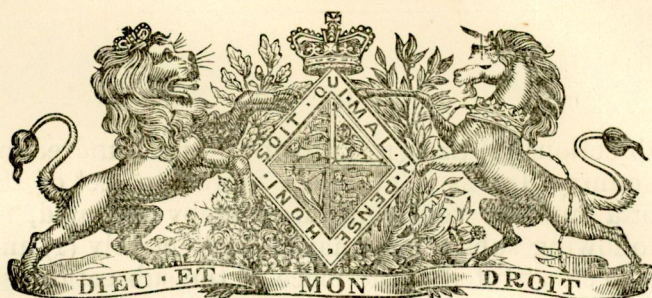


New South Wales.



ANNO QUINQUAGESIMO SEPTIMO

VICTORIÆ REGINÆ.

No. XIX.

An Act to amend such of the provisions of the Country Towns Water and Sewerage Act of 1880, the Country Towns Water and Sewerage Act Extension Act of 1887, and the Hunter District Water Supply and Sewerage Act of 1892, as deal with the repayment of the cost of works of Water Supply and Sewerage, and to extend the period of such repayment; to empower the Board established under the said Hunter District Water Supply and Sewerage Act of 1892 to connect premises with the water-mains and the sewers under their control and to recover the expenses of such connections; to provide for the carrying out of such connections by the said Board on deferred payments, and to make other provisions subsidiary to or in connection with the objects aforesaid. [Assented to, 8th May, 1894.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "Country Towns and Hunter District Water Supply and Sewerage Acts Amendment Act of 1894." Short title. Its enactments are arranged under two Parts, embracing the following subjects, viz.:—

PART I.—*New system of repaying cost of Country Towns Water and Sewerage Works—Amendment of subsections of section one hundred and twenty-five of Country Towns Water and Sewerage Act of 1880—ss. 2-3.*

PART

Country Towns and Hunter District Water Supply and Sewerage Acts Amendment.

PART II.—*Repeal of subsection (v) of section one hundred and twenty-nine of Hunter District Water Supply and Sewerage Act of 1892, and further enactment as to same—Power to Hunter District Water Supply and Sewerage Board to make connections to water-mains on deferred payments, and provisions for recovery of expenses thereof—ss. 4-6.*

PART I.

Amendments of sec.
125 of 44 Vic.
(Country Towns
Water and Sewerage
Act of 1880.)

2. Subsections (I) and (II) of section one hundred and twenty-five of the Country Towns Water and Sewerage Act of 1880 (forty-fourth Victoria number fourteen) are hereby repealed, and in lieu thereof the following subsections marked respectively (I) and (II) shall be deemed to be substituted in the place of the subsections so repealed, and the said section one hundred and twenty-five, as hereby amended, shall be applicable as well to all works already completed and taken over by the Council of any Borough or Municipal District as to any works hereafter to be completed and taken over by such Council:—

Cost of works with
interest to be charged
on revenues of
Municipality,
and repaid to
Colonial Treasurer
within a period not
exceeding 100 years,
to be fixed by the
Governor according
to the nature and
durability of the
works.

“(I) The cost of carrying out any such works shall be repaid to the Colonial Treasurer, and all repayments of such cost shall be by him carried to a Loan Trust Fund, and all payments of interest on such cost shall be by him carried to the Consolidated Revenue Fund; and the repayment of such cost with interest shall be made in manner following: The whole amount, subject to such partial remission as the Governor may think just under any special circumstances expended upon any such works, together with interest at the rate of three and a half per centum per annum on the sums making up such amount calculated from the time such sums were expended, shall be certified as soon as practicable under the hand of the Minister for Public Works, and the total amount so certified shall upon the notification of such certificate in the *Gazette* become and be a debt charged upon the revenues from whatever sources derived of such Borough or Municipal District until defrayed as hereinafter provided.

“(II) As soon as possible after the Minister for Public Works has certified the total amount as aforesaid, the Governor shall in each case fix a period, not exceeding *one hundred* years, within which such amount shall be liquidated by the payment of such annual sums as shall after the last of such payments extinguish the whole amount of such cost with interest at the rate of three and a half per centum per annum on the balance unpaid in each year; and in fixing such period the Governor may take into consideration the nature and durability of the works; and such period when so fixed shall be forthwith notified in the *Gazette*. The said Minister shall certify the amount of the annual sums so payable by the Borough or Municipal District to be charged therewith, and shall cause notice of the same to be published in the *Gazette*, and also to be sent by post to the Council Clerk of the said Borough or Municipal District. And the said Borough or Municipal District shall pay to the Colonial Treasurer the annual sums so certified. And the first of such payments shall be made within one year from the date of the notification in the *Gazette* of such last-mentioned certificate, and each subsequent payment at or before the
end

end of one year from the expiration of the time limited for making the last preceding payment. And at the end of the period so fixed and notified as aforesaid, and after the last payment has been made, the revenues of the said Borough or Municipal District, from whatever sources derived, shall be discharged from any further payments in respect thereof."

3. Subsection (IV) of the said last cited section is hereby amended by inserting after the word "thereof" in the first line, the word "shall"; and subsection (VII) of the said section is hereby amended by omitting after the word "Treasurer" the words "to be by him carried to the Consolidated Revenue Fund."

Amendment of subsections of section 125.

PART II.

Repeal of subsection (v) of section one hundred and twenty-nine of Hunter District Water Supply and Sewerage Act of 1892, and further enactment as to same—Power to Hunter District Water Supply and Sewerage Board to make connections to water-mains on deferred payments, and provisions for recovery of expenses thereof.

4. Subsection (v) of section one hundred and twenty-nine of the Hunter District Water Supply and Sewerage Act of 1892 is hereby repealed, and in lieu thereof the following subsection shall be deemed to be substituted in the place of the subsection so repealed, viz. :—

Amendment of sec. 129 of 50 Vic. No. 27, Hunter District Water Supply and Sewerage Act of 1892.

"(v) As soon as possible after every such certification as last aforesaid by the Minister, the Governor, by notification to be published in the *Gazette*, and having regard to the nature and durability of the said works, shall fix a period not exceeding one hundred years, within which the amount so certified shall be repaid, and shall prescribe the annual sums to be repaid, so that the total amount so certified may be paid off at the end of the period so fixed, with interest during the said period on the balance unpaid in each year at the rate of three and a-half per centum per annum."

5. (I) Where any person shall become liable, under the Hunter District Water Supply and Sewerage Act of 1892, or shall be required by the Board established under the said Act to do any work or make any repairs or alterations in connection with water supply, sewerage, or drainage, or the ventilating of or to any house, tenement, or lands, such person may make application in writing to the said Board for such works to be carried out under the direction of the said Board on a system of deferred payment, and thereupon it shall be lawful for the said Board, subject to the approval of the Minister, to enter into an agreement with the applicant for the doing of such works under the direction of the said Board at a price or sum, and upon terms to be therein named or referred to, and for the payment of such price or sum by the applicant in not more than twelve quarterly instalments from the completion of the works, and interest at the rate of five per centum per annum on the amount remaining to be paid shall be added to each instalment.

