (a) the Coastal Protection Act 1979 and any instrument in force under that Act; and
- (b) the Local Government Act 1993, and any instrument in force under that Act, in relation to buildings, 20
- do not apply to or in respect of the ancillary works.
- (4) Section 15 (**Protection of Sydney Harbour Tunnel from other development**):
- From section 15 (4), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”. 25

Sydney Market Authority Act 1968 No. 11

- (1) Section 3 (**Definitions**):
- From section 3 (1), omit the definition of “council”, insert instead:
- “council”** has the same meaning as it has in the Local Government Act 1993; 30

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (2) Section 9 (**Authority may make use of certain employees of the Crown, statutory bodies and councils**):

From section 9 (2), omit “, servants”.

- 5 (3) Section 11 (**Powers, authorities, duties and functions of the Authority**):

Omit section 11 (2) (a), insert instead:

- 10 (a) to carry out those activities in relation to a public market which it would be able to carry out under the Local Government Act 1993 if it were a council;

Tobacco Advertising Prohibition Act 1991 No. 65

Section 4 (**Definitions**):

- 15 Omit paragraph (a) of the definition of “authorised officer”, insert instead:

- (a) a person authorised as an officer for the purposes of this Act by a council within the meaning of the Local Government Act 1993; or

Tourism New South Wales Act 1984 No. 46

- 20 Section 3 (**Definitions**):

From section 3 (1), omit the definition of “council”, insert instead:

- “**council**” has the same meaning as it has in the Local Government Act 1993;

- 25 **Traffic Act 1909 No. 5**

- (1) Section 10ZA (**Definitions**):

From the definition of “electricity distributor”, omit “Shire”.

- (2) Section 18B (**Penalty notices for certain offences**):

- 30 (a) From section 18B (6) (a) (iii), omit “or a specified ordinance”.

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (b) From section 18B (6) (a) (iii), omit “, regulations or an ordinance”, insert instead “or regulations”.
- (c) From section 18B (6) (a) (iv), omit “, regulations or ordinance”, insert instead “or regulations”. 5
- Transport Administration Act 1988 No. 109**
- Section 111 (**Disputes involving transport authorities**):
 From section 111 (4), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.
- Trustee Act 1925 No. 14** 10
- Section 14A (**Authorised investments**):
 From section 14A (2) (e), omit “the Council of the City of Sydney or any city, municipal or shire council in New South Wales”, insert instead “a council (within the meaning of the Local Government Act 1993)”. 15
- Unclaimed Money Act 1982 No. 174**
- Section 3 (**Definitions**):
 In section 3 (1), from paragraph (g) of the definition of “business”, omit “within the meaning of, and any county council constituted under, the Local Government Act 1919”, insert instead “or county council within the meaning of the Local Government Act 1993”. 20
- Valuation of Land Act 1916 No. 2**
- (1) Section 4 (**Definitions**):
- (a) From section 4 (1), omit the definitions of “Council” and “Municipality”, insert instead in alphabetical order: 25
- “**Council**” has the same meaning as it has in the Local Government Act 1993.
- “**Local government area**” has the same meaning as “area” has in the Local Government Act 1993. 30

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(b) From section 4 (1), omit paragraph (c) of the definition of “Supplementary valuation”.

(2) Section 12:

5 Omit the section, insert instead:

Local government areas

12. (1) Each local government area is a valuation district for the purposes of this Act.

10 (2) Whenever there is any change in the boundaries of a local government area, the same change is taken to have been made in the boundaries of the valuation district that corresponds to that area.

(3) Section 13 (**Western Division**):

15 Omit “municipalities or shires”, insert instead “local government areas”.

(4) Section 14A (**Date at which certain values to be determined**):

From section 14A (1) (b), omit “, ward or riding”.

(5) Section 47 (**Rating or taxing authorities**):

20 Omit “shire or of a municipality”, insert instead “local government area”.

(6) Section 50 (**No alteration by rating or taxing authorities except when authorised**):

25 From section 50 (2), omit “local government inspector of accounts”, insert instead “Departmental representative carrying out an investigation under Part 5 of Chapter 13 of the Local Government Act 1993”.

(7) Section 58 (**Allowances for profitable expenditure—land**):

30 (a) From section 58 (2) (f), omit “, a statutory body or a statutory body representing the Crown”, insert instead “or a public authority constituted by or under an Act, a government department or a statutory body representing the Crown”.

(b) Omit the last sentence of section 58 (2).

(c) Omit section 58 (5).

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (8) Section 59 (**Improved value for purposes of other Acts**):
Omit the section.
- (9) Section 60 (**Assessed annual value for purposes of other Acts**):
Omit “the Local Government Act 1919,”. 5
- (10) Section 67 (**Valuation for the purposes of Fire Brigades Act 1989**):
- (a) From section 67 (2), omit “municipalities or shires”, insert instead “local government areas”.
- (b) From section 67 (2), omit “municipality or shire”, insert instead “local government area”. 10
- Waste Disposal Act 1970 No. 97**
- (1) Section 5 (**Definitions**):
- From section 5 (1), omit the definitions of “area” and “council”, insert instead in alphabetical order: 15
- “area” has the same meaning as it has in the Local Government Act 1993;
- “council” means a council or a county council within the meaning of the Local Government Act 1993;
- (2) Section 21 (**Delegation**): 20
- From section 21 (c) omit “consent of that council”, insert instead “approval of the council and the general manager”.
- (3) Schedule 1:
- Omit the Schedule, insert instead: 25
- SCHEDULE 1—AREAS AND PARTS OF AREAS
WHICH CONSTITUTE THE METROPOLITAN
WASTE DISPOSAL REGION**
- (Sec. 6)
- Cities of Bankstown, Blacktown, Campbelltown, Canterbury, Fairfield, Hawkesbury, Holroyd, Hurstville, Liverpool, Parramatta, Penrith, Randwick, Ryde, South Sydney, Sydney, Willoughby. 30

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

5 Areas of Ashfield, Auburn, Baulkham Hills, Botany, Burwood, Camden, Concord, Drummoyne, Hornsby, Hunter's Hill, Kogarah, Ku-ring-gai, Lane Cove, Leichhardt, Manly, Marrickville, Mosman, North Sydney, Pittwater, Rockdale, Strathfield, Sutherland Shire, Warringah, Waverley, Woollahra.

Water Act 1912 No. 44(1) Section 12 (**Licence**):

10 From section 12 (3), omit "a municipal council, or shire council", insert instead "a council within the meaning of the Local Government Act 1993".

(2) Section 14 (**Renewal**):

15 From section 14 (1B), omit "a municipal council, or a shire council", insert instead "a council within the meaning of the Local Government Act 1993".

(3) Section 26A (**Act prevails over certain other Acts**):

Omit "Local Government Act 1919", insert instead "Local Government Act 1993".

(4) Section 26C (**Construction of work by Crown for councils**):

20 Omit "municipal council, shire council or county council", insert instead "council or county council within the meaning of the Local Government Act 1993".

(5) Section 147 (**Supply of water**):

25 From section 147 (4) (c), omit "a county council, a municipal council, a shire council", insert instead "a council or a county council within the meaning of the Local Government Act 1993".

(6) Section 152 (**Flooding of public roads**):

30 From section 152 (1), omit "any municipal or shire council", insert instead "the council (within the meaning of the Local Government Act 1993)".

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(7) Section 165 (**Definitions**):

From the definition of “occupier” in section 165 (1), omit “under Part 14 of the Local Government Act 1919 on behalf of any council, or where a council has been charged with the care and management of a controlled work”, insert instead “on the application of a council under Division 2 of Part 3 of Chapter 6 of the Local Government Act 1993, or a council has been charged with the care and management of a controlled work under that Division”. 5
10

Water Supply Authorities Act 1987 No. 140

(1) Section 3 (**Definitions**):

From section 3 (1), omit the definition of council, insert instead:
“**council**” has the same meaning as it has in the Local Government Act 1993; 15

(2) Schedule 1 (**Water supply authorities**):

From Part 2, omit “the shire of” wherever occurring.

(3) Schedule 3 (**Broken Hill Water Board**):

From clause 13 (1), omit “general rates” wherever occurring, insert instead “ordinary rates”. 20

(4) Schedule 4 (**Cobar Water Board**):

From clause 3 (2) (d), omit “Shire”.

Western Lands Act 1901 No. 70

(1) Section 18D (**Provisions governing leases**): 25

From section 18D (1) (vii), omit “a local government area within the meaning of the Local Government Act 1919”, insert instead “an area within the meaning of the Local Government Act 1993”.

(2) Section 36 (**Regulations**): 30

From section 36 (3), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

SCHEDULE 1—AMENDMENT OF ACTS—*continued***Wild Dog Destruction Act 1921 No. 17****Section 12 (Rate to be imposed):**

5 From section 12 (1), omit “a municipality, town, or village”, insert instead “an area within the meaning of the Local Government Act 1993 (other than an area that was constituted as a shire immediately before 1 July 1993), a town or a village”.

Wilderness Act 1987 No. 196**Section 2 (Definitions):**

10 From section 2 (1), omit paragraphs (b) and (c) of the definition of “statutory authority”, insert instead:

- 15 (b) an Administrative Office within the meaning of the Public Sector Management Act 1988;
- (c) a council or a county council within the meaning of the Local Government Act 1993; and

Wollongong Sportsground Act 1986 No. 174**Section 25 (Carrying out of plan of management):**

20 From section 25 (2), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

Women’s Legal Status Act 1918 No. 50**Section 2 (Positions for which there is no sex disqualification):**

Omit section 2 (b), insert instead:

- 25 (b) to be elected and to act as Lord Mayor or councillor of the City of Sydney or mayor or councillor of any other area within the meaning of the Local Government Act 1993;

Zoological Parks Board Act 1973 No. 34**(1) Section 6 (Appointment of members):**

- 30 (a) From section 6 (2) (f), omit “the Council of the Municipality of Mosman”, insert instead “Mosman Municipal Council”.

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (b) From section 6 (2) (g), omit “the Council of the City of Dubbo”, insert instead “Dubbo City Council”.
- (2) Section 46 (Use of certain lands for agriculture under s. 7 of Taronga Zoological Park Act 1956 continued): 5
- Omit “Notwithstanding anything in Part 12A of the Local Government Act 1919”, insert instead “Despite any provision of the Environmental Planning and Assessment Act 1979 or any instrument made under that Act”.

SCHEDULE 2—REPEALS 10

(Sec. 4)

- City of Sydney (Elections) Regulation 1993
- Local Government (Amendment) Act 1937 No. 10
- Local Government (Amendment) Act 1980 No. 74
- Local Government (Amendment) Act 1983 No. 33 15
- Local Government (Amendment) Act 1987 No. 150
- Local Government (Building and Construction Industry Long Service Payments) Amendment Act 1986 No. 20
- Local Government (Building Approvals) Act 1989 No. 149
- Local Government (Building Certificates) Amendment Act 1986 No. 157 20
- Local Government (Building Regulation) Amendment Act 1989 No. 80
- Local Government (Commons Management) Amendment Act 1989 No. 14
- Local Government (Covenants) Amendment Act 1986 No. 73 25
- Local Government (Disclosure of Interests) Amendment Act 1987 No. 126
- Local Government (Elections) Amendment Act 1983 No. 77
- Local Government (Electricity) Amendment Act 1987 No. 106
- Local Government (Flood Liable Land) Amendment Act 1985 No. 99 30
- Local Government (Further Amendment) Act 1952 No. 53
- Local Government (Hunter Water Board) Amendment Act 1988 No. 122
- Local Government (Liquor) Amendment Act 1990 No. 30
- Local Government (Miscellaneous Provisions) Amendment Act 1985 No. 209 35
- Local Government (Movable Dwellings) Amendment Act 1991 No. 37
- Local Government (Noxious Plants) Amendment Act 1937 No. 38

*Statute Law Revision (Local Government) 1994*SCHEDULE 2—REPEALS—*continued*

- Local Government (Penalties) Amendment Act 1986 No. 2
 Local Government (Pensioners Rates) Amendment Act 1987 No. 234
 Local Government (Plan Registration) Amendment Act 1986 No. 153
 5 Local Government (Public Inquiries) Amendment Act 1990 No. 69
 Local Government (Purchases) Amendment Act 1983 No. 173
 Local Government (Rates) Amendment Act 1985 No. 33
 Local Government (Rates and Charges) Act 1986 No. 178
 Local Government (Rates and Charges) Act 1987 No. 233
 10 Local Government (Rates and Charges) Amendment Act 1983 No. 175
 Local Government (Rates and Charges) Amendment Act 1984 No. 140
 Local Government (Rates and Charges) Amendment Act 1985 No. 169
 Local Government (Rates and Charges) Amendment Act 1988 No. 91
 Local Government (Rating) Amendment Act 1989 No. 122
 15 Local Government (Rating) Further Amendment Act 1976 No. 99
 Local Government (Rating) Further Amendment Act 1989 No. 157
 Local Government (Residential Flat Buildings) Amendment Act 1986
 No. 131
 Local Government (Secret Commissions) Amendment Act 1987
 20 No. 117
 Local Government (Street Drinking) Amendment Act 1990 No. 105
 Local Government (Subdivision) Amendment Act 1985 No. 229
 Local Government (Subdivisions) Amendment Act 1988 No. 129
 Local Government (Sydney Cricket and Sports Ground) Amendment
 25 Act 1978 No. 65
 Local Government (Theatres and Public Halls) Amendment Act 1989
 No. 10
 Local Government (Tourism Commission) Amendment Act 1984
 No. 49
 30 Local Government (Work on Private Land) Amendment Act 1989
 No. 210
-

SECOND PRINT

**STATUTE LAW REVISION (LOCAL GOVERNMENT)
BILL 1994**

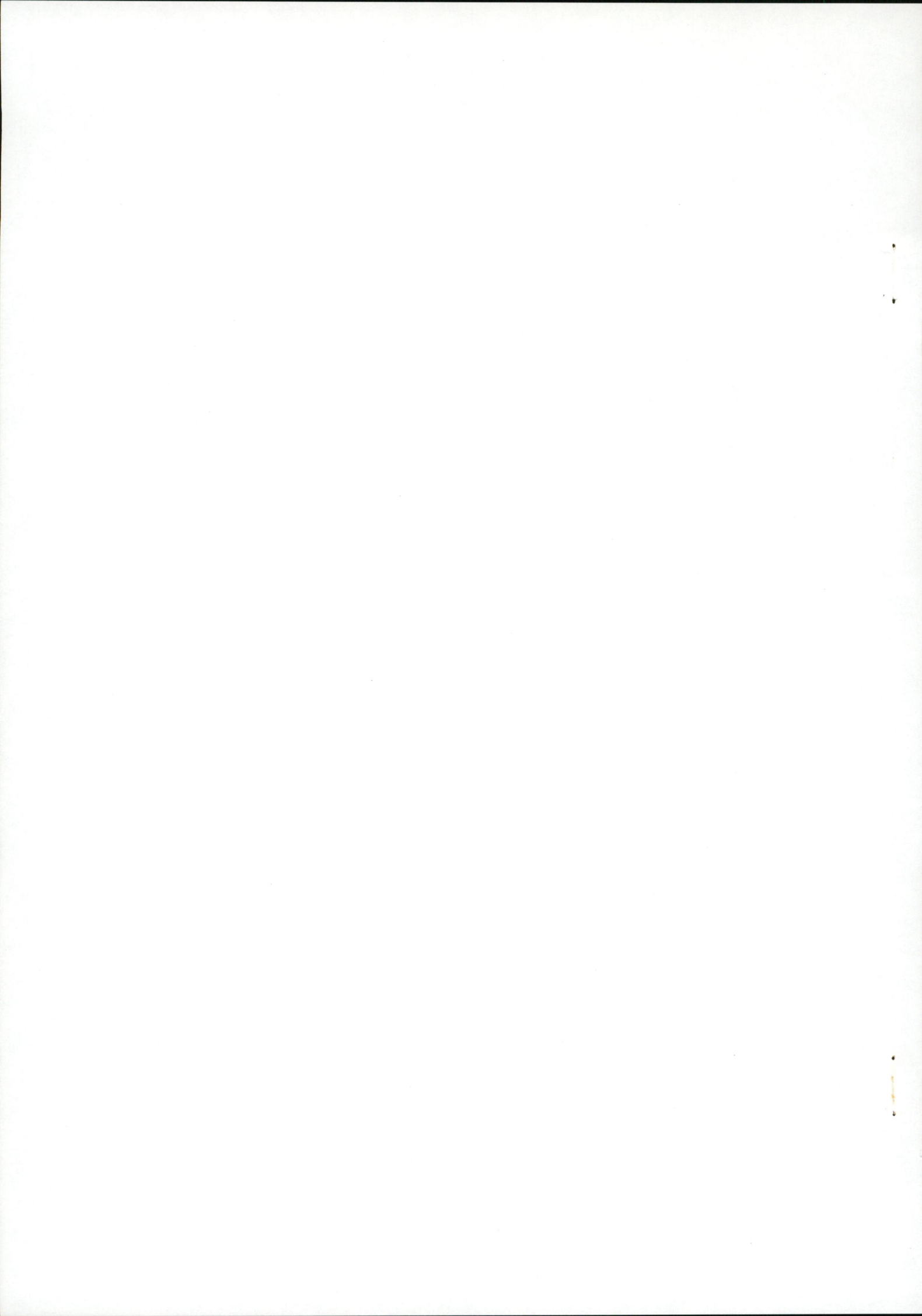
NEW SOUTH WALES



TABLE OF PROVISIONS

1. Short title
2. Commencement
3. Amendment of Acts
4. Repeals

SCHEDULE 1—AMENDMENT OF ACTS
SCHEDULE 2—REPEALS



This PUBLIC BILL originated in the LEGISLATIVE COUNCIL and, having this day passed, is now ready for presentation to the LEGISLATIVE ASSEMBLY for its concurrence.

Legislative Council

Clerk of the Parliaments

NEW SOUTH WALES



Act No. , 1994

An Act to amend certain Acts and to repeal certain other Acts and a regulation as a consequence of the enactment of the Local Government Act 1993.

Statute Law Revision (Local Government) 1994

The Legislature of New South Wales enacts:

Short title

1. This Act may be cited as the Statute Law Revision (Local Government) Act 1994.

5 **Commencement**

2. This Act commences on a day or days to be appointed by proclamation.

Amendment of Acts

10 3. Each Act specified in Schedule 1 is amended as set out in that Schedule.

Repeals

4. Each Act and the instrument specified in Schedule 2 is repealed.

SCHEDULE 1—AMENDMENT OF ACTS

(Sec. 3)

15 **Aboriginal Land Rights Act 1983 No. 42**

(1) Section 43 (**Exemption of Aboriginal lands from the payment of rates**):

Omit section 43 (1) (a), insert instead:

(a) the Local Government Act 1993;

20 (2) Section 44 (**Proceedings for non-payment of certain rates for Aboriginal lands barred**):

Omit section 44 (a), insert instead:

(a) the Local Government Act 1993;

Albury-Wodonga Development Act 1974 No. 47

25 (1) Section 4 (**Definitions**):

From section 4 (1), omit the definitions of "council" and "local government area", insert instead in alphabetical order:

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

“**council**” has the same meaning as it has in the Local Government Act 1993;

“**local government area**” has the same meaning as “**area**” has in the Local Government Act 1993;

(2) Section 15 (**Corporation to comply with building standards**):

From section 15 (1), omit “any ordinance made pursuant to Part 11 of the Local Government Act 1919”, insert instead “the Building Code of Australia, as adopted by the Local Government (Approvals) Regulation 1993, any other requirements of that Regulation and any other applicable regulations made for the purposes of Chapter 7 of the Local Government Act 1993”.

(3) Section 20 (**Council functions may be transferred to the Corporation**):

(a) From section 20 (1), after “functions”, insert “under the Local Government Act 1993”.

(b) From section 20 (1), omit “Division 4 of Part 7”, insert instead “Part 12 of Chapter 15”.

(c) From section 20 (1), omit “under the”, insert instead “or the”.

(d) In section 20 (8), before “the Local Government Act 1919”, insert “the Local Government Act 1993 or”.

(4) Section 36 (**Misuse of information**):

Omit section 36 (6) (d), insert instead:

(d) if the person is a councillor or an employee of a council;

(5) Section 37 (**Disclosure of interest**):

From section 37 (12) (a), omit “statutory body within the meaning of the Local Government Act 1919”, insert instead “any statutory body or any other body prescribed by the regulations to be a statutory body for the purposes of this paragraph”.

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

Anti-Discrimination Act 1977 No. 48

(1) Section 4 (**Definitions**):

5

From section 4 (1), omit the definition of “council”, insert instead:

“council” means a council or a county council within the meaning of the Local Government Act 1993;

(2) Section 49ZU (**Application of Part**):

10

Omit section 49ZU (1) (b), insert instead:

(b) 1 January 1992—employees of a council;

Area Health Services Act 1986 No. 50

(1) Section 3 (**Definitions**):

15

From section 3 (1), omit the definition of “local government area”, insert instead:

“local government area” has the same meaning as “area” has in the Local Government Act 1993;

(2) Schedule 3 (**Description of areas of area health services**):

Omit “Shire” and “Municipality” wherever occurring (except in relation to Sutherland Shire).

20

Balranald Irrigation Act 1902 No. 78

Section 2 (**Repeal, saving and operation**):

From section 2 (5), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

Bennelong Point (Parking Station) Act 1985 No. 189

25

(1) Section 2 (**Definitions**):

From section 2 (2) (b), omit “Part 11 of the Local Government Act 1919”, insert instead “the Local Government Act 1993”.

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(2) Section 8 (**Application of certain legislation**):

Omit section 8 (1), insert instead:

(1) Except as otherwise provided by this Act or the regulations, the following do not apply to the carrying out of the scheduled works or the approval of the Minister to the carrying out of those works: 5

(a) the Environmental Planning and Assessment Act 1979 or an instrument in force under that Act;

(b) the Local Government Act 1993, or an instrument in force under that Act, in relation to buildings; 10

(c) the Roads Act 1993 or an instrument in force under that Act.

Bicentennial Park Trust Act 1987 No. 29

Section 16 (**Carrying out of plan of management**): 15

From section 16 (2), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

Boxing and Wrestling Control Act 1986 No. 11

Section 62A (**Application of Part and definitions**):

From section 62A (2), omit the definition of “public entertainment”, insert instead: 20

“**public entertainment**” means:

(a) entertainment to which admission may ordinarily be gained by members of the public on payment of money, or other consideration, as the price or condition of admission; or 25

(b) the entertainment of:

(i) patrons of any premises licensed under the Liquor Act 1982 or registered under the Registered Clubs Act 1976; 30
or

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- 5 (ii) the public or a section of the public at a building or temporary structure subject to an approval, in force under Part 1 of Chapter 7 of the Local Government Act 1993, for use as a place of public entertainment (within the meaning of that Act);

10 **Building and Construction Industry Long Service Payments Act 1986
No. 19**

(1) Section 3 (**Definitions**):

From section 3 (1), omit paragraph (b) of the definition of “worker”, insert instead:

- 15 (b) with a council or a county council within the meaning of the Local Government Act 1993;

(2) Section 33 (**Definitions**):

- (a) From the definition of “building” in section 33 (1), omit “Part 11 of the Local Government Act 1919”, insert instead “the Local Government Act 1993”.
- 20 (b) From the definition of “erection” in section 33 (1), omit “Part 11 of the Local Government Act 1919”, insert instead “the Local Government Act 1993”.

(3) Section 34 (**Buildings in respect of which long service levy payable**):

- 25 (a) From section 34 (1) (a), omit “pursuant to Division 4 of Part 11 of the Local Government Act 1919”, insert instead “under Part 1 of Chapter 7 of the Local Government Act 1993”.
- 30 (b) From section 34 (1) (b) (i), omit “a local government area”, insert instead “an area”.
- (c) From section 34 (1) (b) (iii), omit “Part 11 of the Local Government Act 1919”, insert instead “the Local Government Act 1993”.

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (d) From section 34 (3) (a), omit “pursuant to Division 4 of Part 11 of the Local Government Act 1919”, insert instead “under Part 1 of Chapter 7 of the Local Government Act 1993”. 5
- (4) Section 37 (**Person liable to pay long service levy**):
From section 37 (1) (a), omit “pursuant to Division 4 of Part 11 of the Local Government Act 1919”, insert instead “under Part 1 of Chapter 7 of the Local Government Act 1993”. 10
- Building Services Corporation Act 1989 No. 147**
- (1) Section 3 (**Definitions**):
From the definition of “kit home” in section 3 (1), omit “an unregistrable movable dwelling within the meaning of Ordinance No. 71 (the Caravan Parks and Movable Dwellings Ordinance) made under the Local Government Act 1919”, insert instead “a moveable dwelling (within the meaning of the Local Government Act 1993) that is not capable of being registered under the Traffic Act 1909”. 15
20
- (2) Section 29 (**Definitions**):
Omit paragraph (b) of the definition of “owner-builder work” in section 29 (1), insert instead:
(b) that is of a kind that, if carried out in an area within the meaning of the Local Government Act 1993, requires approval under Part 1 of Chapter 7 of that Act; 25
- (3) Section 49 (**Definitions**):
From paragraph (d) of the definition of “defective kit home” in section 49 (1), omit “Ordinance”, insert instead “a regulation”. 30
- (4) Section 92 (**When comprehensive protection applies**):
Omit section 92 (1) (c), insert instead:
(c) the work is of a kind that requires approval under Part 1 of Chapter 7 of the Local Government Act 1993; and 35

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(5) Section 107 (**Membership of the Corporation**):

From section 107 (3) (h), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

5 (6) Section 135 (**Proceedings for certain offences under other Acts**):

From section 135 (f), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

Bush Fires Act 1949 No. 31

10 (1) Section 6 (**Definitions**):

Omit the definitions of “Area” and “Council”, insert instead in alphabetical order:

“Area” has the same meaning as it has in the Local Government Act 1993.

15 “Council” means a council or a county council within the meaning of the Local Government Act 1993.

(2) Section 7 (**Bush fire danger period**):

20 (a) From section 7 (2), omit “he has been so authorised under section 530A of the Local Government Act 1919, the mayor or deputy-mayor or the president or deputy-president”, insert instead “the mayor or deputy mayor has a delegation to do so under section 377 of the Local Government Act 1993, the mayor or deputy mayor”.

25 (b) From section 7 (2B), omit “authorised”, insert instead “who has such a delegation”.

(3) Section 10 (**Requirements to be complied with by persons lighting certain classes of fires**):

30 (a) From section 10 (5A), omit “he has been so authorised under section 530A of the Local Government Act 1919 the mayor or deputy-mayor or the president or deputy-president”, insert instead “the mayor or deputy mayor has a delegation to do so under section 377 of the Local Government Act 1993, the mayor or deputy mayor”.

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (b) From section 10 (5B), omit “authorised as mentioned”, insert instead “who has a delegation referred to”.
- (4) Section 14 (**Fire hazard reduction work in default of compliance with notice**): 5
- (a) Omit “servants, agents or workmen” wherever occurring, insert instead “employees or agents”.
- (b) From section 14 (1A), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.
- (5) Section 17 (**Emergency fire controllers and deputy emergency fire controllers**): 10
- (a) From section 17 (3), omit “or president” wherever occurring.
- (b) From section 17 (4) (a) and (d), omit “or president” wherever occurring. 15
- (c) From section 17 (4) (b) and (e), omit “or presidents” wherever occurring.
- (6) Section 23 (**Captains not to be employees of councils**):
- Omit “a servant”, insert instead “an employee”.
- (7) Section 33 (**Determination of contributions of councils**): 20
- From section 33 (2), omit “general rate” wherever occurring, insert instead “ordinary rate”.
- (8) Section 53 (**Consolidated fund of councils**):
- (a) From section 53 (1), omit “shall be deemed to be a general purpose within the meaning of section 107 (2) of the Local Government Act 1919”, insert instead “are purposes to which the consolidated fund of a council may be applied under section 409 of the Local Government Act 1993”. 25

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(b) Omit section 53 (2), insert instead:

5 (2) For the purposes of section 495 of the Local Government Act 1993, any work relating to the prevention and suppression of bush and other fires is work in respect of which a council may make a special rate.

(9) Section 56A (**Evidence**):

From section 56A (b), omit “president or town or shire clerk”, insert instead “general manager of the council”.

10 (10) Schedule 3:

Omit the Schedule, insert instead:

**SCHEDULE 3—LIMITED POWERS—
PRESCRIBED AREAS**

(Sec. 41I)

15

Cities of:

<p>Armidale Bankstown Bathurst Blacktown 20 Blue Mountains Campbelltown Canterbury Coffs Harbour 25 Dubbo Fairfield Gosford Goulburn Grafton 30 Greater Cessnock Greater Lithgow Greater Taree Hawkesbury</p>	<p>Holroyd Hurstville Lake Macquarie Lismore Liverpool Maitland Newcastle Parramatta Penrith Queanbeyan Randwick Ryde Shoalhaven South Sydney Sydney Willoughby Wollongong</p>
---	--

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

Areas of:

Ashfield	Manly	
Auburn	Marrickville	
Ballina	Merriwa	5
Baulkham Hills	Moree Plains	
Bega Valley	Mosman	
Bellingen	Mulwaree	
Blayney	Murrurundi	
Bombala	Muswellbrook	10
Botany	Nambucca	
Brewarrina	Narromine	
Burwood	North Sydney	
Byron	Nundle	
Camden	Nymboida	15
Casino	Oberon	
Concord	Port Stephens	
Coolah	Quirindi	
Cooma-Monaro	Richmond River	
Coonabarabran	Rockdale	20
Copmanhurst	Rylstone	
Cowra	Scone	
Crookwell	Severn	
Deniliquin	Shellharbour	
Drummoyne	Singleton	25
Dumaresq	Snowy River	
Dungog	Strathfield	
Eurobodalla	Sutherland Shire	
Evans	Tallaganda	
Forbes	Tenterfield	30
Gilgandra	Tumut	
Glen Innes	Tweed	
Gloucester	Ulmarra	
Great Lakes	Uralla	
Gunnedah	Walcha	35
Guyra	Walgett	
Hastings	Warren	
Hay	Warringah	
Hornsby	Waverley	
Hunter's Hill	Weddin	40
Kempsey	Wingecarribee	
Kiama	Wollondilly	
Kogarah	Woollahra	
Ku-ring-gai	Wyong	
Kyogle	Yallaroi	45
Lane Cove	Yarrowlumla	
Leichhardt	Yass	
Maclean		

SCHEDULE 1—AMENDMENT OF ACTS—*continued***Business Franchise Licences (Tobacco) Act 1987 No. 93**Section 69 (**Disclosure of information**):

Omit section 69 (2) (g), insert instead:

- 5 (g) a council within the meaning of the Local Government Act 1993; or

Carlingford Drainage Improvement (Land Exchange) Act 1992 No. 68Section 3 (**Definitions**):

- 10 From section 3 (1), omit the definition of “Council”, insert instead:

“Council” means Hornsby Council;

Casino Control Act 1992 No. 15

- 15 Section 90 (**Application of certain provisions of the Local Government Act 1993**):

Omit section 90 (1), insert instead:

- (1) For the purposes of Parts 1 and 2 of Chapter 7 of the Local Government Act 1993:
- 20 (a) a casino is to be considered to be a place of public entertainment; and
- (b) the conduct of operations in a casino is to be considered to be use as a place of public entertainment.