Persons liable to make connections may apply to have work done on deferred payments.

(II) Upon the execution of such agreement by the applicant, the said Board shall cause the works aforesaid to be carried out, and upon completion they shall forthwith give notice in writing to the applicant of such completion, and of the quarterly days on which the instalments of payment will respectively fall due.

Board upon completion of work to give notice to applicant.

(III)

Country Towns and Hunter District Water Supply and Sewerage Acts Amendment.

Expenses of work to be a charge on the property.

Works and lands to become property of Borough, District, or Board in Trust for water ratepayers.

Sections 2 and 3 to be read with the Country Towns Water and Sewerage Act of 1880, and sections 4 and 5 to be read with the Hunter District Water Supply and Sewerage Act of 1892.

(III) All moneys which may hereafter become due to the said Board for the cost or expenses of any work carried out by them under this section shall be and remain a first charge upon the property in respect of which such moneys are payable until full payment thereof.

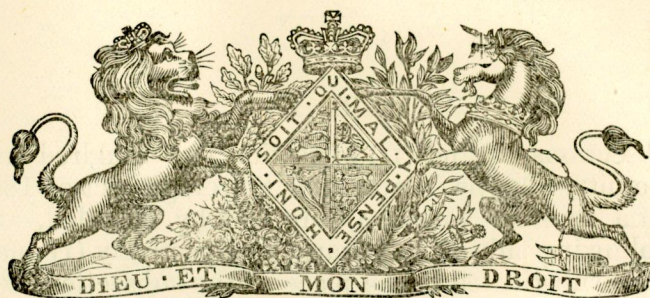
6. After the period so fixed and when the whole debt incurred has been discharged, the whole of the works and lands transferred and acquired by the Borough, Municipal Council, or Board shall be conveyed and become the absolute property of such Borough, District, or Board in Trust for the water ratepayers of such district.

7. The provisions of sections two and three of this Act shall be read with and form part of the Country Towns Water and Sewerage Act of 1880, and the provisions of sections four and five shall be read with and form part of the Hunter District Water Supply and Sewerage Act of 1892.

By Authority : CHARLES POTTER, Government Printer, Sydney, 1894.

[3d.]

New South Wales.



ANNO QUINQUAGESIMO SEPTIMO

VICTORIÆ REGINÆ.

No. XIX.

An Act to amend such of the provisions of the Country Towns Water and Sewerage Act of 1880, the Country Towns Water and Sewerage Act Extension Act of 1887, and the Hunter District Water Supply and Sewerage Act of 1892, as deal with the repayment of the cost of works of Water Supply and Sewerage, and to extend the period of such repayment; to empower the Board established under the said Hunter District Water Supply and Sewerage Act of 1892 to connect premises with the water-mains and the sewers under their control and to recover the expenses of such connections; to provide for the carrying out of such connections by the said Board on deferred payments, and to make other provisions subsidiary to or in connection with the objects aforesaid. [Assented to, 8th May, 1894.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "Country Towns and Hunter District Water Supply and Sewerage Acts Amendment Act of 1894." Short title. Its enactments are arranged under two Parts, embracing the following subjects, viz. :—

PART I.—*New system of repaying cost of Country Towns Water and Sewerage Works—Amendment of subsections of section one hundred and twenty-five of Country Towns Water and Sewerage Act of 1880—ss. 2-3.*

PART

Country Towns and Hunter District Water Supply and Sewerage Acts Amendment.

PART II.—*Repeal of subsection (v) of section one hundred and twenty-nine of Hunter District Water Supply and Sewerage Act of 1892, and further enactment as to same—Power to Hunter District Water Supply and Sewerage Board to make connections to water-mains on deferred payments, and provisions for recovery of expenses thereof—ss. 4-6.*

PART I.

Amendments of sec.
125 of 44 Vic.
(Country Towns
Water and Sewerage
Act of 1880.)

2. Subsections (I) and (II) of section one hundred and twenty-five of the Country Towns Water and Sewerage Act of 1880 (forty-fourth Victoria number fourteen) are hereby repealed, and in lieu thereof the following subsections marked respectively (I) and (II) shall be deemed to be substituted in the place of the subsections so repealed, and the said section one hundred and twenty-five, as hereby amended, shall be applicable as well to all works already completed and taken over by the Council of any Borough or Municipal District as to any works hereafter to be completed and taken over by such Council:—

Cost of works with
interest to be charged
on revenues of
Municipality,
and repaid to
Colonial Treasurer
within a period not
exceeding 100 years,
to be fixed by the
Governor according
to the nature and
durability of the
works.

“(I) The cost of carrying out any such works shall be repaid to the Colonial Treasurer, and all repayments of such cost shall be by him carried to a Loan Trust Fund, and all payments of interest on such cost shall be by him carried to the Consolidated Revenue Fund; and the repayment of such cost with interest shall be made in manner following: The whole amount, subject to such partial remission as the Governor may think just under any special circumstances expended upon any such works, together with interest at the rate of three and a half per centum per annum on the sums making up such amount calculated from the time such sums were expended, shall be certified as soon as practicable under the hand of the Minister for Public Works, and the total amount so certified shall upon the notification of such certificate in the *Gazette* become and be a debt charged upon the revenues from whatever sources derived of such Borough or Municipal District until defrayed as hereinafter provided.

“(II) As soon as possible after the Minister for Public Works has certified the total amount as aforesaid, the Governor shall in each case fix a period, not exceeding *one hundred* years, within which such amount shall be liquidated by the payment of such annual sums as shall after the last of such payments extinguish the whole amount of such cost with interest at the rate of three and a half per centum per annum on the balance unpaid in each year; and in fixing such period the Governor may take into consideration the nature and durability of the works; and such period when so fixed shall be forthwith notified in the *Gazette*. The said Minister shall certify the amount of the annual sums so payable by the Borough or Municipal District to be charged therewith, and shall cause notice of the same to be published in the *Gazette*, and also to be sent by post to the Council Clerk of the said Borough or Municipal District. And the said Borough or Municipal District shall pay to the Colonial Treasurer the annual sums so certified. And the first of such payments shall be made within one year from the date of the notification in the *Gazette* of such last-mentioned certificate, and each subsequent payment at or before the
end

Country Towns and Hunter District Water Supply and Sewerage Acts Amendment.

end of one year from the expiration of the time limited for making the last preceding payment. And at the end of the period so fixed and notified as aforesaid, and after the last payment has been made, the revenues of the said Borough or Municipal District, from whatever sources derived, shall be discharged from any further payments in respect thereof."