Catchment Management Act 1989 No. 235

- 25 (1) Section 30 (**Carrying out of corporate plan**):

From section 30 (2), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

SCHEDULE 1—AMENDMENT OF ACTS—*continued*(2) Schedule 2 (**Urban area**):

Omit paragraphs (a)–(c), insert instead:

- (a) the City of Bankstown, Blacktown, Blue Mountains, Campbelltown, Canterbury, Fairfield, Gosford, Hawkesbury, Holroyd, Hurstville, Lake Macquarie, Liverpool, Newcastle, Parramatta, Penrith, Randwick, Ryde, Shoalhaven, South Sydney, Sydney, Willoughby or Wollongong; or 5
- (b) the local government area of Ashfield, Auburn, Baulkham Hills, Botany, Burwood, Camden, Concord, Drummoyne, Hornsby, Hunter's Hill, Kiama, Kogarah, Ku-ring-gai, Lane Cove, Leichhardt, Manly, Marrickville, Mosman, North Sydney, Rockdale, Shellharbour, Strathfield, Sutherland Shire, Warringah, Waverley, Wingecarribee, Wollondilly, Woollahra or Wyong. 10 15

Centennial Park and Moore Park Trust Act 1983 No. 145Section 12D (**Certain Acts not affected**):

Omit "Local Government Act 1919", insert instead "Local Government Act 1993". 20

Chipping Norton Lake Authority Act 1977 No. 38Section 10 (**Certain work and structures require consent of Authority**):

Omit section 10 (6), insert instead: 25

(6) An appeal against a decision of the Authority under this section or against any neglect or delay by the Authority in giving a decision under this section lies to the Land and Environment Court in the same way as an appeal lies under section 176 of the Local Government Act 1993. 30

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

City of Sydney Act 1988 No. 48

(1) Section 14 (**Definitions**):

5

From section 14 (3) (b), omit “town clerk” wherever occurring, insert instead “general manager”.

(2) Section 15:

Omit the section, insert instead:

Right to be enrolled as an elector

10

15. (1) A person is entitled to be enrolled as an elector for the City of Sydney if the person is:

- (a) an owner, ratepaying lessee or occupier of ratable land in the City of Sydney; or
- (b) a resident of the City of Sydney.

15

(2) Sections 269–271 of the Principal Act do not apply to the City of Sydney.

(3) Section 16 (**Provisions relating to right to be enrolled as an elector**):

20

- (a) From section 16 (1), omit “have the requisite qualification of an elector”, insert instead “be entitled to be enrolled as an elector”.

- (b) Omit section 16 (4), insert instead:

25

(4) If a person is entitled to be enrolled as an elector because the person is a resident of the City of Sydney, the person is taken not to be entitled to be enrolled as an elector in any other capacity.

(4) Section 17:

Omit the section, insert instead:

Roll of electors

30

17. In the application of Division 2 of Part 6 of Chapter 10 of the Principal Act to an election for the City of Sydney:

- (a) a reference in that Division to the non-residential roll or the roll of occupiers and ratepaying lessees is to be read as a reference to the roll prepared by

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- the general manager of the City of Sydney under section 19 of persons entitled under section 15 (1) (a) to be electors; and
- (b) a reference in that Division to persons entitled to be enrolled as electors because they are residents of an area is to be read as a reference to persons entitled under section 15 (1) (b) to be electors. 5
- (5) Section 18 (**List of electors for compulsory enrolment on non-residential roll**): 10
- (a) From section 18 (1), (4), (6) and (7), omit “town clerk” wherever occurring, insert instead “general manager”.
- (b) From section 18 (1), omit “clerk, have the requisite qualifications under section 15 (1) (a) to be electors”, insert instead “general manager, are entitled under section 15 (1) (a) to be enrolled as electors”. 15
- (c) From section 18 (2), omit “section 55”, insert instead “section 266 (2)”.
- (d) Omit section 18 (5), insert instead:
- (5) The general manager must, within 7 days after the claim or objection is lodged, consider it and may allow or disallow it. 20
- (e) From section 18 (6) (a), omit “town clerk’s”, insert instead “general manager’s”.
- (f) In section 18 (7), after “in the manner prescribed”, insert “by the regulations for the purposes of section 303 (3) of the Principal Act”. 25
- (g) Omit section 18 (8).
- (6) Section 19 (**Non-residential roll**):
- (a) From section 19 (1), omit “town clerk”, insert instead “general manager”. 30
- (b) From section 19 (1), omit “who had, on that date, the requisite qualifications under section 15 (1) (a) to be electors”, insert instead “who were, on that date, entitled under section 15 (1) (a) to be enrolled as electors”. 35

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (c) From section 19 (4), omit “Section 65A of the Principal Act (Non-residential roll) does not”, insert instead “Sections 299 and 300 of the Principal Act do not”.
- 5 (d) Omit section 19 (5), insert instead:
 (5) In this section, “**closing date**”, for an election, has the same meaning as it has for an election under the Principal Act.
- 10 (7) Section 20 (**Voting by electors not enrolled**):
 Omit the section.
- (8) Section 21 (**Voting where secretary of corporation enrolled as elector**):
- 15 (a) From section 21 (1) (a), omit “has the requisite qualification of an elector”, insert instead “is entitled to be enrolled as an elector for the City of Sydney”.
- (b) From section 21 (1) (b), omit “town clerk”, insert instead “general manager”.
- 20 (c) From section 21 (2) (c), omit “does not have a requisite qualification of an elector”, insert instead “is not entitled to be enrolled as an elector”.
- (9) Section 22 (**Compulsory voting at elections and constitutional referendums**):
- 25 (a) Omit section 22 (1), insert instead:
 (1) A person who is entitled to vote at an election of councillors, or at a constitutional referendum, for the City of Sydney, must record his or her vote at the election or the constitutional referendum unless the person has sufficient reason not to vote.
 Maximum penalty: 1 penalty unit.
- 30 (b) From section 22 (2), omit “sections 74B–74F of the Principal Act (Compulsory voting)”, insert instead “Division 4 of Part 6 of Chapter 10 (except section 312) of the Principal Act”.
- (c) Omit section 22 (2) (a) and (3).

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (d) From section 22 (2) (b) and (c), omit “those sections” wherever occurring, insert instead “those provisions”.
- (10) Schedule 1 (**The Planning Committee**):
- (a) Omit clause 2 (1), insert instead: 5
- (1) An ordinary election of elected members is to be held:
- (a) at the same time as the election of the Lord Mayor by the councillors under section 290 (1) (a) of the Principal Act; or 10
- (b) at a meeting of the City Council held within 3 weeks of the election of the Lord Mayor by electors of the City of Sydney under section 289 of the Principal Act.
- (b) From clause 6, omit “general fund”, insert instead “consolidated fund”. 15
- (c) Omit clause 7 (a), insert instead:
- (a) a casual vacancy occurs under the Principal Act in the civic office of the member; or
- (d) Omit clause 8 (1) (g), insert instead: 20
- (g) becomes a mentally incapacitated person; or
- (e) Omit clause 16, insert instead:
- Application of Local Government (Meetings) Regulation 1993**
16. Part 1 of Chapter 4 and Division 2 of Part 2 of Chapter 12 of the Principal Act and the Local Government (Meetings) Regulation 1993 apply to and in respect of the members of the Planning Committee in the same way as they apply to and in respect of councillors of a council, except in so far as provision is otherwise made by or under this Act. 25 30
- (f) From clause 18, omit “town clerk”, insert instead “general manager”.

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (11) Schedule 3 (**Savings, transitional and other provisions**):
Omit clauses 2, 3, 9, 23 and 24.

Clean Air Act 1961 No. 69

- 5 Section 5 (**Definitions**):
From section 5 (1), omit the definition of “Local authority”, insert instead:
 “**Local authority**” means the council of an area within the meaning of the Local Government Act 1993.

10 **Clean Waters Act 1970 No. 78**

- Section 5 (**Definitions**):
 Omit the definition of “local authority”, insert instead:
 “**local authority**” means:
15 (a) the council of an area within the meaning of the Local Government Act 1993; or
 (b) the Western Lands Commissioner; or
 (c) the Lord Howe Island Board;

Coal Mines Regulation Act 1982 No. 67

- 20 (1) Section 123 (**Certain unenclosed shafts or outlets to be public nuisances**):
 Omit “shall be deemed to be a public nuisance for the purposes of section 288 of the Local Government Act 1919”, insert instead “is taken to be a public nuisance for the purposes of section 125 of the Local Government Act 1993”.
25
- (2) Section 145L (**Disused and abandoned plants**):
From section 145L (3), omit “section 288 of the Local Government Act 1919”, insert instead “section 125 of the Local Government Act 1993”.

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

Coastal Protection Act 1979 No. 13

(1) Section 4 (**Definitions**):

From section 4 (1), omit the definition of “council”, insert instead:

5

“council” means a council or a county council within the meaning of the Local Government Act 1993;

(2) Section 9 (**Members**):

From section 9 (2) (g), omit “an alderman or”, insert instead “a”.

10

Commons Management Act 1989 No. 13

(1) Section 3 (**Definitions**):

From section 3 (1), omit the definitions of “local authority” and “local government area”, insert instead in alphabetical order:

15

“local authority” means a council within the meaning of the Local Government Act 1993;

“local government area” has the same meaning as “area” has in the Local Government Act 1993;

(2) Section 7 (**Power of the Minister to appoint a local authority to manage the affairs of a trust**):

20

From section 7 (11), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

Community Land Development Act 1989 No. 201

Section 3 (**Definitions**):

25

From section 3 (1), omit the definitions of “consent authority”, “public authority” and “public reserve”, insert instead in alphabetical order:

“consent authority”, in relation to the giving of an approval, a consent or a certificate, means the council that has as a function the giving of the approval,

30

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

5 consent or certificate under the Local Government Act 1919, the Environmental Planning and Assessment Act 1979 or Chapter 7 of the Local Government Act 1993;

“**public authority**” includes a council within the meaning of the Local Government Act 1993;

“**public reserve**” has the same meaning as it has in the Local Government Act 1993;

10 **Community Land Management Act 1989 No. 202**

Section 3 (**Definitions**):

From section 3 (1), omit the definitions of “consent authority”, “public authority” and “public reserve”, insert instead in alphabetical order:

15 “**consent authority**”, in relation to the giving of an approval, a consent or a certificate, means the council that has as a function the giving of the approval, consent or certificate under the Local Government Act 1919, the Environmental Planning and Assessment Act 1979 or Chapter 7 of the Local Government Act 1993;

“**public authority**” includes a council within the meaning of the Local Government Act 1993;

25 “**public reserve**” has the same meaning as it has in the Local Government Act 1993;

Construction Safety Act 1912 No. 38

Section 22 (**Regulations**):

Omit section 22 (2) (b1) (i), insert instead:

30 (i) in all areas (within the meaning of the Local Government Act 1993) other than those specified in the regulations, or in those areas (or parts of areas) that are specified in the regulations, without first obtaining the approval of the council of the area;

SCHEDULE 1—AMENDMENT OF ACTS—*continued***Conversion of Cemeteries Act 1974 No. 17**(1) Section 4 (**Definitions**):

Omit the definitions of “area” and “council”, insert instead in alphabetical order: 5

“**area**” has the same meaning as it has in the Local Government Act 1993;

“**council**” has the same meaning as it has in the Local Government Act 1993;

(2) Section 5:

Omit the section. 10

(3) Schedule 1 (**Application of Act to land described in Schedule 2**):

From the definition of “council” in clause 2 (2), omit “Council of the Shire of Wellington”, insert instead “Wellington Council”. 15

Conveyancing Act 1919 No. 6**Section 89 (Power of Court to modify or extinguish easements and certain covenants):**

From section 89 (4), omit “municipality or shire”, insert instead “area (within the meaning of the Local Government Act 1993)”. 20

Crimes Act 1900 No. 40(1) Section 249H (**Disqualification for office**):

Omit “for a civic office, within the meaning of the Local Government Act 1919”, insert instead “from holding civic office for the purposes of the Local Government Act 1993”. 25

(2) Section 525 (**Stealing or damaging books and other things in public library and other places**): 30

Omit “the council of any municipality”, insert instead “a council (within the meaning of the Local Government Act 1993)”.

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(3) Section 526 (Term “Public Library”):

5 Omit “municipality”, insert instead “the residents of any area (within the meaning of the Local Government Act 1993)”.

Criminal Records Act 1991 No. 8

Section 17 (Civic office):

10 Omit “section 30 of the Local Government Act 1919”, insert instead “section 274 or 275 of the Local Government Act 1993”.

Crown Lands (Continued Tenures) Act 1989 No. 7

Schedule 3 (Transfer restrictions):

15 From paragraph (a) of the definition of “public authority” in clause 2 (3) of Part 1 and clause 2 (3) of Part 2, omit “as defined in the Local Government Act 1919” wherever occurring, insert instead “within the meaning of the Local Government Act 1993”.

Dairy Industry Act 1979 No. 208

Section 6 (Saving of certain Acts and other matters):

20 (a) Omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

(b) Omit “, ordinances” wherever occurring.

Darling Harbour Authority Act 1984 No. 103

(1) Section 3 (Definitions):

25 From section 3 (1), omit the definition of “owner”, insert instead:

“owner” has the same meaning as it has in the Local Government Act 1993;

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (2) Section 23G (**Protection of scheduled works**):
 From section 23G (4), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.
- (3) Section 23J (**Application of certain legislation**): 5
 (a) From section 23J (1) (a), omit “Parts 11 and”, insert instead “Part”.
 (b) After section 23J (1) (a), insert:
 (a1) the Local Government Act 1993 in relation to buildings; 10
 (c) From section 23J (2) and (3), omit “Local Government Act 1919” wherever occurring, insert instead “Local Government Act 1993”.
- (4) Section 59 (**Application of certain legislation within Development Area**): 15
 (a) From section 59 (1) (b) and (3) (b), omit “Parts 11 and” wherever occurring, insert instead “Part”.
 (b) After section 59 (1) (b), insert:
 (b1) the Local Government Act 1993 in relation to buildings; 20
 (c) From section 59 (2) (a), omit “, municipality or shire”, insert instead “or an area”.
 (d) From section 59 (2) (b), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.
 (e) From section 59 (2) (c), omit “, municipality or shire”, insert instead “or an area”. 25
 (f) From section 59 (2) (d), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.
 (g) After section 59 (3) (b), insert:
 (b1) the Local Government Act 1993 in relation to buildings; 30

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(5) Section 61 (**Misuse of information**):

From section 61 (6) (d), omit “a servant”, insert instead “an employee”.

5 **Debits Tax Act 1990 No. 112**

Section 3 (**Definitions**):

From paragraphs (a) (iv) (C) and (a) (vii) (C) of the definition of “excluded debit” in section 3 (1), omit “Local Government Act 1919” wherever occurring, insert instead “Local Government Act 1993”.

10

Dentists Act 1989 No. 139

Section 5 (**Professional misconduct**):

From section 5 (4) (d), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

15 **Dog Act 1966 No. 2**

(1) Section 4 (**Definitions**):

(a) From section 4 (1), omit the definitions of “Area” and “Council”, insert instead in alphabetical order:

“Area” has the same meaning as it has in the Local Government Act 1993.

20

“Council” has the same meaning as it has in the Local Government Act 1993.

(b) From section 4 (1), omit the definitions of “Municipality” and “Shire”.

(c) From the definition of “Registration clerk” in section 4 (1), omit “a servant”, insert instead “an employee”.

25

(2) Section 5 (**Liability of owners of dogs**):

From section 5 (1) (a) and (a1), omit “a municipality or shire” wherever occurring, insert instead “the area of a council”.

30

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (3) Section 10 (**Seizure of dogs**):
- (a) From section 10 (1), omit “a municipality or shire”, insert instead “the area of a council”.
 - (b) From section 10 (1), omit “a servant”, insert instead “an employee”. 5
 - (c) From section 10 (2), omit “servant”, insert instead “employee”.
- (4) Section 11 (**Procedure after dog is seized**):
- From section 11 (1) and (5), omit “servant” wherever occurring, insert instead “employee”. 10
- (5) Section 21A (**Requirement to state name and address**):
- (a) From section 21A (1), omit “A servant”, insert instead “An employee”.
 - (b) From section 21A (3), omit “servant”, insert instead “employee”. 15
- (6) Section 23 (**Powers and duties of council**):
- (a) Omit “The council of a municipality or shire shall”, insert instead “Each council must”.
 - (b) From section 23 (c), omit “a servant”, insert instead “an employee”. 20
- (7) Section 24 (**Power of entry**):
- Omit “a servant”, insert instead “an employee”.
- (8) Section 26 (**Council’s receipts and expenditure to be paid to and from its consolidated fund**): 25
- (a) From section 26 (1), omit “general fund”, insert instead “consolidated fund”.
 - (b) Omit section 26 (2), insert instead:
 - (2) The cost of the administration of this Act incurred by a council must be paid, in accordance with the Local Government Act 1993, from the council’s consolidated fund. 30

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(9) Section 27 (**Regulations**):

From section 27 (1) (b), omit “a servant”, insert instead “an employee”.

5 **Drainage Act 1939 No. 29**

(1) Section 4 (**Definitions**):

10 (a) In the definition of “Owner” in section 4, after the words “representing the Crown”, insert “or any other body prescribed by the regulations for the purposes of this paragraph”.

(b) Omit the definition of “Statutory body representing the Crown”.

(2) Section 5 (**Certain Acts not affected**):

15 After “Local Government Act 1919”, insert “or the Local Government Act 1993”.

(3) Section 48 (**Liability of occupier**):

20 From section 48 (4), omit “the servant, of the Crown, or of any shire or municipal council”, insert instead “an officer or employee of the Crown, or as an employee of any council (within the meaning of the Local Government Act 1993)”.

(4) Section 55 (**Sale of land for rates**):

Omit section 55 (2), insert instead:

25 (2) Division 5 of Part 2 of Chapter 17 of the Local Government Act 1993 applies to the sale of land under this section as if the board were a council within the meaning of that Act.

30 (3) For the purposes of subsection (2), a reference in those provisions to the general manager or public officer of a council is taken to be a reference to the appropriate officer of the board.

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (4) For the purposes of subsection (2) and the application of section 716 (3) of the Local Government Act 1993, land may be sold to the board, a member of the board, a relative of a member of the board, a member of staff of the board or a relative of a member of staff of the board in the case of sale by public auction, but may not be so sold in the case of sale by private treaty. 5
- (5) Section 69 (**Plans of drainage**):
From section 69 (2), omit “meanings ascribed thereto respectively in the Local Government Act 1919”, insert instead “same meanings as they have respectively in the Local Government Act 1993”. 10
- (6) Section 79:
After section 78, insert: 15
Savings and transitional provisions
79. Schedule 2 has effect.
- (7) Schedule 2:
After the Schedule, insert: 20
SCHEDULE 2—SAVINGS AND TRANSITIONAL PROVISIONS
Regulations
1. (1) The regulations may contain provisions of a savings or transitional nature consequent on the enactment of the Statute Law Revision (Local Government) Act 1994. 25
(2) A provision referred to in subclause (1) may, if the regulations so provide, take effect from the commencement of this Act or from a later date.
(3) To the extent that a provision referred to in subclause (1) takes effect from a date that is earlier than its date of publication in the Gazette, the provision does not operate: 30
(a) to affect, in a manner prejudicial to any person (other than the State or an authority of the State), the rights of the person existing before the date of publication; or 35

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- 5 (b) to impose liabilities on any person (other than the State or an authority of the State) in respect of anything done or omitted to be done before the date of publication.

Transitional provision for the recovery of rates

- 10 2. (1) A rate levied in respect of land within a district that has not been paid before the amendment of section 55 by the Statute Law Revision (Local Government) Act 1994 may be recovered as if the section had not been so amended.

- 15 (2) Proceedings for the recovery of such a rate commenced, but not completed, before that amendment may be completed as if the section had not been so amended.

Election Funding Act 1981 No. 78

- (1) Section 9 (**Eligibility for appointment**):

Omit section 9 (1) (d), insert instead:

- 20 (d) is a councillor or mayor of a council, or chairperson or member of a county council, under the Local Government Act 1993 or is a candidate for election to such an office;

- (2) Section 13 (**Vacation of office**):

Omit section 13 (1) (i), insert instead:

- 25 (i) if the member or alternate becomes a councillor or mayor of a council, or the chairperson or a member of a county council, under the Local Government Act 1993 or is a candidate for election to such an office;

30 **Electricity Act 1945 (1946 No. 13)**

- (1) Section 7K (**Building approvals for electricity distributor's equipment**):

- 35 (a) From section 7K (1), omit "Part 11 of the Local Government Act 1919", insert instead "Part 1 of Chapter 7 of the Local Government Act 1993".

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (b) From section 7K (2), omit “Part 11 of the Local Government Act 1919 and of any ordinances”, insert instead “Part 1 of Chapter 7 of the Local Government Act 1993 and of any regulations”. 5
- (2) Section 37 (**Regulations**):
- (a) From section 37 (2) (rr), omit “Local Government Act 1919 or of any ordinance”, insert instead “Local Government Act 1993 or of any regulation”. 10
- (b) Omit section 37 (5), insert instead: 10
- (5) A regulation under this Act prevails over a regulation made under the Local Government Act 1993, to the extent of any inconsistency.
- (3) Schedule 7 (**Electricity distributors**):
- Omit “Shire” and “Municipality” wherever occurring. 15
- (4) Schedule 11 (**Savings, transitional and other provisions**):
- (a) Omit clause 8 (1), insert instead:
- (1) Subject to the regulations, the provisions of the Local Government Act 1993 and the regulations made under that Act relating to defunct county councils do not apply to or in respect of an electricity distributor. 20
- (b) From clause 8 (2), omit “Local Government Act 1919 and the ordinances” insert instead “Local Government Act 1993 and the regulations”.
- Electricity Commission Act 1950 No. 22** 25
- (1) Section 3 (**Definitions**):
- From section 3 (1), omit the definition of “Area”, insert instead:
- “Area” has the same meaning as it has in the Local Government Act 1993. 30

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(2) Section 6B (**Disclosure of interest by commissioners**):

5 From section 6B (3) (a), omit “council or statutory body within the meaning of the Local Government Act 1919”, insert instead “council within the meaning of the Local Government Act 1993 or any statutory body”.

(3) Section 11 (**Contracts**):

Omit section 11 (4).

Environmental Offences and Penalties Act 1989 No. 150

10 Section 24 (**Appointment of persons to exercise certain functions**):

From section 24 (1) (b), omit “of a county district”, insert instead “within the meaning of the Local Government Act 1993”.

15 **Environmental Planning and Assessment Act 1979 No. 203**

(1) Section 4 (**Definitions**):

From section 4 (1), omit the definitions of “area”, “council” and “owner”, insert instead in alphabetical order:

20 “**area**” has the same meaning as it has in the Local Government Act 1993;

“**council**” has the same meaning as it has in the Local Government Act 1993;

25 “**owner**” has the same meaning as it has in the Local Government Act 1993;

(2) Section 23 (**Delegation**):

From section 23 (1) (e), omit “servant”, insert instead “employee”.

(3) Section 26 (**Contents of environmental planning instruments**):

30 From section 26 (c), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (4) Section 118 (**Appointment of environmental planning administrator**):
- (a) From section 118 (7), omit “general fund”, insert instead “consolidated fund”. 5
- (b) From section 118 (8) (b), omit “servants” wherever occurring, insert instead “employees”.
- (5) Section 137 (**Charges and fees fixed by regulation**):
- From section 137 (1), omit “ordinance,”.
- (6) Section 143 (**Assessment of loan commitments**): 10
- From section 143 (3), omit “general fund”, insert instead “consolidated fund”.
- (7) Section 154 (**Transfer or amalgamation of land to which an environmental planning instrument applies**):
- From section 154 (4), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”. 15

Environmentally Hazardous Chemicals Act 1985 No. 14

Section 3 (**Definitions**):

From paragraph (a) of the definition of “public place” in section 3 (1), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”. 20

Factories, Shops and Industries Act 1962 No. 43

(1) Section 4 (**Definitions**):

From section 4 (2) (f), omit “municipal, shire, or county council”, insert instead “council or a county council within the meaning of the Local Government Act 1993”. 25

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(2) Section 9 (**Definitions**):

5 From paragraph (a) of the definition of “Local government industry” in section 9 (1), omit “municipal, shire or county council”, insert instead “council or a county council within the meaning of the Local Government Act 1993”.

(3) Section 11 (**Registration of factories**):

10 (a) From section 11 (3B) (b), omit “ordinances made under the Local Government Act 1919”, insert instead “regulations made under the Local Government Act 1993”.

(b) From section 11 (3B) (b), omit “those ordinances”, insert instead “those regulations”.

15 (4) Section 89B (**Exemption of holiday resorts**):

20 (a) From section 89B (1), omit “the area or a part of the area of a municipality or shire outside the County of Cumberland, the City of Newcastle and the City of Greater Wollongong”, insert instead “all or part of an area (within the meaning of the Local Government Act 1993) outside the County of Cumberland, the area of the City of Newcastle and the area of the City of Wollongong”.

(b) From section 89B (2), omit “municipality or shire of the”.

Fair Trading Act 1987 No. 68

25 Schedule 1 (**Paramount legislation**):

Omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

Farm Produce Act 1983 No. 30

Section 55 (**Regulations**):

30 Omit section 55 (2), insert instead:

(2) The provisions of any regulation made under this section prevail over the Local Government Act 1993, and any regulation made under that Act, to the extent of any inconsistency.

SCHEDULE 1—AMENDMENT OF ACTS—*continued***Film and Computer Game Classification Act 1984 No. 155**Section 3 (**Definitions**):

- (a) In section 3 (1), insert in appropriate order:

“theatre or public hall” has the same meaning as it has in the Local Government Act 1993; 5

- (b) Omit section 3 (3).

Fire Brigades Act 1989 No. 192(1) Section 3 (**Definitions**):

From section 3 (1), omit the definition of “local government area”, insert instead: 10

“local government area” has the same meaning as “area” has in the Local Government Act 1993;

(2) Section 52 (**How contribution is to be funded**):

- (a) From section 52 (1), omit “general fund”, insert instead “consolidated fund”. 15

- (b) Omit section 52 (2), insert instead:

(2) If this Act applies to part only of a local government area, the council is required to pay the required contribution out of the consolidated fund or raise the required amount by a special rate under the Local Government Act 1993 on the land value of rateable land in the part. 20

- (c) From section 52 (3), omit “Local Government Act 1919 to the contrary, no poll of ratepayers”, insert instead “Local Government Act 1993 to the contrary, no council poll”. 25

- (d) From section 52 (4), omit “local rate”, insert instead “special rate”.

SCHEDULE 1—AMENDMENT OF ACTS—*continued***Fisheries and Oyster Farms Act 1935 No. 58**Section 120 (**Regulations**):

5 From section 120 (2) (x), omit “the council of a municipality or shire”, insert instead “a council under the Local Government Act 1993”.

Food Act 1989 No. 231(1) Section 3 (**Definitions**):

10 From the definition of “council” in section 3 (1), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

(2) Section 79 (**Appointment and powers of inspectors**):

From section 79 (2), omit “health surveyor”, insert instead “person”.

15 (3) Section 80 (**Control of council appointments**):

From section 80 (3), omit “health surveyor”, insert instead “person”.

Forestry Act 1916 No. 55(1) Section 11 (**Powers and duties of the commission**):

20 From section 11 (1A), omit “statutory body, or council, within the meaning of the Local Government Act 1919”, insert instead “statutory body or any other body prescribed by the regulations for the purposes of this section or any council (within the meaning of the Local Government Act
25 1993)”.

(2) Section 25A (**Flora reserves**):

(a) From section 25A (5) (f), omit “a municipality or shire”, insert instead “an area (within the meaning of the Local Government Act 1993)”.

30 (b) From section 25A (5) (f), omit “general fund”, insert instead “consolidated fund”.

SCHEDULE 1—AMENDMENT OF ACTS—*continued***Funeral Services Industry (Days of Operation) Act 1990 No. 87****Section 4 (Days of operation for burial or cremation services):**

Omit section 4 (4) (a), insert instead:

- (a) a council or a county council within the meaning of the Local Government Act 1993; or 5

Gaming and Betting Act 1912 No. 25**Section 3 (Definitions):**

From the definition of "Street" where secondly occurring in section 3 (1), omit "is in force under Division 4BA of Part 11 of the Local Government Act 1919", insert instead "to use or permit the use of the building as a place of public entertainment is in force under Part 1 of Chapter 7 of the Local Government Act 1993". 10

Gas Act 1986 No. 213 15**(1) Section 3 (Definitions):**

From section 3 (1), omit the definition of "local authority", insert instead:

"local authority" means a council or a county council within the meaning of the Local Government Act 1993; 20

(2) Section 19 (Permission for local authorities to enter certain agreements):

Omit section 19 (1) (a), insert instead:

- (a) establish or acquire an undertaking to supply gas, and supply and install gas fittings and appliances, or to supply liquefied petroleum gas, and supply and install pipes, fittings, apparatus and appliances for use in its consumption or conveyance; or 25

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

Geographical Names Act 1966 No. 13

Section 2 (**Definitions**):

5 From the definition of “Place”, omit “local government area, urban area or county district under the Local Government Act 1919”, insert instead “area (within the meaning of the Local Government Act 1993) or area of operations of a county council (within the meaning of that Act)”.

10 **Government Guarantees Act 1934 No. 57**

Section 3A (**Guarantees for industrial purposes**):

From section 3A (3), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

Government Pricing Tribunal Act 1992 No. 39

15 Schedule 1 (**Government agencies for which Tribunal has standing reference**):

Omit “Tenterfield Shire Council”, insert instead “Tenterfield Council”.

Health Administration Act 1982 No. 135

20 (1) Section 7 (**Public sector staff**):

From section 7 (3) (c), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

(2) Section 8 (**Functions of the Secretary**):

25 From section 8 (2) (f), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

SCHEDULE 1—AMENDMENT OF ACTS—*continued***Heritage Act 1977 No. 136**(1) Section 4 (**Definitions**):

- (a) From section 4 (1), omit the definitions of “area”, “council” and “owner”, insert instead in alphabetical order: 5

“**area**” has the same meaning as it has in the Local Government Act 1993;

“**council**” has the same meaning as it has in the Local Government Act 1993; 10

“**owner**” has the same meaning as it has in the Local Government Act 1993;

- (b) From the definition of “consent authority” in section 4 (1), omit “any instrument made under that Act”, insert instead “the Local Government Act 1993, any instruments made under those Acts”. 15

(2) Section 56 (**Definition**):

- (a) Omit section 56 (a), insert instead:

(a) Part 1 of Chapter 7 of the Local Government Act 1993; 20

- (b) After section 56 (g), insert:

(h) any prescribed provision of the Local Government Act 1993 or any prescribed provision of any instrument made under that Act;

(3) Section 66 (**Application of Subdivision**): 25

Omit “any instrument made under that Act”, insert instead “the Local Government Act 1993, any instruments made under those Acts”.

(4) Section 76 (**Appeal to Minister in respect of prescribed applications**): 30

Omit “any instrument made under that Act”, insert instead “the Local Government Act 1993, any instruments made under those Acts”.

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(5) Section 123 (**Definitions**):

(a) Omit paragraph (b) of the definition of “rating or taxing authority”, insert instead:

5 (b) a county council established under the Local Government Act 1993;

(b) From the definition of “valuing law”, omit “the Local Government Act 1919”.

10 (6) Section 126 (**Application of valuing laws to heritage valuations**):

Omit section 126 (b) and (c).

(7) Section 137A (**Conflicting orders void**):

Omit section 137A (a), insert instead:

15 (a) an order of the kind referred to in Order No. 4 in the Table to section 124 of the Local Government Act 1993; or

Housing Act 1912 No. 7

(1) Section 4D (**Housing areas**):

20 From section 4D (6) (c), omit “municipality”, insert instead “area (within the meaning of the Local Government Act 1993)”.

(2) Section 39 (**Corporation may assist councils to erect houses**):

25 From section 39, omit “Local Government Act 1919, assist the councils of shires and municipalities”, insert instead “Local Government Act 1993, assist the councils of areas (within the meaning of the Local Government Act 1993)”.

(3) Section 40G (**Miscellaneous powers (cf. Act No. 65, 1941, s. 18)**):

30 From section 40G (e), omit “ordinances under the Local Government Act 1919”, insert instead “regulations under the Local Government Act 1993”.

SCHEDULE 1—AMENDMENT OF ACTS—*continued***Housing Act 1976 No. 62**(1) Section 4 (**Definitions**):

Omit the definition of “council”, insert instead:

“**council**” has the same meaning as it has in the Local Government Act 1993; 5

(2) Section 15 (**Dedication of land**):

(a) From section 15 (3), omit “a local government area within the meaning of the Local Government Act 1919”, insert instead “an area within the meaning of the Local Government Act 1993”. 10

(b) From section 15 (4), omit “local government area”, insert instead “area within the meaning of the Local Government Act 1993”.