3. Subsection (IV) of the said last cited section is hereby amended by inserting after the word "thereof" in the first line, the word "shall"; and subsection (VII) of the said section is hereby amended by omitting after the word "Treasurer" the words "to be by him carried to the Consolidated Revenue Fund."

Amendment of subsections of section 125.

PART II.

Repeal of subsection (v) of section one hundred and twenty-nine of Hunter District Water Supply and Sewerage Act of 1892, and further enactment as to same—Power to Hunter District Water Supply and Sewerage Board to make connections to water-mains on deferred payments, and provisions for recovery of expenses thereof.

4. Subsection (v) of section one hundred and twenty-nine of the Hunter District Water Supply and Sewerage Act of 1892 is hereby repealed, and in lieu thereof the following subsection shall be deemed to be substituted in the place of the subsection so repealed, viz. :—

Amendment of sec. 129 of 50 Vic. No. 27, Hunter District Water Supply and Sewerage Act of 1892.

"(v) As soon as possible after every such certification as last aforesaid by the Minister, the Governor, by notification to be published in the *Gazette*, and having regard to the nature and durability of the said works, shall fix a period not exceeding one hundred years, within which the amount so certified shall be repaid, and shall prescribe the annual sums to be repaid, so that the total amount so certified may be paid off at the end of the period so fixed, with interest during the said period on the balance unpaid in each year at the rate of three and a-half per centum per annum."

5. (I) Where any person shall become liable, under the Hunter District Water Supply and Sewerage Act of 1892, or shall be required by the Board established under the said Act to do any work or make any repairs or alterations in connection with water supply, sewerage, or drainage, or the ventilating of or to any house, tenement, or lands, such person may make application in writing to the said Board for such works to be carried out under the direction of the said Board on a system of deferred payment, and thereupon it shall be lawful for the said Board, subject to the approval of the Minister, to enter into an agreement with the applicant for the doing of such works under the direction of the said Board at a price or sum, and upon terms to be therein named or referred to, and for the payment of such price or sum by the applicant in not more than twelve quarterly instalments from the completion of the works, and interest at the rate of five per centum per annum on the amount remaining to be paid shall be added to each instalment.

Persons liable to make connections may apply to have work done on deferred payments.

(II) Upon the execution of such agreement by the applicant, the said Board shall cause the works aforesaid to be carried out, and upon completion they shall forthwith give notice in writing to the applicant of such completion, and of the quarterly days on which the instalments of payment will respectively fall due.

Board upon completion of work to give notice to applicant.

(III)

Country Towns and Hunter District Water Supply and Sewerage Acts Amendment.

Expenses of work to be a charge on the property.

(III) All moneys which may hereafter become due to the said Board for the cost or expenses of any work carried out by them under this section shall be and remain a first charge upon the property in respect of which such moneys are payable until full payment thereof.

Works and lands to become property of Borough, District, or Board in Trust for water ratepayers.

6. After the period so fixed and when the whole debt incurred has been discharged, the whole of the works and lands transferred and acquired by the Borough, Municipal Council, or Board shall be conveyed and become the absolute property of such Borough, District, or Board in Trust for the water ratepayers of such district.

Sections 2 and 3 to be read with the Country Towns Water and Sewerage Act of 1880, and sections 4 and 5 to be read with the Hunter District Water Supply and Sewerage Act of 1892.

7. The provisions of sections two and three of this Act shall be read with and form part of the Country Towns Water and Sewerage Act of 1880, and the provisions of sections four and five shall be read with and form part of the Hunter District Water Supply and Sewerage Act of 1892.

[3d.]

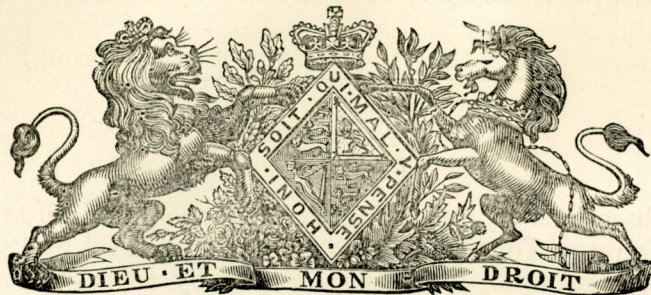
By Authority: CHARLES POTTER, Government Printer, Sydney, 1894.

I Certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

*Legislative Assembly Chamber,
Sydney, 2 May, 1894.* }

F. W. WEBB,
Clerk of the Legislative Assembly.

New South Wales.



ANNO QUINQUAGESIMO SEPTIMO

VICTORIÆ REGINÆ.

No. XIX.

An Act to amend such of the provisions of the Country Towns Water and Sewerage Act of 1880, the Country Towns Water and Sewerage Act Extension Act of 1887, and the Hunter District Water Supply and Sewerage Act of 1892, as deal with the repayment of the cost of works of Water Supply and Sewerage, and to extend the period of such repayment; to empower the Board established under the said Hunter District Water Supply and Sewerage Act of 1892 to connect premises with the water-mains and the sewers under their control and to recover the expenses of such connections; to provide for the carrying out of such connections by the said Board on deferred payments, and to make other provisions subsidiary to or in connection with the objects aforesaid. [Assented to, 8th May, 1894.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "Country Towns and Hunter District Water Supply and Sewerage Acts Amendment Act of 1894." Short title.
Its enactments are arranged under two Parts, embracing the following subjects, viz.:—

PART I.—*New system of repaying cost of Country Towns Water and Sewerage Works—Amendment of subsections of section one hundred and twenty-five of Country Towns Water and Sewerage Act of 1880—ss. 2-3.*

PART

I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.

NINIAN MELVILLE,
Chairman of Committees of the Legislative Assembly.

Country Towns and Hunter District Water Supply and Sewerage Acts Amendment.

PART II.—*Repeal of subsection (v) of section one hundred and twenty-nine of Hunter District Water Supply and Sewerage Act of 1892, and further enactment as to same—Power to Hunter District Water Supply and Sewerage Board to make connections to water-mains on deferred payments, and provisions for recovery of expenses thereof—ss. 4-6.*

PART I.

Amendments of sec.
125 of 44 Vic.
(Country Towns
Water and Sewerage
Act of 1880.)

2. Subsections (I) and (II) of section one hundred and twenty-five of the Country Towns Water and Sewerage Act of 1880 (forty-fourth Victoria number fourteen) are hereby repealed, and in lieu thereof the following subsections marked respectively (I) and (II) shall be deemed to be substituted in the place of the subsections so repealed, and the said section one hundred and twenty-five, as hereby amended, shall be applicable as well to all works already completed and taken over by the Council of any Borough or Municipal District as to any works hereafter to be completed and taken over by such Council:—

Cost of works with
interest to be charged
on revenues of
Municipality,
and repaid to
Colonial Treasurer
within a period not
exceeding 100 years,
to be fixed by the
Governor according
to the nature and
durability of the
works.

“(I) The cost of carrying out any such works shall be repaid to the Colonial Treasurer, and all repayments of such cost shall be by him carried to a Loan Trust Fund, and all payments of interest on such cost shall be by him carried to the Consolidated Revenue Fund; and the repayment of such cost with interest shall be made in manner following: The whole amount, subject to such partial remission as the Governor may think just under any special circumstances expended upon any such works, together with interest at the rate of three and a half per centum per annum on the sums making up such amount calculated from the time such sums were expended, shall be certified as soon as practicable under the hand of the Minister for Public Works, and the total amount so certified shall upon the notification of such certificate in the *Gazette* become and be a debt charged upon the revenues from whatever sources derived of such Borough or Municipal District until defrayed as hereinafter provided.

“(II) As soon as possible after the Minister for Public Works has certified the total amount as aforesaid, the Governor shall in each case fix a period, not exceeding *one hundred* years, within which such amount shall be liquidated by the payment of such annual sums as shall after the last of such payments extinguish the whole amount of such cost with interest at the rate of three and a half per centum per annum on the balance unpaid in each year; and in fixing such period the Governor may take into consideration the nature and durability of the works; and such period when so fixed shall be forthwith notified in the *Gazette*. The said Minister shall certify the amount of the annual sums so payable by the Borough or Municipal District to be charged therewith, and shall cause notice of the same to be published in the *Gazette*, and also to be sent by post to the Council Clerk of the said Borough or Municipal District. And the said Borough or Municipal District shall pay to the Colonial Treasurer the annual sums so certified. And the first of such payments shall be made within one year from the date of the notification in the *Gazette* of such last-mentioned certificate, and each subsequent payment at or before the end

end of one year from the expiration of the time limited for making the last preceding payment. And at the end of the period so fixed and notified as aforesaid, and after the last payment has been made, the revenues of the said Borough or Municipal District, from whatever sources derived, shall be discharged from any further payments in respect thereof."

3. Subsection (IV) of the said last cited section is hereby amended by inserting after the word "thereof" in the first line, the word "shall"; and subsection (VII) of the said section is hereby amended by omitting after the word "Treasurer" the words "to be by him carried to the Consolidated Revenue Fund."

Amendment of subsections of section 125.

PART II.

Repeal of subsection (v) of section one hundred and twenty-nine of Hunter District Water Supply and Sewerage Act of 1892, and further enactment as to same—Power to Hunter District Water Supply and Sewerage Board to make connections to water-mains on deferred payments, and provisions for recovery of expenses thereof.

4. Subsection (v) of section one hundred and twenty-nine of the Hunter District Water Supply and Sewerage Act of 1892 is hereby repealed, and in lieu thereof the following subsection shall be deemed to be substituted in the place of the subsection so repealed, viz. :—

Amendment of sec. 129 of 50 Vic. No. 27, Hunter District Water Supply and Sewerage Act of 1892.

"(v) As soon as possible after every such certification as last aforesaid by the Minister, the Governor, by notification to be published in the *Gazette*, and having regard to the nature and durability of the said works, shall fix a period not exceeding one hundred years, within which the amount so certified shall be repaid, and shall prescribe the annual sums to be repaid, so that the total amount so certified may be paid off at the end of the period so fixed, with interest during the said period on the balance unpaid in each year at the rate of three and a-half per centum per annum."

5. (I) Where any person shall become liable, under the Hunter District Water Supply and Sewerage Act of 1892, or shall be required by the Board established under the said Act to do any work or make any repairs or alterations in connection with water supply, sewerage, or drainage, or the ventilating of or to any house, tenement, or lands, such person may make application in writing to the said Board for such works to be carried out under the direction of the said Board on a system of deferred payment, and thereupon it shall be lawful for the said Board, subject to the approval of the Minister, to enter into an agreement with the applicant for the doing of such works under the direction of the said Board at a price or sum, and upon terms to be therein named or referred to, and for the payment of such price or sum by the applicant in not more than twelve quarterly instalments from the completion of the works, and interest at the rate of five per centum per annum on the amount remaining to be paid shall be added to each instalment.

Persons liable to make connections may apply to have work done on deferred payments.

(II) Upon the execution of such agreement by the applicant, the said Board shall cause the works aforesaid to be carried out, and upon completion they shall forthwith give notice in writing to the applicant of such completion, and of the quarterly days on which the instalments of payment will respectively fall due.

Board upon completion of work to give notice to applicant.

(III)

Country Towns and Hunter District Water Supply and Sewerage Acts Amendment.

Expenses of work to be a charge on the property.

(III) All moneys which may hereafter become due to the said Board for the cost or expenses of any work carried out by them under this section shall be and remain a first charge upon the property in respect of which such moneys are payable until full payment thereof.

Works and lands to become property of Borough, District, or Board in Trust for water ratepayers.

6. After the period so fixed and when the whole debt incurred has been discharged, the whole of the works and lands transferred and acquired by the Borough, Municipal Council, or Board shall be conveyed and become the absolute property of such Borough, District, or Board in Trust for the water ratepayers of such district.

Sections 2 and 3 to be read with the Country Towns Water and Sewerage Act of 1880, and sections 4 and 5 to be read with the Hunter District Water Supply and Sewerage Act of 1892.

7. The provisions of sections two and three of this Act shall be read with and form part of the Country Towns Water and Sewerage Act of 1880, and the provisions of sections four and five shall be read with and form part of the Hunter District Water Supply and Sewerage Act of 1892.

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

*Government House,
Sydney, 8th May, 1894.*

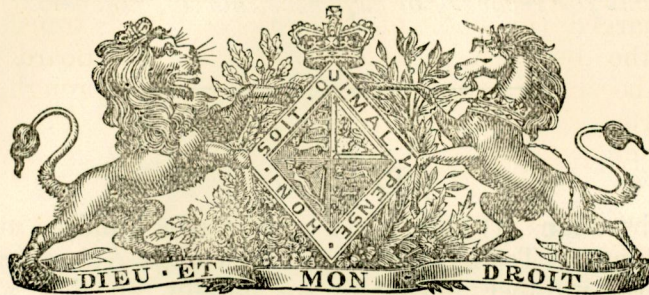
R. W. DUFF,
Governor.

I Certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

*Legislative Assembly Chamber,
Sydney, 2 May, 1894.* }

F. W. WEBB,
Clerk of the Legislative Assembly.

New South Wales.



ANNO QUINQUAGESIMO SEPTIMO

VICTORIÆ REGINÆ.

No. XIX.