(c) From section 15 (4), omit “the Local Government Act 1919”, insert instead “that Act”. 15

(3) Section 19 (**Exercise of council’s powers by Corporation**):

(a) In section 19 (1) and (3), after “Local Government Act 1919” wherever occurring, insert “or the Local Government Act 1993”. 20

(b) From section 19 (3), omit “local government area within the meaning of that Act”, insert instead “area within the meaning of the Local Government Act 1993”.

Housing Act 1985 No. 163(1) Section 3 (**Definitions**): 25

From section 3 (1), omit the definition of “council”, insert instead:

“**council**” has the same meaning as it has in the Local Government Act 1993;

(2) Section 13 (**Misuse of information**): 30

Omit section 13 (6) (c), insert instead:

(c) if the person is a councillor or an employee of a council;

SCHEDULE 1—AMENDMENT OF ACTS—*continued***Hunter Valley Flood Mitigation Act 1956 No. 10**(1) Section 2 (**Definitions**):

5 From section 2 (1), omit the definitions of “Council” and “Local government area”, insert instead in alphabetical order:

“Council” means a council or a county council within the meaning of the Local Government Act 1993.

10 “Local government area” has the same meaning as “area” has in the Local Government Act 1993.

(2) Section 3 (**Certain Acts not affected**):

After “Local Government Act 1919”, insert “or the Local Government Act 1993”.

(3) Section 39 (**Contribution towards cost of works to protect public and local government works**):

15 From section 39 (3), omit “section 654 of the Local Government Act 1919, as amended by subsequent Acts, and for the purpose of this subsection any such difference shall be deemed to be a difference which the parties have agreed to submit to the Minister for Local Government for determination in the manner provided in the said section 654”, insert instead “section 742 of the Local Government Act 1993 and for the purpose of this subsection any such difference is taken to be a difference submitted to the Minister administering the Local Government Act 1993 under section 742 of that Act”.

(4) Section 52 (**Roads rendered incapable of use by Constructing Authority to be repaired or replaced**):

30 (a) From section 52 (4), omit “Local Government Act 1919, as amended by subsequent Acts, where”, insert instead “Roads Act 1993, where”.

(b) From section 52 (4), omit “Local Government Act 1919, as amended by subsequent Acts, in”, insert instead “Roads Act 1993 in”.

SCHEDULE 1—AMENDMENT OF ACTS—*continued***Hunter Water Board (Corporatisation) Act 1991 No. 53**Section 16 (**Area covered by operating licence**):

Omit section 16 (2) (a), insert instead:

- (a) a council within the meaning of the Local Government Act 1993; or 5

Independent Commission Against Corruption Act 1988 No. 35(1) Section 3 (**Definitions**):

From section 3 (1), omit the definition of “local government authority”, insert instead: 10

“**local government authority**” means a council or a county council within the meaning of the Local Government Act 1993 or any person or body exercising all or any of the functions of such a council or county council; 15

(2) Schedule 4 (**Savings, transitional and other provisions**):

- (a) From clause 1, omit “In this”, insert instead “In clauses 1–4 of this”.

- (b) After clause 4, insert:

Statute Law Revision (Local Government) Act 1994 20

Saving provision

5. An investigation may be commenced and completed in relation to a reference made in accordance with this Act before the amendment of section 3 by the Statute Law Revision (Local Government) Act 1994 in respect of an urban committee or a person or body exercising all or any of the functions of such a committee as if that section had not been so amended. 25

Industrial Relations Act 1991 No. 34

Section 434 (**Rules to provide conditions for imposing of levies and making of donations or other payments for political objects by organisations**): 30

From section 434 (4), omit the definition of “public office”, insert instead:

SCHEDULE 1—AMENDMENT OF ACTS—*continued***“public office” means:**

- 5
- (a) civic office within the meaning of the Local Government Act 1993; or
 - (b) the office of a member of any public body that has power to raise money, either directly or indirectly, by means of a rate.

Irrigation Act 1912 No. 73(1) Section 3 (**Definitions**):

10 Insert in alphabetical order:

“**Local government area**” has the same meaning as “area” has in the Local Government Act 1993.

(2) Section 11H (**Agreements for the supply of electricity**):

15 From section 11H (1) and (2), omit “municipality or shire” wherever occurring, insert instead “local government area”.

(3) Section 20 (**Certain land exempted from rates**):

20 (a) From section 20 (1), (5) and (6), omit “Local Government Act 1919” wherever occurring, insert instead “Local Government Act 1993”.

(b) From section 20 (1), omit “ratable”, insert instead “rateable”.

25 (c) From section 20 (2) and (3) omit “sections 15, 16, 17, 18, 19, and 20 of the Local Government Act 1919” wherever occurring, insert instead “Part 1 of Chapter 9 of the Local Government Act 1993”.

(d) From section 20 (2), (3), (4), (7) and (9) (a), omit “municipality or shire” wherever occurring, insert instead “local government area”.

30 (e) From section 20 (2) and (6), omit “municipalities and shires” wherever occurring, insert instead “local government areas”.

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (f) From section 20 (4), omit “Local Government Act 1919 shall apply, namely, section 16 (g) and (h) and section 21 (1) (k), (q) and (r) and (2)”, insert instead “Local Government Act 1993 apply, namely, sections 207, 213 and 737”. 5
- (g) From section 20 (5), omit “Local Government Department”, insert instead “Department of Local Government and Co-operatives”.
- (h) From section 20 (9) (a), omit “a general rate and special or local rates”, insert instead “an ordinary rate and a special rate”. 10
- (i) From section 20 (9) (a), omit “The general rate”, insert instead “The ordinary rate”.
- (j) From section 20 (9) (a), omit “the special or local rates”, insert instead “the special rate”. 15

Justices Act 1902 No. 27

Section 19 (**Justices—capacity to act in certain cases**):
Omit “an alderman”, insert instead “a councillor”.

Lake Illawarra Authority Act 1987 No. 285 20

- (1) Section 6 (**The Authority**):
From section 6 (4) (b), omit “Municipal”.
- (2) Section 17 (**Vesting of the development area in the Authority**):
From section 17 (3) (e), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”. 25
- (3) Section 19 (**Certain land vested in the Authority may become Crown land**):
From section 19 (3), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.
- (4) Section 20 (**Return of land to council**): 30
From section 20 (1) (b), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(5) Section 22 (**Staging and financing of development works**):

From section 22 (2) (b), omit “Municipal”.

Land Acquisition (Just Terms Compensation) Act 1991 No. 22

5 Section 4 (**Definitions**):

From section 4 (1), omit paragraph (c) of the definition of “authority of the State”, insert instead:

(c) a council or a county council within the meaning of the Local Government Act 1993; or

10 **Land Sales Act 1964 No. 12**

Fourth Schedule:

(a) Omit “(name of city, municipality or shire)”, insert instead “(name of local government area)”.

15 (b) Omit “town/shire clerk’s certificate”, insert instead “general manager’s certificate”.

Land Tax Act 1956 No. 27

Section 6 (**Land tax liability in respect of flood liable land**):

From section 6 (1), omit the definition of “council”, insert instead:

20 “**council**”, in relation to any land, means the council of the area, within the meaning of the Local Government Act 1993, in which the land is situated;

Land Tax Management Act 1956 No. 26

(1) Section 3 (**Definitions**):

25 From section 3 (1), omit the definition of “Planning instrument”, insert instead:

30 “**Planning instrument**” means an environmental planning instrument, within the meaning of the Environmental Planning and Assessment Act 1979, and includes a deemed environmental planning instrument within the meaning of that Act.

SCHEDULE 1—AMENDMENT OF ACTS—*continued*(2) Section 9A (**Postponement of part of land tax attributable to unutilised value**):

From section 9A (6), omit “section 160C of the Local Government Act 1919”, insert instead “Division 2 of Part 8 of Chapter 15 of the Local Government Act 1993”.

5

(3) Section 47 (**Land tax to be first charge on land**):

(a) From section 47 (2A), omit “section 602 of the Local Government Act 1919”, insert instead “section 713 of the Local Government Act 1993”.

10

(b) From section 47 (2A), omit “section 606”, insert instead “sections 718 and 719”.

(4) Section 62I (**Purpose and interpretation of Division**):

From section 62I (2), omit “section 160C of the Local Government Act 1919”, insert instead “Division 2 of Part 8 of Chapter 15 of the Local Government Act 1993”.

15

(5) Section 68 (**Furnishing of valuation and other lists to Chief Commissioner**):

Omit “Local Government Act 1919, as amended by subsequent Acts,”, insert instead “Local Government Act 1993”.

20

Library Act 1939 No. 40(1) Section 2 (**Definitions**):

Omit the definitions of “Area”, “Elector” and “Local authority”, insert instead in alphabetical order:

25

“**Area**” has the same meaning as it has in the Local Government Act 1993.

“**Elector**” has the same meaning as it has in the Local Government Act 1993.

“**Local authority**” means a council within the meaning of the Local Government Act 1993.

30

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (2) Section 10A (**Restrictions on borrowing entitlements and other matters**):

From section 10A (1), omit “, ordinance”.

5 **Liquor Act 1982 No. 147**

- (1) Section 4 (**Definitions**):

From section 4 (1), omit the definitions of “airport”, “local council”, “public hall” and “theatre”, insert instead in alphabetical order:

10 “**airport**” means a public airport established and maintained by a council within the meaning of the Local Government Act 1993;

15 “**local council**”, in relation to premises or proposed premises, means the council in whose area (within the meaning of the Local Government Act 1993) the premises are, or will be, situated;

20 “**public hall**” means a public hall the subject of an approval in force under Part 1 of Chapter 7 of the Local Government Act 1993 to use or permit the use of the hall as a place of public entertainment;

 “**theatre**” means a theatre the subject of an approval in force under Part 1 of Chapter 7 of the Local Government Act 1993 to use or permit the use of the theatre as a place of public entertainment;

- 25 (2) Section 40 (**Application for conditional grant**):

In section 40 (6), from paragraph (a) of the definition of “approved plan”, omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

- (3) Section 44 (**Right of objection to application**):

30 Omit section 44 (1) (e), insert instead:

(e) a person authorised by the local council for the premises;

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (4) Section 50 (**Grant of on-licence (airport)**):
 Omit section 50 (a), insert instead:
 (a) are situated within an airport; and
- (5) Section 67 (**Summons to show cause against taking of disciplinary action**): 5
 Omit section 67 (1) (d), insert instead:
 (d) a person authorised by the local council for the licensed premises;
- (6) Section 68 (**Grounds for complaint**): 10
 Omit section 68 (1) (g1), insert instead:
 (g1) that entertainment has been conducted on the licensed premises otherwise than in accordance with the conditions of an approval under Part 1 of Chapter 7 of the Local Government Act 1993 or the provisions of any regulation made under that Act; or 15
- Local Government Act 1993 No. 30**
- (1) Schedule 7 (**Savings, transitional and other provisions consequent on the enactment of this Act**): 20
 Omit clause 9.
- (2) Schedule 8 (**Savings, transitional and other provisions consequent on the enactment of other Acts**):
 (a) At the end of clause 1 (1), insert:
 Statute Law Revision (Local Government) Act 1994 25
 (b) After clause 12, insert:
Part 3—Provisions consequent on the enactment of the Statute Law Revision (Local Government) Act 1994
- Definitions** 30
13. In this Part, “repealed Act” means any of the following Acts:
 (a) Local Government (Rates and Charges) Act 1986 No. 178;

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (b) Local Government (Rates and Charges) Act 1987
No. 233;
- 5 (c) Local Government (Rates and Charges)
Amendment Act 1983 No. 175;
- (d) Local Government (Rates and Charges)
Amendment Act 1984 No. 140;
- (e) Local Government (Rates and Charges)
Amendment Act 1985 No. 169;
- 10 (f) Local Government (Rates and Charges)
Amendment Act 1988 No. 91;
- (g) Local Government (Rating) Further Amendment
Act 1976 No. 99;
- 15 (h) Local Government (Rating) Further Amendment
Act 1989 No. 157.

Continuing effect of repealed Acts

14. (1) A council or county council may continue to do
anything that it could have done under a repealed Act as if
the Act had not been repealed.
- 20 (2) A rate or charge levied or made under a repealed Act
or under the power conferred by this clause may be
recovered as if it had been levied or made under this Act.

Lord Howe Island Act 1953 No. 39

- (1) Section 19B (**Enforcement of plan of management**):
- 25 From section 19B (3), omit “section 317B (2), (3), (4),
(4A) and (4C) of the Local Government Act 1919”, insert
instead “section 678 (1), (2), (3), (4), (5), (6) and (8) of
the Local Government Act 1993”.
- (2) Section 21 (**Leases in perpetuity for residence**):
- 30 From section 21 (10), omit “referred to in paragraph (a),
(b) or (c) of the definition of “eligible pensioner” in
section 160AA of the Local Government Act 1919”, insert

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

instead “who is a member of a class of persons prescribed by the regulations under the Local Government Act 1993 for the purposes of the definition of “eligible pensioner” under that Act”.

5

(3) Section 38 (**Regulations**):

From section 38 (4) (b), omit “Local Government Act 1919 as amended by subsequent Acts, and the ordinances thereunder”, insert instead “Local Government Act 1993, or the regulations made under that Act”.

10

Maritime Services Act 1935 No. 47

(1) Section 13TA (**Erosion or siltation in certain ports**):

From section 13TA (1), omit paragraph (d) of the definition of “public authority”, insert instead:

(d) a council or a county council within the meaning of the Local Government Act 1993.

15

(2) Section 38 (**Board may make regulations**):

From the definition of “wharf” in section 38 (4), omit “the council of a municipality or shire”, insert instead “a council within the meaning of the Local Government Act 1993”.

20

Meat Industry Act 1978 No. 54

(1) Section 4 (**Definitions**):

From section 4 (1), omit the definition of “council”, insert instead:

“**council**” means a council or a county council within the meaning of the Local Government Act 1993;

25

(2) Section 46 (**Functions of the Authority**):

From section 46 (2) (h), omit “Minister for Local Government”, insert instead “Minister administering the Local Government Act 1993”.

30

SCHEDULE 1—AMENDMENT OF ACTS—*continued*(3) Section 69 (**Authority may appoint managers of certain council abattoirs**):

5 From section 69 (5), omit “Section 654 of the Local Government Act 1919”, insert instead “Section 742 of the Local Government Act 1993”.

Mine Subsidence Compensation Act 1961 No. 22Section 11 (**Contributions to be paid by colliery proprietors to Fund**):

10 Omit section 11 (1), insert instead:

(1) In this section, “**land value**”, in relation to a colliery holding, is the land value of the colliery holding as determined under the Valuation of Land Act 1916.

Mines Inspection Act 1901 No. 75

15 Section 4 (**Definitions**):

20 From the definition of “ ‘Metal’ and ‘mineral’ ” in section 4 (1), omit “as defined in section 4 of the Local Government Act 1919, or by a county council constituted under that Act”, insert instead “or by a county council, within the meaning of the Local Government Act 1993”.

Mining Act 1992 No. 29(1) Section 82 (**Certain resumptions, conveyances and transfers not to affect mining lease**):

25 Omit “section 604 of the Local Government Act 1919”, insert instead “section 722 of the Local Government Act 1993”.

(2) Dictionary of words and expressions:

30 (a) From the definition of “council”, omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (b) Omit the definition of “local government area”, insert instead:

“**local government area**” has the same meaning as “area” has in the Local Government Act 1993;

5

Motor Vehicles Taxation Act 1988 No. 111

- (1) Section 3 (**Definitions** (cf. Act No. 34, 1949, s. 3)):

From section 3 (2) (e), omit “the council of a city, municipality or shire or a county council”, insert instead “a council or a county council within the meaning of the Local Government Act 1993”.

10

- (2) Section 16 (**Vehicles totally exempt from tax** (cf. Act No. 34, 1949, s. 7)):

From section 16 (1) (c), omit “the council of a city, municipality or shire or by a county council”, insert instead “a council or a county council within the meaning of the Local Government Act 1993”.

15

Murray Valley Citrus Marketing Act 1989 No. 155Schedule 1 (**New South Wales production area**):

Omit “Shire of” wherever occurring, insert instead “Local government area of”.