An Act to amend such of the provisions of the Country Towns Water and Sewerage Act of 1880, the Country Towns Water and Sewerage Act Extension Act of 1887, and the Hunter District Water Supply and Sewerage Act of 1892, as deal with the repayment of the cost of works of Water Supply and Sewerage, and to extend the period of such repayment; to empower the Board established under the said Hunter District Water Supply and Sewerage Act of 1892 to connect premises with the water-mains and the sewers under their control and to recover the expenses of such connections; to provide for the carrying out of such connections by the said Board on deferred payments, and to make other provisions subsidiary to or in connection with the objects aforesaid. [Assented to, 8th May, 1894.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "Country Towns and Hunter District Water Supply and Sewerage Acts Amendment Act of 1894." Short title. Its enactments are arranged under two Parts, embracing the following subjects, viz.:—

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I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.

NINIAN MELVILLE,
Chairman of Committees of the Legislative Assembly.

Country Towns and Hunter District Water Supply and Sewerage Acts Amendment.

PART II.—*Repeal of subsection (v) of section one hundred and twenty-nine of Hunter District Water Supply and Sewerage Act of 1892, and further enactment as to same—Power to Hunter District Water Supply and Sewerage Board to make connections to water-mains on deferred payments, and provisions for recovery of expenses thereof—ss. 4-6.*

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2. Subsections (I) and (II) of section one hundred and twenty-five of the Country Towns Water and Sewerage Act of 1880 (forty-fourth Victoria number fourteen) are hereby repealed, and in lieu thereof the following subsections marked respectively (I) and (II) shall be deemed to be substituted in the place of the subsections so repealed, and the said section one hundred and twenty-five, as hereby amended, shall be applicable as well to all works already completed and taken over by the Council of any Borough or Municipal District as to any works hereafter to be completed and taken over by such Council:—

Cost of works with
interest to be charged
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Municipality,
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within a period not
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durability of the
works.

“(I) The cost of carrying out any such works shall be repaid to the Colonial Treasurer, and all repayments of such cost shall be by him carried to a Loan Trust Fund, and all payments of interest on such cost shall be by him carried to the Consolidated Revenue Fund; and the repayment of such cost with interest shall be made in manner following: The whole amount, subject to such partial remission as the Governor may think just under any special circumstances expended upon any such works, together with interest at the rate of three and a half per centum per annum on the sums making up such amount calculated from the time such sums were expended, shall be certified as soon as practicable under the hand of the Minister for Public Works, and the total amount so certified shall upon the notification of such certificate in the *Gazette* become and be a debt charged upon the revenues from whatever sources derived of such Borough or Municipal District until defrayed as hereinafter provided.

“(II) As soon as possible after the Minister for Public Works has certified the total amount as aforesaid, the Governor shall in each case fix a period, not exceeding *one hundred* years, within which such amount shall be liquidated by the payment of such annual sums as shall after the last of such payments extinguish the whole amount of such cost with interest at the rate of three and a half per centum per annum on the balance unpaid in each year; and in fixing such period the Governor may take into consideration the nature and durability of the works; and such period when so fixed shall be forthwith notified in the *Gazette*. The said Minister shall certify the amount of the annual sums so payable by the Borough or Municipal District to be charged therewith, and shall cause notice of the same to be published in the *Gazette*, and also to be sent by post to the Council Clerk of the said Borough or Municipal District. And the said Borough or Municipal District shall pay to the Colonial Treasurer the annual sums so certified. And the first of such payments shall be made within one year from the date of the notification in the *Gazette* of such last-mentioned certificate, and each subsequent payment at or before the
end

Country Towns and Hunter District Water Supply and Sewerage Acts Amendment.

end of one year from the expiration of the time limited for making the last preceding payment. And at the end of the period so fixed and notified as aforesaid, and after the last payment has been made, the revenues of the said Borough or Municipal District, from whatever sources derived, shall be discharged from any further payments in respect thereof."

3. Subsection (IV) of the said last cited section is hereby amended by inserting after the word "thereof" in the first line, the word "shall"; and subsection (VII) of the said section is hereby amended by omitting after the word "Treasurer" the words "to be by him carried to the Consolidated Revenue Fund."

Amendment of subsections of section 125.

PART II.

Repeal of subsection (v) of section one hundred and twenty-nine of Hunter District Water Supply and Sewerage Act of 1892, and further enactment as to same—Power to Hunter District Water Supply and Sewerage Board to make connections to water-mains on deferred payments, and provisions for recovery of expenses thereof.

4. Subsection (v) of section one hundred and twenty-nine of the Hunter District Water Supply and Sewerage Act of 1892 is hereby repealed, and in lieu thereof the following subsection shall be deemed to be substituted in the place of the subsection so repealed, viz. :—

Amendment of sec. 129 of 50 Vic. No. 27, Hunter District Water Supply and Sewerage Act of 1892.

"(v) As soon as possible after every such certification as last aforesaid by the Minister, the Governor, by notification to be published in the *Gazette*, and having regard to the nature and durability of the said works, shall fix a period not exceeding one hundred years, within which the amount so certified shall be repaid, and shall prescribe the annual sums to be repaid, so that the total amount so certified may be paid off at the end of the period so fixed, with interest during the said period on the balance unpaid in each year at the rate of three and a-half per centum per annum."

5. (I) Where any person shall become liable, under the Hunter District Water Supply and Sewerage Act of 1892, or shall be required by the Board established under the said Act to do any work or make any repairs or alterations in connection with water supply, sewerage, or drainage, or the ventilating of or to any house, tenement, or lands, such person may make application in writing to the said Board for such works to be carried out under the direction of the said Board on a system of deferred payment, and thereupon it shall be lawful for the said Board, subject to the approval of the Minister, to enter into an agreement with the applicant for the doing of such works under the direction of the said Board at a price or sum, and upon terms to be therein named or referred to, and for the payment of such price or sum by the applicant in not more than twelve quarterly instalments from the completion of the works, and interest at the rate of five per centum per annum on the amount remaining to be paid shall be added to each instalment.

Persons liable to make connections may apply to have work done on deferred payments.

(II) Upon the execution of such agreement by the applicant, the said Board shall cause the works aforesaid to be carried out, and upon completion they shall forthwith give notice in writing to the applicant of such completion, and of the quarterly days on which the instalments of payment will respectively fall due.

Board upon completion of work to give notice to applicant.

(III)

Country Towns and Hunter District Water Supply and Sewerage Acts Amendment.

Expenses of work to be a charge on the property.

Works and lands to become property of Borough, District, or Board in Trust for water ratepayers.

Sections 2 and 3 to be read with the Country Towns Water and Sewerage Act of 1880, and sections 4 and 5 to be read with the Hunter District Water Supply and Sewerage Act of 1892.

(III) All moneys which may hereafter become due to the said Board for the cost or expenses of any work carried out by them under this section shall be and remain a first charge upon the property in respect of which such moneys are payable until full payment thereof.

6. After the period so fixed and when the whole debt incurred has been discharged, the whole of the works and lands transferred and acquired by the Borough, Municipal Council, or Board shall be conveyed and become the absolute property of such Borough, District, or Board in Trust for the water ratepayers of such district.

7. The provisions of sections two and three of this Act shall be read with and form part of the Country Towns Water and Sewerage Act of 1880, and the provisions of sections four and five shall be read with and form part of the Hunter District Water Supply and Sewerage Act of 1892.

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

*Government House,
Sydney, 8th May, 1894.*

R. W. DUFF,
Governor.

1894.

Legislative Council.

COUNTRY TOWNS AND HUNTER DISTRICT WATER
SUPPLY AND SEWERAGE ACTS AMENDMENT BILL.

(Amendments to be proposed in Committee of the Whole by
MR. ALEXANDER BROWN.)

Section one hundred and twenty-nine of the Hunter District Water Supply and Sewerage Act of 1892 is hereby repealed, and in lieu thereof the following section shall be deemed to be substituted in the place of the section so repealed, and the said section one hundred and twenty-nine as hereby amended shall be applicable as well to all works already completed and taken over by the Board as to any works that may hereafter be completed and taken over by the Board, namely:—Out of the rates, charges, and other sums of money now or hereafter to be levied or collected by the Board, the whole cost incurred in respect of every work, whether for water supply or sewerage, carried out under this Act, or any Act amending the same (or by any such Act), vested in the said Board, shall be repaid by such Board, together with interest thereon, to the Colonial Treasurer in manner following, and all repayments so to be made shall by the said Treasurer be carried to such funds as are hereinafter provided, that is to say:—

- (I) The repayments so to be made shall be divided into two classes, one of which shall relate to the main schemes for water supply and sewerage, in this Act called permanent works, and the other shall relate to reticulations and renewals of mains and their appurtenances for water supply and sewerage, in this Act called renewable works, and the Minister shall determine which class shall be considered permanent works, and which renewable works.
- (II) The whole amount expended upon permanent works prior to the first day of July, one thousand eight hundred and ninety-two, together with interest at the rate of three and a half per centum per annum, to be calculated on the amount of every disbursement up to the thirtieth day of June, one thousand eight hundred and ninety-two, inclusive, shall be certified as soon as practicable under the hand of the Minister, and such certified amount shall be forthwith notified in the *Gazette*. And in like manner at the end of every successive period of twelve months, beginning from the said first day of July, one thousand eight hundred and ninety-three, the whole amount expended upon such permanent works during such twelve months, from the first day of July up to the thirtieth day of June, together with interest at the rate of three and a half per centum per annum, to be calculated on the amount of every disbursement from the date of disbursement up to the said thirtieth day of June, shall be certified as soon as practicable under the hand of the Minister, and such certified amount shall be forthwith notified in the *Gazette*.

- (III) As soon as practicable after every such certification as last aforesaid by the Minister, the Governor, by notification to be published in the *Gazette*, and having regard to the nature and durability of every work, shall fix a period not exceeding one hundred years within which the amount so certified shall be repaid, and prescribe the annual sums to be repaid, so that the total amount so certified may be paid off at the end of the period so fixed, with interest during the said period on the balance remaining unpaid at the rate of three and a half per centum per annum.
- (IV) The whole amount expended and unpaid upon renewable works prior to the first day of July, one thousand eight hundred and ninety-two, shall be certified as soon as practicable after that date, under the hand of the Minister, and such certified amount shall be forthwith notified in the *Gazette*, and in like manner at the end of every successive period of one year beginning from the said first day of July, one thousand eight hundred and ninety-three, the whole amount expended on such works during such year from the first day of July to the thirtieth day of June in such year, together with interest at the rate of three and a half per centum per annum, calculated as aforesaid, shall be certified as soon as practicable under the hand of the Minister, and such certified amount shall be forthwith notified in the *Gazette*.
- (V) As soon as possible after every such certification as last aforesaid by the Minister, the Governor, by notification to be published in the *Gazette*, and having regard to the nature and durability of the said works, shall fix a period not exceeding one hundred years, within which the amount so certified shall be repaid, and shall prescribe the annual sums to be repaid, so that the total amount so certified may be paid off at the end of the period so fixed, with interest during the said period on the balance unpaid in each year at the rate of three and a half per centum per annum.
- (VI) The annual repayments herein referred to shall be by the Colonial Treasurer divided into two parts, the amount of interest calculated at the rate of three and a half per centum per annum on the expenditure, which the said annual repayments will extinguish, shall be carried to the credit of a Loan Trust Fund, and the balance of the said annual repayment shall be carried to the credit of the Hunter District Water Supply and Sewerage Board Renewals Fund, and the reconstruction of renewable works, whether classified under the heading of permanent or renewable works in the notifications in the *Gazette* hereinbefore referred to, shall be paid from and charged against the said fund, and interest at the rate of three and a half per centum per annum shall be allowed annually on the thirtieth day of June, on all amounts carried to the credit of the said fund, and such interest shall be a charge upon the Consolidated Revenue Fund, and interest at the same rate shall be debited annually against the said fund on the sums of money withdrawn from the said fund for the purposes hereinbefore referred to, and such interest shall be credited to the Consolidated Revenue Fund.
- (VII) That on the thirtieth day of June in each year the Colonial Treasurer shall cause interest to be credited on all sums paid by the Board to the credit of the Hunter District Water Rates Account and the Hunter District Sewerage Rates Account at the rate of three and a half per centum per annum from the date of receipt by the Treasurer to the thirtieth day of June in

in each year, and the amount with the interest so added shall be transferred to the credit of the Hunter District Water Supply and Sewerage Board Current Account, and such amount so transferred shall be a charge on the Consolidated Revenue Fund, and all moneys advanced to the Board by the Colonial Treasurer for the expenses incurred by the Board in carrying out the Hunter District Water Supply and Sewerage Act of 1892, and any Acts amending the same, other than the sums of money required for the reconstruction of renewable works, whether classified as permanent or renewable works, shall be debited to the said Current Account, and shall be charged with interest at the rate of three and a half per centum per annum from the date of each disbursement up to the thirtieth day of June in each year, and such interest shall be credited to the Consolidated Revenue Fund, and the said Colonial Treasurer shall cause a statement to be served on the said Board as soon after the thirtieth day of June in each year as practicable, showing the transactions of the said Board with the Treasury in respect of all the accounts referred to in this Act.

And subject to the respective limitations in respect of valuation of premises and rates, charges, and sums of money, to be levied, collected, and received contained in this Act, the Board shall levy and collect such rates, charges, and sums of money as shall be sufficient to cover the annual sums so fixed as aforesaid, as well as all expenses incurred in carrying out the provisions of this Act, or of any Acts amending the same, including the salary and remuneration paid to the President and other members of the Board respectively.