20

National Parks and Wildlife Act 1974 No. 80

- (1) Section 69A (**Definitions**):

From section 69A (1), omit the definition of “statutory authority”, insert instead:

25

“**statutory authority**” means any of the following:

- (a) a government department;

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- 5 (b) an Administrative Office within the meaning
of the Public Sector Management Act 1988;
- (c) a council or a county council within the
meaning of the Local Government Act 1993;
- (d) any other body constituted by or under an Act.

(2) Section 91F (**Notice of making of interim protection order**):

Omit section 91F (c), insert instead:

- 10 (c) the council in whose area (within the meaning of
the Local Government Act 1993) the area of land
subject to the order is situated; and

(3) Section 155 (**Regulations relating to parks**):

15 From section 155 (2A) (a), omit “Local Government Act
1919, may take into consideration in exercising its powers,
authorities, duties and functions under that Act”, insert
instead “Local Government Act 1993 may take into
consideration in exercising its functions under that Act”.

(4) Section 163 (**Application of Dog Act 1966**):

20 From section 163 (2), omit “servant”, insert instead
“employee”.

Navigation Act 1901 No. 60

Section 135 (**Power to make regulations**):

From section 135 (c), omit “city, town, or municipality”,
insert instead “local government area”.

25 **Noise Control Act 1975 No. 35**

(1) Section 4 (**Definitions**):

In section 4 (1), from paragraph (a) of the definition of
“public place”, omit “Local Government Act 1919”,
insert instead “Local Government Act 1993”.

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(2) Section 58 (**Definition**):

From section 58 (b) (ii), omit “servant”, insert instead “employee”.

Noxious Weeds Act 1993 No. 11

5

Dictionary of words and expressions:

(a) Insert in alphabetical order:

local government area has the same meaning as “area” has in the Local Government Act 1993.

(b) After paragraph (c) of the definition of “public reserve”, insert:

10

(c1) any land dedicated as a public reserve under section 49 of the Local Government Act 1993; and

(c2) any land conveyed or transferred to, or vested in, a council under section 50 of that Act; and

15

Ombudsman Act 1974 No. 68

(1) Section 5 (**Definitions**):

(a) From section 5 (1), omit the definition of “local government authority”, insert instead:

“local government authority” means a council or a county council within the meaning of the Local Government Act 1993;

20

(b) In section 5 (1), from paragraph (b1) of the definition of “responsible Minister”, omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

25

(2) Section 26A (**Authority to pay compensation**):

From section 26A (4), omit “section 530A of the Local Government Act 1919”, insert instead “section 377 of the Local Government Act 1993”.

SCHEDULE 1—AMENDMENT OF ACTS—*continued***Parliamentary Electorates and Elections Act 1912 No. 41**(1) Section 31 (**Persons who are to furnish information**):

5 Omit “officers of any municipality or shire”, insert instead
“employees of any council within the meaning of the
Local Government Act 1993”.

(2) Section 151B (**Exhibition of posters**):

(a) Omit section 151B (2A) (a) (i), insert instead:

10 (i) the Crown, any instrumentality or agency of the
Crown, or any statutory body representing the
Crown or any other body prescribed by the
regulations as a statutory body representing the
Crown; or

15 (b) From section 151B (3) (b), omit “Division 4BA of Part 11
of the Local Government Act 1919”, insert instead “Part 1
of Chapter 7 of the Local Government Act 1993 in relation
to its use as a place of public entertainment”.

(c) From section 151B (6), omit the definition of “local
authority”, insert instead:

20 “**local authority**” means a council or a county council
within the meaning of the Local Government Act
1993.

(d) From section 151B (6), omit the definition of “statutory
body representing the Crown”.

25 **Petroleum (Onshore) Act 1991 No. 84**

Section 55:

Omit the section, insert instead:

Definitions

55. In this Division:

30 “**council**” has the same meaning as it has in the Local
Government Act 1993;

“**local government area**” has the same meaning as
“area” has in the Local Government Act 1993.

SCHEDULE 1—AMENDMENT OF ACTS—*continued***Pipelines Act 1967 No. 90**(1) Section 3 (**Definitions**):

From section 3 (1), omit the definition of “public authority”, insert instead: 5

“**public authority**” means:

- (a) a statutory body representing the Crown; or
- (b) a council or a county council within the meaning of the Local Government Act 1993;

(2) Section 7 (**Applicant for permit to serve notices on councils, owners and occupiers**): 10

Omit section 7 (a), insert instead:

- (a) on each council or county council (within the meaning of the Local Government Act 1993) in whose area, or area of operations, lands referred to in the application are situated; and 15

(3) Section 40 (**Certain provisions of Local Government Act 1993, and Environmental Planning and Assessment Act 1979, not to apply to pipelines**):

Omit section 40 (1), insert instead: 20

(1) Section 611 of the Local Government Act 1993 does not apply to or in respect of a pipeline the construction or operation of which is authorised by a licence.

(1A) Part 1 of Chapter 7 of the Local Government Act 1993, and regulations made for the purposes of that Part, do not apply to the construction or operation of a pipeline (not including apparatus or works of a prescribed class or description), the construction or operation of which is authorised by a licence. 25

Plant Diseases Act 1924 No. 38 30Section 26 (**Offences**):

From section 26 (4), omit “rate book of the council of the municipality or shire”, insert instead “record kept by the council of the area (within the meaning of the Local Government Act 1993) under section 602 of that Act”. 35

SCHEDULE 1—AMENDMENT OF ACTS—*continued***Poisons Act 1966 No. 31****Section 5 (Exemption from operation of Act):**

5 From section 5 (1) (a), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

Police Offences Act 1901 No. 5**(1) Section 3 (Definitions):**

10 Omit the definition of “City Surveyor”, insert instead:
 “City Surveyor” means the employee of the Council of the City of Sydney designated by the Council as the City Surveyor.

(2) Section 42 (Application of this Part):

From section 42 (1), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

(3) Section 101 (Stipendiary Magistrate and Justices may appoint special constables):

15 From section 101 (1A), omit “a municipality or shire”, insert instead “an area within the meaning of the Local Government Act 1993”.

20 Pollution Control Act 1970 No. 95**Section 22A (Definitions):**

Omit the definition of “local authority”, insert instead:
 “local authority” means the council of an area within the meaning of the Local Government Act 1993.

25 Prices Regulation Act 1948 No. 26**Section 3 (Definitions):**

30 In section 3 (1), from the definition of “public utility undertaking”, omit “the council of a city, municipality or shire, or by a county council”, insert instead “a council or a county council within the meaning of the Local Government Act 1993”.

SCHEDULE 1—AMENDMENT OF ACTS—*continued***Prickly Pear Act 1987 No. 202**(1) Section 3 (**Definitions**):

From section 3 (1), omit the definition of “council”, insert instead:

5

“**council**” means a council or a county council within the meaning of the Local Government Act 1993;

(2) Section 16 (**Levy of prickly pear rates by councils**):

(a) From section 16 (1) and (2), omit “Local Government Act 1919” wherever occurring, insert instead “Local Government Act 1993”.

10

(b) From section 16 (1), omit “or a local rate on the land value or on the improved capital value of rateable land”, insert instead “rate on the land value of rateable land”.

Printing and Newspapers Act 1973 No. 46

15

Section 3 (**Provisions in respect of certain printed documents**):

(a) From section 3 (4) (d), omit “or any statutory body representing the Crown”, insert instead “, any statutory body representing the Crown or any other body prescribed by the regulations”.

20

(b) Omit section 3 (5), insert instead:

(5) The Governor may make regulations prescribing bodies for the purposes of subsection (4) (d).

Private Irrigation Districts Act 1973 No. 47(1) Section 4 (**Definitions**):

25

From section 4 (1), omit the definition of “public authority”, insert instead:

“**public authority**” means:

(a) a council within the meaning of the Local Government Act 1993; or

30

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (b) a statutory body representing the Crown; or
(c) any body declared to be a statutory body representing the Crown for the purposes of this Act;
- 5
- (2) Section 29 (**Construction of, and other work relating to, supply works and conveying works**):
- In section 29 (1), after “Local Government Act 1919,”, insert “to the Local Government Act 1993,”.
- 10
- (3) Section 36:
- Omit the section, insert instead:
- Certain works taken to be structures for purposes of the Local Government Act 1993**
36. For the purposes of the application of the following provisions of the Local Government Act 1993 to works referred to in section 29 (1), those works are taken to be structures:
- 15
- (a) section 68, and item 1 of Part A of the Table to that section;
- 20
- (b) section 124, and Order No. 29 in the Table to that section;
- (c) section 611;
- (d) section 678 (1).
- 25
- (4) Section 68 (**Additional works required as a result of subdivision**):
- Omit section 68 (3) and (4), insert instead:
- (3) All works constructed or to be constructed under subsection (1) are, for the purposes of the application of the following provisions of the Local Government Act 1993, taken to be structures:
- 30
- (a) section 68, and item 1 of Part A of the Table to that section;
- (b) section 124, and Order No. 29 in the Table to that section;
- 35
- (c) section 611;

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(d) section 678 (1).

(4) All works constructed or to be constructed under subsection (1) must be constructed in accordance with the approval in writing of the Board in respect of location, design, form, dimensions and construction.

5

Property, Stock and Business Agents Act 1941 No. 28

Section 4 (Act not to apply to certain persons or bodies):

(a) Omit section 4 (1) (c), insert instead:

(c) a council within the meaning of the Local Government Act 1993; or

10

(b) From section 4 (2) (a) (ii), omit "Impounding Act 1898", insert instead "Impounding Act 1993".

Protection of the Environment Administration Act 1991 No. 60

Section 12 (Directions to public authorities):

15

From section 12 (3), omit "Mayor or President", insert instead "mayor".

Public Authorities (Financial Arrangements) Act 1987 No. 33

(1) Section 6 (Definition of "authority"):

From the definition of "authority", omit "Local Government Act 1919", insert instead "Local Government Act 1993".

20

(2) Section 29 (Definitions):

From the definition of "public authority", omit "Local Government Act 1919", insert instead "Local Government Act 1993".

25

(3) Section 39 (Trustee investment):

From section 39 (5), omit "Local Government Act 1919", insert instead "Local Government Act 1993".

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

Public Health Act 1991 No. 10

Section 3 (**Definitions**):

- 5 (a) In section 3 (1), from the definition of “environmental health officer”, omit “, and also means a health surveyor employed by a local authority”.
- (b) In section 3 (1), from the definition of “local authority”, omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

10 **Public Sector Executives Superannuation Act 1989 No. 106**

Schedule 1 (**Additional employers**):

Omit the Schedule, insert instead:

SCHEDULE 1—ADDITIONAL EMPLOYERS

(Sec. 3 (1))

- 15 Albury City Council
Ashfield Council
Auburn Council
Bankstown City Council
Barraba Shire Council
20 Bathurst City Council
Baulkham Hills Shire Council
Bellingen Shire Council
Berrigan Shire Council
Blacktown City Council
25 Bland Shire Council
Blayney Shire Council
Bogan Shire Council
Boorowa Council
Broken Hill City Council
30 Broken Hill Electricity
Burwood Council
Cabonne Shire Council
Camden Council
Campbelltown City Council
35 Canterbury City Council
Carrathool Council

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

Central West Electricity	
Cessnock City Council	
Cobar Council	
Coffs Harbour City Council	5
Coolamon Shire Council	
Cooma-Monaro Shire Council	
Cootamundra Shire Council	
Council of the City of Maitland	
Cowra Shire Council	10
Crookwell Council	
Culcairn Shire Council	
Drummoyne Council	
Dungog Shire Council	
Eurobodalla Shire Council	15
Evans Council	
Fairfield City Council	
Forbes Council	
Gloucester Shire Council	
Gosford City Council	20
Goulburn City Council	
Grafton City Council	
Great Lakes Council	
Greater Lithgow City Council	
Greater Taree City Council	25
Griffith City Council	
Gunnedah Shire Council	
Guyra Shire Council	
Harden Shire Council	
Hastings Council	30
Hay Shire Council	
Health Administration Corporation	
Holroyd City Council	
Hornsby Council	
Hume Council	35
Hunter Water Corporation Limited	
Hurstville City Council	
Illawarra Electricity	
Independent Commission Against Corruption	
Inverell Shire Council	40
Jerilderie Shire Council	
Judicial Commission of New South Wales	

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

	Junee Shire Council
	Kempsey Shire Council
	Kogarah Council
5	Kyogle Council
	Lake Macquarie City Council
	Lane Cove Municipal Council
	Local Government Association of New South Wales
	Lockhart Shire Council
10	Lower Clarence County Council
	Macleay Council
	Manly Council
	Marrickville Council
	Monaro Electricity
15	Moree Plains Shire Council
	Mosman Municipal Council
	Mudgee Shire Council
	Mulwaree Shire Council
	Murray River Electricity
20	Murray Shire Council
	Murrumbidgee Council
	Murrumbidgee Electricity
	Muswellbrook Shire Council
	Nambucca Shire Council
25	Namoi Valley Electricity
	Narrandera Council
	Narromine Council
	New England Electricity
	New South Wales Treasury Corporation
30	Newcastle City Council
	North Sydney Council
	North West Electricity
	Northern Riverina Electricity
	Northern Rivers Electricity
35	Nymboida Shire Council
	Ophir Electricity
	Oxley Electricity
	Parkes Shire Council
	Parry Council
40	P-CCC Electricity
	Pittwater Council
	Port Stephens Council

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

Pricing Tribunal	
Prospect Electricity	
Queanbeyan City Council	
Quirindi Shire Council	5
Rockdale Council	
Ryde City Council	
Scone Shire Council	
Shires Association of New South Wales	
Shoalhaven City Council	10
Shortland Electricity	
Singleton Shire Council	
South West Slopes Electricity	
Southern Mitchell Electricity	
Southern Riverina Electricity	15
Southern Tablelands Electricity	
Strathfield Municipal Council	
Sutherland Shire Council	
Sydney City Council	
Tallaganda Council	20
Tamworth City Council	
Temora Shire Council	
Tumbarumba Shire Council	
Tumut Council	
Tumut River Electricity	25
Ulan Electricity	
Uralla Shire Council	
Urana Council	
Wagga Wagga City Council	
Walcha Council	30
Warringah Council	
Wellington Council	
Western Power	
Willoughby City Council	
Wingecarribee Council	35
Wollongong City Council	
Wyong Shire Council	
Yarrowlumla Council	
Yass Shire Council	
Young Council	40

SCHEDULE 1—AMENDMENT OF ACTS—*continued***Public Servant Housing Authority Act 1975 No. 38**Section 4 (**Definitions**):

Omit the definition of “council”, insert instead:

- 5 “**council**” has the same meaning as it has in the Local
Government Act 1993;

Public Works Act 1912 No. 45Section 34 (**Conditions precedent to commencing public works**):

- 10 (a) From section 34 (3), omit “a municipality or shire has
made an application under section three hundred and
seventy-three of the Local Government Act 1919”, insert
15 instead “an area within the meaning of the Local
Government Act 1993 has made an application under
section 57 of that Act”.
- (b) From section 34 (3), omit “the municipality or shire”,
insert instead “the council’s area”.

Real Property Act 1900 No. 25(1) Section 28M (**Lapsing of caution**):

- 20 From section 28M (7) (b), omit “section 604 (3) of the
Local Government Act 1919”, insert instead “section 726
of the Local Government Act 1993”.

(2) Section 45D (**Application for title by possession**):

- 25 From section 45D (3) (d), omit “Local Government Act
1919”, insert instead “Local Government Act 1993”.

Recreation Vehicles Act 1983 No. 136(1) Section 4 (**Definitions**):

- 30 In section 4 (1), from the definitions of “area” and
“council”, omit “section 4 of the Local Government Act
1919” wherever occurring, insert instead “the Local
Government Act 1993”.

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(2) Section 9 (**Functions of authorised officers**):

From section 9 (2), omit “a servant”, insert instead “an employee”.

Registered Clubs Act 1976 No. 31

5

(1) Section 4 (**Definitions**):

(a) In section 4 (1), from paragraph (a) of the definition of “approved plan”, omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

(b) In section 4 (1), insert in alphabetical order:

10

“**council**” has the same meaning as it has in the Local Government Act 1993;

“**local government area**” has the same meaning as “area” has in the Local Government Act 1993;

(2) Section 17 (**Determination of complaints against registered clubs**):

15

From section 17 (1AC), omit “area (within the meaning of the Local Government Act 1919)”, insert instead “local government area”.

(3) Section 26 (**Objectors**):

20

(a) From section 26 (2), omit “city (including the City of Sydney), municipality or shire”, insert instead “local government area”.

(b) Omit section 26 (2) (b) (i), insert instead:

(i) within 2 kilometres of the premises or proposed premises of the club, if those premises or proposed premises are situated in a local government area (other than a local government area that was constituted as a shire immediately before 1 July 1993);

25

30

(4) Section 70B:

Omit the section.

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(5) Section 97 (**Who may object**):

5 From section 97 (1) (c), omit “city (including the City of Sydney) municipality or shire”, insert instead “local government area”.

Residential Tenancies Act 1987 No. 26

(1) Section 3 (**Definitions**):

10 (a) From section 3 (1), omit the definitions of “movable dwelling” and “registrable movable dwelling”, insert instead in alphabetical order:

“**moveable dwelling**” has the same meaning as it has in the Local Government Act 1993;

15 “**registrable moveable dwelling**” means a moveable dwelling that is, or is capable of being, registered under the Traffic Act 1909;

(b) From the definitions of “relocatable home”, “residential premises” and “rigid annexe” in section 3 (1), omit “movable dwelling” wherever occurring, insert instead “moveable dwelling”.

20 (2) Section 7 (**Application of Act to moveable dwellings**):

(a) From section 7 (1) and (2) (a), omit “movable dwelling” wherever occurring, insert instead “moveable dwelling”.

(b) From section 7 (4), omit “movable dwellings” wherever occurring, insert instead “moveable dwellings”.

25 (3) Section 33 (**Right to assign rights or sub-let**):

From section 33 (3) (b), omit “movable dwelling”, insert instead “moveable dwelling”.

(4) Section 35A (**Definitions**):

30 From section 35A (1), omit the definition of “caravan park”, insert instead:

“**caravan park**” means a caravan park operating under an approval given under Part 1 of Chapter 7 of the Local Government Act 1993;

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (5) Section 58 (**Notice of termination by landlord without any ground**):
- From section 58 (2A) (b), omit “movable dwelling”, insert instead “moveable dwelling”. 5
- (6) Section 59 (**Notice of termination by tenant without any ground**):
- From section 59 (2A) (b), omit “movable dwelling”, insert instead “moveable dwelling”.
- (7) Section 60 (**Notice of termination of fixed term agreement without any ground**): 10
- From section 60 (3) (b), omit “movable dwelling”, insert instead “moveable dwelling”.
- (8) Section 133 (**Regulations**):
- From section 133 (1) (e), omit “movable” wherever occurring, insert instead “moveable”. 15

Rivers and Foreshores Improvement Act 1948 No. 20

Section 2 (**Definitions**):

From section 2, omit the definition of “Council”, insert instead:

“**Council**” means a council or a county council within the meaning of the Local Government Act 1993. 20

Road Improvement (Special Funding) Act 1989 No. 95

Section 5 (**Increased revenue subject to statutory trust for road funding**): 25

From section 5 (2) (e), omit “the council of a city, municipality or shire”, insert instead “a council (within the meaning of the Local Government Act 1993)”.

SCHEDULE 1—AMENDMENT OF ACTS—*continued***Rural Lands Protection Act 1989 No. 197**(1) Section 3 (**Definitions**):

5

From the definition of “local authority” in section 3 (1), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

(2) Section 109 (**Definitions**):

10

(a) From section 109 (1), omit the definition of “pound”, insert instead:

“**pound**” means a public pound established under the Impounding Act 1993 or under section 110;

(b) From section 109 (6), omit “Impounding Act 1898 or Part 18 of the Local Government Act 1919”, insert instead “Impounding Act 1993”.

15

Rural Workers Accommodation Act 1969 No. 34Section 3 (**Definitions**):

From section 3 (1), omit the definition of “Local Government Act”, insert instead:

20

“**Local Government Act**” means the Local Government Act 1993 and any regulations or other instruments made or issued under that Act.

School Forest Areas Act 1936 No. 20Section 23 (**Regulations**):

25

From section 23 (2) (g), omit “municipal or shire council”, insert instead “council (within the meaning of the Local Government Act 1993)”.

Search Warrants Act 1985 No. 37Section 10 (**Definitions**):

30

From the definition of “search warrant”, omit all matter relating to the Local Government Act 1919, insert instead: section 201 of the Local Government Act 1993;

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

Second-hand Dealers and Collectors Act 1906 No. 30

Section 4AA (**Market indorsements**):

In section 4AA (1), from paragraph (a) of the definition of “market”, omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

5

South-west Tablelands Water Supply Administration Act 1941 No. 36

(1) Section 2 (**Definitions**):

Omit the definition of “Local Government Act”, insert instead:

10

“Local Government Act” means the Local Government Act 1993.

(2) Section 5 (**Care and management of certain works**):

(a) From section 5 (2), omit “council of the Municipality of Cootamundra”, insert instead “Cootamundra Shire Council”.

15

(b) From section 5 (3), omit “Part 14 of the Local Government Act, and the provisions of that Part of that Act, other than the provisions relating to the repayment of the capital debt”, insert instead “section 58 of the Local Government Act, and the provisions of that Act (other than section 58 (2))”.

20

(c) Omit section 5 (5).

(3) Section 15 (**Default by council**):

Omit section 15 (2).

25

(4) Section 16 (**Vesting of care and management of works in Administrator**):

Omit section 16 (3).

Stamp Duties Act 1920 No. 47

(1) Section 78F (**Exemption from duty—residential leases**):

30

(a) From section 78F (1A), omit “movable dwelling”, insert instead “moveable dwelling”.

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (b) From section 78F (2), omit the definition of “lease of a movable dwelling site”, insert instead:

5 “**lease of a moveable dwelling site**” means an agreement under which a person has the right to occupy for a term (or a term together with any option period) not exceeding 5 years:

- (a) any land used, or intended to be used, as the site of a moveable dwelling; or
- 10 (b) any moveable dwelling on that site; or
- (c) both the land and any such moveable dwelling;

“**moveable dwelling**” has the same meaning as it has in the Local Government Act 1993;

- 15 (2) Second Schedule (**Stamp Duties and Exemptions**):

From the matter relating to agreements under seal under the heading “AGREEMENT OR MEMORANDUM OF AN AGREEMENT”, omit “shire council or a municipal council”, insert instead “council (within the meaning of the Local Government Act 1993)”.

20

- (3) Schedule 2A (**First Home Purchase Scheme**):

Omit clause 22 (5), insert instead:

- (5) In this clause, “Metropolitan Area” means the following:
- 25 (a) County of Cumberland;
- (b) local government area of Wollondilly;
- (c) City of Wollongong;
- (d) local government area of Shellharbour;
- (e) City of Gosford;
- 30 (f) local government area of Wyong;
- (g) City of Blue Mountains.

SCHEDULE 1—AMENDMENT OF ACTS—*continued***State Development and Industries Assistance Act 1966 No. 10**

Section 3 (Definitions):

- (a) From section 3 (1), omit the definitions of “Area” and “Council”, insert instead in alphabetical order: 5
- “Area” has the same meaning as it has in the Local Government Act 1993.
- “Council”, in relation to a local authority, has the same meaning as it has in the Local Government Act 1993.
- (b) In section 3 (1), from the definition of “Country industry”, omit “Greater”. 10

State Emergency and Rescue Management Act 1989 No. 165

Section 3 (Definitions):

- From section 3 (1), omit the definition of “local government area”, insert instead: 15
- “local government area” means an “area” within the meaning of the Local Government Act 1993 and includes a combined local government area as referred to in section 27;

Strata Titles Act 1973 No. 68 20

(1) Section 5 (Definitions):

In section 5 (1), from the definition of “local council”, omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

(2) Section 27 (Dedication of common property): 25

From section 27 (1), omit the definition of “ ‘public road’ and ‘public reserve’ ”, insert instead in alphabetical order:

 “public reserve” has the same meaning as it has in the Local Government Act 1993;

 “public road” has the same meaning as it has in the Roads Act 1993. 30

SCHEDULE 1—AMENDMENT OF ACTS—*continued*(3) Section 37 (**Approval of proposed strata plans, certain subdivisions and conversions of lots into common property**):

- 5 (a) From section 37 (1) (a) (i), omit “section 306 of the Local Government Act 1919”, insert instead “Part 1 of Chapter 7 of the Local Government Act 1993”.
- (b) Omit section 37 (1) (b) (iv), insert instead:
- 10 (iv) the land proposed to be subdivided is not the subject of any outstanding order, requirement or notice of a kind referred to in, or given under, a provision referred to in subsection (1B); and
- (c) From section 37 (1) (b) (v), omit “under section 317D of the Local Government Act 1919”, insert instead “of the kind referred to in Order No. 4 in the Table to section 124 of the Local Government Act 1993”.
- 15 (d) From section 37 (1) (b) (v), omit “objection to the order has been made under section 317F”, insert instead “appeal against the order has been made under section 180”.
- (e) From section 37 (1B), omit “the provisions”, insert instead “the orders under section 124 of the Local Government Act 1993 and provisions”.
- 20 (f) Omit section 37 (1B) (b)–(f), insert instead:
- (b) any order of the kind referred to in Order No. 1 in the Table to section 124 of the Local Government Act 1993;
- 25 (c) any order of the kind referred to in Order No. 3 in the Table to section 124 of the Local Government Act 1993;
- (d) any order of the kind referred to in Orders Nos. 21, 22, 23, 24 or 25 in the Table to section 124 of the Local Government Act 1993;
- 30 (e) provisions of regulations made under the Local Government Act 1993 that are prescribed for the purposes of this subsection.

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (4) Section 66 (**Statutory restrictions on powers of bodies corporate**):
- From section 66 (5), omit “council clerk”, insert instead “general manager”. 5
- (5) Section 89 (**Definitions**):
- Omit the definition of “area”, insert instead:
- “**area**” has the same meaning as it has in the Local Government Act 1993;
- Strata Titles (Leasehold) Act 1986 No. 219** 10
- (1) Section 4 (**Definitions (1973 Act, s. 5)**):
- In section 4 (1), from paragraph (a) of the definition of “local council”, omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.
- (2) Section 31 (**Dedication of common property (1973 Act, s. 27)**): 15
- From section 31 (1), omit the definition of “ ‘public reserve’ and ‘public road’ ”, insert instead in alphabetical order:
- “**public reserve**” has the same meaning as it has in the Local Government Act 1993; 20
- “**public road**” has the same meaning as it has in the Roads Act 1993.
- (3) Section 66 (**Approval of proposed strata plans, certain subdivisions and conversions of lots into common property (1973 Act, s. 37)**): 25
- (a) From section 66 (1) (a) (i), omit “section 306 of the Local Government Act 1919”, insert instead “Part 1 of Chapter 7 of the Local Government Act 1993”.
- (b) Omit section 66 (1) (b) (iv), insert instead:
- (iv) the land proposed to be subdivided is not the subject of any outstanding order, requirement or notice of a kind referred to in, or given under, a provision referred to in subsection (1A); and 30

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- 5 (c) From section 66 (1) (b) (v), omit “under section 317D of the Local Government Act 1919”, insert instead “of the kind referred to in Order No. 4 in the Table to section 124 of the Local Government Act 1993”.
- (d) From section 66 (1) (b) (v), omit “objection to the order has been made under section 317F”, insert instead “appeal against the order has been made under section 180”.
- 10 (e) Omit section 66 (1) (c) (iv), insert instead:
(iv) the land proposed to be subdivided is not the subject of any outstanding order, requirement or notice of a kind referred to in, or given under, a provision referred to in subsection (1A); and
- 15 (f) From section 66 (1) (c) (v), omit “section 317D of the Local Government Act 1919”, insert instead “of the kind referred to in Order No. 4 in the Table to section 124 of the Local Government Act 1993”.
- 20 (g) From section 66 (1) (c) (v), omit “objection to the order has been made under section 317F”, insert instead “appeal against the order has been made under section 180”.
- (h) From section 66 (1A), omit “the provisions”, insert instead “the orders under section 124 of the Local Government Act 1993 and provisions”.
- 25 (i) Omit section 66 (1A) (b)–(f), insert instead:
(b) any order of the kind referred to in Order No. 1 in the Table to section 124 of the Local Government Act 1993;
- 30 (c) any order of the kind referred to in Order No. 3 in the Table to section 124 of the Local Government Act 1993;
- (d) any order of the kind referred to in Orders Nos. 21, 22, 23, 24 or 25 in the Table to section 124 of the Local Government Act 1993;
- 35 (e) provisions of regulations made under the Local Government Act 1993 that are prescribed for the purposes of this subsection.

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(4) Section 121 (**Definitions (1973 Act, s. 89)**):

Omit the definition of “area”, insert instead:

“**area**” has the same meaning as it has in the Local Government Act 1993;

5

Superannuation Administration Act 1991 No. 96

Section 3 (**Definitions**):

From section 3 (1), omit the definition of “local authority”, insert instead:

“**local authority**” means a council within the meaning of the Local Government Act 1993;

10

Survey Co-ordination Act 1949 No. 27

Section 2 (**Definitions**):

From the definition of “Council”, omit “Local Government Act 1919, as amended by subsequent Acts”, insert instead “Local Government Act 1993”.

15

Swimming Pools Act 1992 No. 49

(1) Section 4 (**To which swimming pools does this Act apply?**):

Omit “movable dwelling”, insert instead “moveable dwelling”.

20

(2) Part 2, Division 2, heading:

Omit “movable dwellings”, insert instead “moveable dwellings”.

(3) Section 11 (**To which swimming pools does this Division apply?**):

Omit “movable dwelling”, insert instead “moveable dwelling”.

25

(4) Section 12 (**General requirements for outdoor swimming pools**):

From section 12 (a), omit “movable dwelling”, insert instead “moveable dwelling”.

30

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (5) Section 28 (**Inspectors may exercise certain powers of entry**):
From section 28 (2) and (4), omit “movable dwelling”
wherever occurring, insert instead “moveable dwelling”.
- 5 (6) Section 32 (**What happens if other Acts are inconsistent with this Act?**):
From section 32 (2), omit “Part 11 of the Local
Government Act 1919”, insert instead “Part 1 of Chapter
7 of the Local Government Act 1993”.
- 10 (7) Dictionary of words and expressions:
- (a) Omit paragraph (a) of the definition of “area”, insert
instead:
(a) the area of a council within the meaning of the
Local Government Act 1993; or
- 15 (b) Omit paragraph (a) of the definition of “local authority”,
insert instead:
(a) in relation to premises that are situated within an
area within the meaning of the Local Government
Act 1993—the council of that area; or
- 20 (c) Omit the definition of “movable dwelling”, insert instead:
moveable dwelling has the same meaning as it has in
the Local Government Act 1993.
- (d) Omit the definition of “owner of premises”, insert instead:
owner of premises has the same meaning as “owner”
25 has in relation to land in the Local Government Act
1993 and, if there are 2 or more owners of the
premises, includes any one of the owners.
- (e) From paragraph (b) of the definition of “residential
30 building”, omit “movable dwelling”, insert instead
“moveable dwelling”.

Sydney Cove Redevelopment Authority Act 1968 No. 56

Section 27 (Constitution of advisory committees):

From section 27 (3), omit “servant”, insert instead
“employee”.

SCHEDULE 1—AMENDMENT OF ACTS—*continued***Sydney Cricket and Sports Ground Act 1978 No. 72**(1) Section 4 (**Definitions**):

From section 4 (2) (b), omit “Part 11 of the Local Government Act 1919”, insert instead “the Local Government Act 1993”. 5

(2) Section 16B (**Application of certain laws to designated land**):

(a) After section 16B (a), insert:

(a1) the Local Government Act 1993;

(b) From section 16B (c), omit “either of”, insert instead “any of”. 10

Sydney Electricity Act 1990 No. 117(1) Section 53 (**Regulations**):

From section 53 (2) (j), omit “Local Government Act 1919 or of any ordinance”, insert instead “Local Government Act 1993 or of any regulation”. 15

(2) Schedule 1 (**Sydney Electricity District**):

(a) Omit “Municipality of” wherever occurring (except in relation to Municipality of Canterbury and Municipality of Ryde). 20

(b) Omit “Shire of” wherever occurring (except in relation to Shire of Sutherland).