Section one hundred and thirty of the Hunter District Water Supply and Sewerage Act of 1892 is hereby repealed, and in lieu thereof the following section shall be deemed to be substituted in the place of the section so repealed, and the said section one hundred and thirty as hereby amended shall be applicable as well in respect of the transactions of the Board with the Colonial Treasurer since the establishment of the said Board as to future transactions, that is to say:—Where the rates, charges, and sums of money collected by the Board as aforesaid shall from time to time exceed the annual sums so prescribed to be repaid as aforesaid, and the advances made to the Board for the expenses incurred in carrying out the provisions of this Act, or any Act amending the same, including the salary and remuneration paid to the President and other members of the Board respectively, the amount of such excess or balance shall be carried forward in the said Current Account to the credit of the Board against the annual sums prescribed to be repaid by them in the next following year, and such excess or balance shall, until the end of such next following year, bear interest at the rate of three and a half per centum per annum, and with such interest shall be a charge upon the Consolidated Revenue Fund; and where such rates, charges, and sums of money shall from time to time be in arrear, and fall short of the annual sums so prescribed to be repaid as aforesaid, and the expenses incurred in carrying out the provisions of this Act, or any Act amending same as aforesaid, the amount of such deficiency shall be carried forward in the said Current Account to the debit of the Board in addition to the annual sums prescribed to be repaid by them in the next following year, and shall until the end of such next following year bear interest at the rate of three and a half per centum per annum.

Section one hundred and sixty-five of the Hunter District Water Supply and Sewerage Act of 1892 is hereby repealed, and in lieu thereof the following section shall be deemed to be substituted in the place of the section so repealed, that is to say:—Notwithstanding anything

anything contained in the Small Debts Recovery Act, tenth Victoria number ten, or any Act amending same, all rates and charges for water or for sewerage, and all charges for work done by the Board in accordance with the Hunter District Water Supply and Sewerage Act of 1892, or any Act amending same, or any by-law made thereunder, and in connection with water supply or sewerage, where the amount sought to be recovered does not exceed the sum of thirty pounds, may be sued for and recovered under the provisions of the Small Debts Recovery Act, tenth Victoria number ten, in addition to the mode of recovery otherwise provided : Provided that for all purposes of prohibition and appeal, every decision or judgment given under the authority of this section shall be deemed to be an order made by Justices in their summary jurisdiction.

1894.

Legislative Council.

COUNTRY TOWNS AND HUNTER DISTRICT WATER
SUPPLY AND SEWERAGE ACTS AMENDMENT BILL.

(*Amendments to be proposed in Committee of the Whole by
MR. ALEXANDER BROWN.*)

Section one hundred and twenty-nine of the Hunter District Water Supply and Sewerage Act of 1892 is hereby repealed, and in lieu thereof the following section shall be deemed to be substituted in the place of the section so repealed, and the said section one hundred and twenty-nine as hereby amended shall be applicable as well to all works already completed and taken over by the Board as to any works that may hereafter be completed and taken over by the Board, namely:—Out of the rates, charges, and other sums of money now or hereafter to be levied or collected by the Board, the whole cost incurred in respect of every work, whether for water supply or sewerage, carried out under this Act, or any Act amending the same (or by any such Act), vested in the said Board, shall be repaid by such Board, together with interest thereon, to the Colonial Treasurer in manner following, and all repayments so to be made shall by the said Treasurer be carried to such funds as are hereinafter provided, that is to say:—

- (I) The repayments so to be made shall be divided into two classes, one of which shall relate to the main schemes for water supply and sewerage, in this Act called permanent works, and the other shall relate to reticulations and renewals of mains and their appurtenances for water supply and sewerage, in this Act called renewable works, and the Minister shall determine which class shall be considered permanent works, and which renewable works.
- (II) The whole amount expended upon permanent works prior to the first day of July, one thousand eight hundred and ninety-two, together with interest at the rate of three and a half per centum per annum, to be calculated on the amount of every disbursement up to the thirtieth day of June, one thousand eight hundred and ninety-two, inclusive, shall be certified as soon as practicable under the hand of the Minister, and such certified amount shall be forthwith notified in the *Gazette*. And in like manner at the end of every successive period of twelve months, beginning from the said first day of July, one thousand eight hundred and ninety-three, the whole amount expended upon such permanent works during such twelve months, from the first day of July up to the thirtieth day of June, together with interest at the rate of three and a half per centum per annum, to be calculated on the amount of every disbursement from the date of disbursement up to the said thirtieth day of June, shall be certified as soon as practicable under the hand of the Minister, and such certified amount shall be forthwith notified in the *Gazette*.

- (III) As soon as practicable after every such certification as last aforesaid by the Minister, the Governor, by notification to be published in the *Gazette*, and having regard to the nature and durability of every work, shall fix a period not exceeding one hundred years within which the amount so certified shall be repaid, and prescribe the annual sums to be repaid, so that the total amount so certified may be paid off at the end of the period so fixed, with interest during the said period on the balance remaining unpaid at the rate of three and a half per centum per annum.
- (IV) The whole amount expended and unpaid upon renewable works prior to the first day of July, one thousand eight hundred and ninety-two, shall be certified as soon as practicable after that date, under the hand of the Minister, and such certified amount shall be forthwith notified in the *Gazette*, and in like manner at the end of every successive period of one year beginning from the said first day of July, one thousand eight hundred and ninety-three, the whole amount expended on such works during such year from the first day of July to the thirtieth day of June in such year, together with interest at the rate of three and a half per centum per annum, calculated as aforesaid, shall be certified as soon as practicable under the hand of the Minister, and such certified amount shall be forthwith notified in the *Gazette*.
- (V) As soon as possible after every such certification as last aforesaid by the Minister, the Governor, by notification to be published in the *Gazette*, and having regard to the nature and durability of the said works, shall fix a period not exceeding one hundred years, within which the amount so certified shall be repaid, and shall prescribe the annual sums to be repaid, so that the total amount so certified may be paid off at the end of the period so fixed, with interest during the said period on the balance unpaid in each year at the rate of three and a half per centum per annum.
- (VI) The annual repayments herein referred to shall be by the Colonial Treasurer divided into two parts, the amount of interest calculated at the rate of three and a half per centum per annum on the expenditure, which the said annual repayments will extinguish, shall be carried to the credit of a Loan Trust Fund, and the balance of the said annual repayment shall be carried to the credit of the Hunter District Water Supply and Sewerage Board Renewals Fund, and the reconstruction of renewable works, whether classified under the heading of permanent or renewable works in the notifications in the *Gazette* hereinbefore referred to, shall be paid from and charged against the said fund, and interest at the rate of three and a half per centum per annum shall be allowed annually on the thirtieth day of June, on all amounts carried to the credit of the said fund, and such interest shall be a charge upon the Consolidated Revenue Fund, and interest at the same rate shall be debited annually against the said fund on the sums of money withdrawn from the said fund for the purposes hereinbefore referred to, and such interest shall be credited to the Consolidated Revenue Fund.
- (VII) That on the thirtieth day of June in each year the Colonial Treasurer shall cause interest to be credited on all sums paid by the Board to the credit of the Hunter District Water Rates Account and the Hunter District Sewerage Rates Account at the rate of three and a half per centum per annum from the date of receipt by the Treasurer to the thirtieth day of June
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in each year, and the amount with the interest so added shall be transferred to the credit of the Hunter District Water Supply and Sewerage Board Current Account, and such amount so transferred shall be a charge on the Consolidated Revenue Fund, and all moneys advanced to the Board by the Colonial Treasurer for the expenses incurred by the Board in carrying out the Hunter District Water Supply and Sewerage Act of 1892, and any Acts amending the same, other than the sums of money required for the reconstruction of renewable works, whether classified as permanent or renewable works, shall be debited to the said Current Account, and shall be charged with interest at the rate of three and a half per centum per annum from the date of each disbursement up to the thirtieth day of June in each year, and such interest shall be credited to the Consolidated Revenue Fund, and the said Colonial Treasurer shall cause a statement to be served on the said Board as soon after the thirtieth day of June in each year as practicable, showing the transactions of the said Board with the Treasury in respect of all the accounts referred to in this Act.