(c) From item 2, omit “Shire of Sutherland”, insert instead “Sutherland Shire”.

(d) From item 2, omit “Municipality of Canterbury”, insert instead “City of Canterbury”. 25

(e) From item 4, omit “Municipality of Ryde”, insert instead “City of Ryde”.

SCHEDULE 1—AMENDMENT OF ACTS—*continued*(3) Schedule 5 (**Savings, transitional and other provisions**):

(a) Omit clause 8 (1), insert instead:

5 (1) Subject to the regulations, the provisions of the Local Government Act 1993 and the regulations made under that Act relating to county councils do not apply to or in respect of Sydney Electricity.

10 (b) From clause 8 (2), omit “Local Government Act 1919 and the ordinances”, insert instead “Local Government Act 1993 and the regulations”.

Sydney Harbour Trust Act 1900 (1901 No. 1)(1) Section 3 (**Definitions**):

Insert in alphabetical order:

15 “**Council**” has the same meaning as it has in the Local Government Act 1993.

“**Local government area**” has the same meaning as “area” has in the Local Government Act 1993.

(2) Section 39 (**Land vested in commissioners free from local government rates**):

20 (a) Omit “municipal council”, insert instead “other council”.

(b) Omit “municipality”, insert instead “other council”.

(3) Section 100 (**Power to contract with local councils as to streets and roads**):

25 (a) Omit “the council of any municipality whose district”, insert instead “any other council whose local government area”.

(b) Omit “limits of the said city, borough, or municipal district”, insert instead “boundaries of the said city or local government area”.

30 **Sydney Harbour Tunnel (Private Joint Venture) Act 1987 No. 49**(1) Section 2 (**Definitions**)

From section 2 (1), omit the definition of “council”, insert instead:

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

“council” has the same meaning as it has in the Local Government Act 1993;

- (2) Section 9 (**Application of other legislation**): 5
 Omit section 9 (1), insert instead:
- (1) The provisions of:
- (a) the Coastal Protection Act 1979 and any instrument in force under that Act; and
- (b) the Local Government Act 1993, and any instrument in force under that Act, in relation to buildings, 10
- do not apply to or in respect of the tunnelling works.
- (3) Section 11 (**Application of other legislation**): 15
 Omit section 11 (1), insert instead:
- (1) The provisions of:
- (a) the Coastal Protection Act 1979 and any instrument in force under that Act; and
- (b) the Local Government Act 1993, and any instrument in force under that Act, in relation to buildings, 20
- do not apply to or in respect of the ancillary works.
- (4) Section 15 (**Protection of Sydney Harbour Tunnel from other development**): 25
 From section 15 (4), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

Sydney Market Authority Act 1968 No. 11

- (1) Section 3 (**Definitions**): 30
 From section 3 (1), omit the definition of “council”, insert instead:
- “council”** has the same meaning as it has in the Local Government Act 1993;

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (2) Section 9 (**Authority may make use of certain employees of the Crown, statutory bodies and councils**):

From section 9 (2), omit “, servants”.

- 5 (3) Section 11 (**Powers, authorities, duties and functions of the Authority**):

Omit section 11 (2) (a), insert instead:

- 10 (a) to carry out those activities in relation to a public market which it would be able to carry out under the Local Government Act 1993 if it were a council;

Tobacco Advertising Prohibition Act 1991 No. 65Section 4 (**Definitions**):

- 15 Omit paragraph (a) of the definition of “authorised officer”, insert instead:

- (a) a person authorised as an officer for the purposes of this Act by a council within the meaning of the Local Government Act 1993; or

Tourism New South Wales Act 1984 No. 46

- 20 Section 3 (**Definitions**):

From section 3 (1), omit the definition of “council”, insert instead:

“**council**” has the same meaning as it has in the Local Government Act 1993;

- 25 **Traffic Act 1909 No. 5**

- (1) Section 10ZA (**Definitions**):

From the definition of “electricity distributor”, omit “Shire”.

- (2) Section 18B (**Penalty notices for certain offences**):

- 30 (a) From section 18B (6) (a) (iii), omit “or a specified ordinance”.

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (b) From section 18B (6) (a) (iii), omit “, regulations or an ordinance”, insert instead “or regulations”.
- (c) From section 18B (6) (a) (iv), omit “, regulations or ordinance”, insert instead “or regulations”.

5

Transport Administration Act 1988 No. 109**Section 111 (Disputes involving transport authorities):**

From section 111 (4), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

Trustee Act 1925 No. 14

10

Section 14A (Authorised investments):

From section 14A (2) (e), omit “the Council of the City of Sydney or any city, municipal or shire council in New South Wales”, insert instead “a council (within the meaning of the Local Government Act 1993)”.

15

Unclaimed Money Act 1982 No. 174**Section 3 (Definitions):**

In section 3 (1), from paragraph (g) of the definition of “business”, omit “within the meaning of, and any county council constituted under, the Local Government Act 1919”, insert instead “or county council within the meaning of the Local Government Act 1993”.

20

Valuation of Land Act 1916 No. 2**(1) Section 4 (Definitions):**

- (a) From section 4 (1), omit the definitions of “Council” and “Municipality”, insert instead in alphabetical order:

25

“**Council**” has the same meaning as it has in the Local Government Act 1993.

“**Local government area**” has the same meaning as “area” has in the Local Government Act 1993.

30

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(b) From section 4 (1), omit paragraph (c) of the definition of “Supplementary valuation”.

(2) Section 12:

5 Omit the section, insert instead:

Local government areas

12. (1) Each local government area is a valuation district for the purposes of this Act.

10 (2) Whenever there is any change in the boundaries of a local government area, the same change is taken to have been made in the boundaries of the valuation district that corresponds to that area.

(3) Section 13 (**Western Division**):

15 Omit “municipalities or shires”, insert instead “local government areas”.

(4) Section 14A (**Date at which certain values to be determined**):

From section 14A (1) (b), omit “, ward or riding”.

(5) Section 47 (**Rating or taxing authorities**):

20 Omit “shire or of a municipality”, insert instead “local government area”.

(6) Section 50 (**No alteration by rating or taxing authorities except when authorised**):

25 From section 50 (2), omit “local government inspector of accounts”, insert instead “Departmental representative carrying out an investigation under Part 5 of Chapter 13 of the Local Government Act 1993”.

(7) Section 58 (**Allowances for profitable expenditure—land**):

30 (a) From section 58 (2) (f), omit “, a statutory body or a statutory body representing the Crown”, insert instead “or a public authority constituted by or under an Act, a government department or a statutory body representing the Crown”.

(b) Omit the last sentence of section 58 (2).

(c) Omit section 58 (5).

Statute Law Revision (Local Government) 1994

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

- (8) Section 59 (**Improved value for purposes of other Acts**):
Omit the section.
- (9) Section 60 (**Assessed annual value for purposes of other Acts**):
Omit “the Local Government Act 1919,”. 5
- (10) Section 67 (**Valuation for the purposes of Fire Brigades Act 1989**):
- (a) From section 67 (2), omit “municipalities or shires”, insert instead “local government areas”.
- (b) From section 67 (2), omit “municipality or shire”, insert instead “local government area”. 10
- Waste Disposal Act 1970 No. 97**
- (1) Section 5 (**Definitions**):
From section 5 (1), omit the definitions of “area” and “council”, insert instead in alphabetical order: 15
“area” has the same meaning as it has in the Local Government Act 1993;
“council” means a council or a county council within the meaning of the Local Government Act 1993;
- (2) Section 21 (**Delegation**): 20
From section 21 (c) omit “consent of that council”, insert instead “approval of the council and the general manager”.
- (3) Schedule 1:
Omit the Schedule, insert instead: 25
- SCHEDULE 1—AREAS AND PARTS OF AREAS
WHICH CONSTITUTE THE METROPOLITAN
WASTE DISPOSAL REGION**
- (Sec. 6)
- Cities of Bankstown, Blacktown, Campbelltown, 30
Canterbury, Fairfield, Hawkesbury, Holroyd, Hurstville,
Liverpool, Parramatta, Penrith, Randwick, Ryde, South
Sydney, Sydney, Willoughby.

SCHEDULE 1—AMENDMENT OF ACTS—*continued*

5 Areas of Ashfield, Auburn, Baulkham Hills, Botany,
Burwood, Camden, Concord, Drummoyne, Hornsby,
Hunter's Hill, Kogarah, Ku-ring-gai, Lane Cove,
Leichhardt, Manly, Marrickville, Mosman, North Sydney,
Pittwater, Rockdale, Strathfield, Sutherland Shire,
Warringah, Waverley, Woollahra.

Water Act 1912 No. 44

- 10 (1) **Section 12 (Licence):**
From section 12 (3), omit "a municipal council, or shire council", insert instead "a council within the meaning of the Local Government Act 1993".
- 15 (2) **Section 14 (Renewal):**
From section 14 (1B), omit "a municipal council, or a shire council", insert instead "a council within the meaning of the Local Government Act 1993".
- (3) **Section 26A (Act prevails over certain other Acts):**
Omit "Local Government Act 1919", insert instead "Local Government Act 1993".
- 20 (4) **Section 26C (Construction of work by Crown for councils):**
Omit "municipal council, shire council or county council", insert instead "council or county council within the meaning of the Local Government Act 1993".
- 25 (5) **Section 147 (Supply of water):**
From section 147 (4) (c), omit "a county council, a municipal council, a shire council", insert instead "a council or a county council within the meaning of the Local Government Act 1993".
- 30 (6) **Section 152 (Flooding of public roads):**
From section 152 (1), omit "any municipal or shire council", insert instead "the council (within the meaning of the Local Government Act 1993)".

SCHEDULE 1—AMENDMENT OF ACTS—*continued*(7) Section 165 (**Definitions**):

From the definition of “occupier” in section 165 (1), omit “under Part 14 of the Local Government Act 1919 on behalf of any council, or where a council has been charged with the care and management of a controlled work”, insert instead “on the application of a council under Division 2 of Part 3 of Chapter 6 of the Local Government Act 1993, or a council has been charged with the care and management of a controlled work under that Division”. 5
10

Water Supply Authorities Act 1987 No. 140(1) Section 3 (**Definitions**):

From section 3 (1), omit the definition of council, insert instead:

“**council**” has the same meaning as it has in the Local Government Act 1993; 15

(2) Schedule 1 (**Water supply authorities**):

From Part 2, omit “the shire of” wherever occurring.

(3) Schedule 3 (**Broken Hill Water Board**):

From clause 13 (1), omit “general rates” wherever occurring, insert instead “ordinary rates”. 20

(4) Schedule 4 (**Cobar Water Board**):

From clause 3 (2) (d), omit “Shire”.

Western Lands Act 1901 No. 70(1) Section 18D (**Provisions governing leases**): 25

From section 18D (1) (vii), omit “a local government area within the meaning of the Local Government Act 1919”, insert instead “an area within the meaning of the Local Government Act 1993”.

(2) Section 36 (**Regulations**): 30

From section 36 (3), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

SCHEDULE 1—AMENDMENT OF ACTS—*continued***Wild Dog Destruction Act 1921 No. 17****Section 12 (Rate to be imposed):**

5 From section 12 (1), omit “a municipality, town, or village”, insert instead “an area within the meaning of the Local Government Act 1993 (other than an area that was constituted as a shire immediately before 1 July 1993), a town or a village”.

Wilderness Act 1987 No. 19610 **Section 2 (Definitions):**

From section 2 (1), omit paragraphs (b) and (c) of the definition of “statutory authority”, insert instead:

- 15 (b) an Administrative Office within the meaning of the Public Sector Management Act 1988;
- (c) a council or a county council within the meaning of the Local Government Act 1993; and

Wollongong Sportsground Act 1986 No. 174**Section 25 (Carrying out of plan of management):**

20 From section 25 (2), omit “Local Government Act 1919”, insert instead “Local Government Act 1993”.

Women’s Legal Status Act 1918 No. 50**Section 2 (Positions for which there is no sex disqualification):**

Omit section 2 (b), insert instead:

- 25 (b) to be elected and to act as Lord Mayor or councillor of the City of Sydney or mayor or councillor of any other area within the meaning of the Local Government Act 1993;

Zoological Parks Board Act 1973 No. 34**(1) Section 6 (Appointment of members):**

- 30 (a) From section 6 (2) (f), omit “the Council of the Municipality of Mosman”, insert instead “Mosman Municipal Council”.
- (b) From section 6 (2) (g), omit “the Council of the City of Dubbo”, insert instead “Dubbo City Council”.

*Statute Law Revision (Local Government) 1994*SCHEDULE 1—AMENDMENT OF ACTS—*continued*

(2) Section 46 (Use of certain lands for agriculture under s. 7 of Taronga Zoological Park Act 1956 continued):

Omit “Notwithstanding anything in Part 12A of the Local Government Act 1919”, insert instead “Despite any provision of the Environmental Planning and Assessment Act 1979 or any instrument made under that Act”.

5

SCHEDULE 2—REPEALS

(Sec. 4)

City of Sydney (Elections) Regulation 1993	10
Local Government (Amendment) Act 1937 No. 10	
Local Government (Amendment) Act 1980 No. 74	
Local Government (Amendment) Act 1983 No. 33	
Local Government (Amendment) Act 1987 No. 150	
Local Government (Building and Construction Industry Long Service Payments) Amendment Act 1986 No. 20	15
Local Government (Building Approvals) Amendment Act 1989 No. 149	
Local Government (Building Certificates) Amendment Act 1986 No. 157	20
Local Government (Building Regulation) Amendment Act 1989 No. 80	
Local Government (Commons Management) Amendment Act 1989 No. 14	
Local Government (Covenants) Amendment Act 1986 No. 73	
Local Government (Disclosure of Interests) Amendment Act 1987 No. 126	25
Local Government (Elections) Amendment Act 1983 No. 77	
Local Government (Electricity) Amendment Act 1987 No. 106	
Local Government (Flood Liable Land) Amendment Act 1985 No. 99	
Local Government (Further Amendment) Act 1952 No. 53	30
Local Government (Hunter Water Board) Amendment Act 1988 No. 122	
Local Government (Liquor) Amendment Act 1990 No. 30	
Local Government (Miscellaneous Provisions) Amendment Act 1985 No. 209	35
Local Government (Movable Dwellings) Amendment Act 1991 No. 37	
Local Government (Noxious Plants) Amendment Act 1937 No. 38	
Local Government (Penalties) Amendment Act 1986 No. 2	
Local Government (Pensioners Rates) Amendment Act 1987 No. 234	

*Statute Law Revision (Local Government) 1994*SCHEDULE 2—REPEALS—*continued*

- Local Government (Plan Registration) Amendment Act 1986 No. 153
 Local Government (Public Inquiries) Amendment Act 1990 No. 69
 Local Government (Purchases) Amendment Act 1983 No. 173
 5 Local Government (Rates) Amendment Act 1985 No. 33
 Local Government (Rates and Charges) Act 1986 No. 178
 Local Government (Rates and Charges) Act 1987 No. 233
 Local Government (Rates and Charges) Amendment Act 1983 No. 175
 Local Government (Rates and Charges) Amendment Act 1984 No. 140
 10 Local Government (Rates and Charges) Amendment Act 1985 No. 169
 Local Government (Rates and Charges) Amendment Act 1988 No. 91
 Local Government (Rating) Amendment Act 1989 No. 122
 Local Government (Rating) Further Amendment Act 1976 No. 99
 Local Government (Rating) Further Amendment Act 1989 No. 157
 15 Local Government (Residential Flat Buildings) Amendment Act 1986
 No. 131
 Local Government (Secret Commissions) Amendment Act 1987
 No. 117
 Local Government (Street Drinking) Amendment Act 1990 No. 105
 20 Local Government (Subdivision) Amendment Act 1985 No. 229
 Local Government (Subdivisions) Amendment Act 1988 No. 129
 Local Government (Sydney Cricket and Sports Ground) Amendment
 Act 1978 No. 65
 Local Government (Theatres and Public Halls) Amendment Act 1989
 25 No. 10
 Local Government (Tourism Commission) Amendment Act 1984
 No. 49
 Local Government (Work on Private Land) Amendment Act 1989
 No. 210
-