And subject to the respective limitations in respect of valuation of premises and rates, charges, and sums of money, to be levied, collected, and received contained in this Act, the Board shall levy and collect such rates, charges, and sums of money as shall be sufficient to cover the annual sums so fixed as aforesaid, as well as all expenses incurred in carrying out the provisions of this Act, or of any Acts amending the same, including the salary and remuneration paid to the President and other members of the Board respectively.

Section one hundred and thirty of the Hunter District Water Supply and Sewerage Act of 1892 is hereby repealed, and in lieu thereof the following section shall be deemed to be substituted in the place of the section so repealed, and the said section one hundred and thirty as hereby amended shall be applicable as well in respect of the transactions of the Board with the Colonial Treasurer since the establishment of the said Board as to future transactions, that is to say:—Where the rates, charges, and sums of money collected by the Board as aforesaid shall from time to time exceed the annual sums so prescribed to be repaid as aforesaid, and the advances made to the Board for the expenses incurred in carrying out the provisions of this Act, or any Act amending the same, including the salary and remuneration paid to the President and other members of the Board respectively, the amount of such excess or balance shall be carried forward in the said Current Account to the credit of the Board against the annual sums prescribed to be repaid by them in the next following year, and such excess or balance shall, until the end of such next following year, bear interest at the rate of three and a half per centum per annum, and with such interest shall be a charge upon the Consolidated Revenue Fund; and where such rates, charges, and sums of money shall from time to time be in arrear, and fall short of the annual sums so prescribed to be repaid as aforesaid, and the expenses incurred in carrying out the provisions of this Act, or any Act amending same as aforesaid, the amount of such deficiency shall be carried forward in the said Current Account to the debit of the Board in addition to the annual sums prescribed to be repaid by them in the next following year, and shall until the end of such next following year bear interest at the rate of three and a half per centum per annum.

Section one hundred and sixty-five of the Hunter District Water Supply and Sewerage Act of 1892 is hereby repealed, and in lieu thereof the following section shall be deemed to be substituted in the place of the section so repealed, that is to say:—Notwithstanding anything

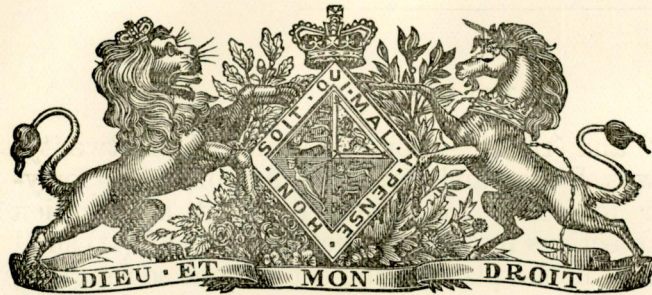
anything contained in the Small Debts Recovery Act, tenth Victoria number ten, or any Act amending same, all rates and charges for water or for sewerage, and all charges for work done by the Board in accordance with the Hunter District Water Supply and Sewerage Act of 1892, or any Act amending same, or any by-law made thereunder, and in connection with water supply or sewerage, where the amount sought to be recovered does not exceed the sum of thirty pounds, may be sued for and recovered under the provisions of the Small Debts Recovery Act, tenth Victoria number ten, in addition to the mode of recovery otherwise provided: Provided that for all purposes of prohibition and appeal, every decision or judgment given under the authority of this section shall be deemed to be an order made by Justices in their summary jurisdiction.

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

*Legislative Assembly Chamber,
Sydney, 18 April, 1894.* }

F. W. WEBB,
Clerk of the Legislative Assembly.

New South Wales.



ANNO QUINQUAGESIMO SEPTIMO

VICTORIÆ REGINÆ.

No. .

An Act to amend such of the provisions of the Country Towns Water and Sewerage Act of 1880, the Country Towns Water and Sewerage Act Extension Act of 1887, and the Hunter District Water Supply and Sewerage Act of 1892, as deal with the repayment of the cost of works of Water Supply and Sewerage, and to extend the period of such repayment; to empower the Board established under the said Hunter District Water Supply and Sewerage Act of 1892 to connect premises with the water-mains and the sewers under their control and to recover the expenses of such connections; to provide for the carrying out of such connections by the said Board on deferred payments, and to make other provisions subsidiary to or in connection with the objects aforesaid.

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

5 1. This Act may be cited as the "Country Towns and Hunter District Water Supply and Sewerage Acts Amendment Act of 1894." Short title.
Its enactments are arranged under two Parts, embracing the following subjects, viz.:—

10 PART I.—*New system of repaying cost of Country Towns Water and Sewerage Works—Amendment of subsections of section one hundred and twenty-five of Country Towns Water and Sewerage Act of 1880—ss. 2-3.*

Country Towns and Hunter District Water Supply and Sewerage Acts Amendment.

5 PART II.—*Repeal of subsection (v) of section one hundred and twenty-nine of Hunter District Water Supply and Sewerage Act of 1892, and further enactment as to same—Power to Hunter District Water Supply and Sewerage Board to make connections to water-mains on deferred payments, and provisions for recovery of expenses thereof—ss. 4-6.*

PART I.

10 2. Subsections (I) and (II) of section one hundred and twenty-five of the Country Towns Water and Sewerage Act of 1880 (forty-fourth Victoria number fourteen) are hereby repealed, and in lieu thereof the following subsections marked respectively (I) and (II) shall be deemed to be substituted in the place of the subsections so repealed, and the said section one hundred and twenty-five, as hereby amended, shall be applicable as well to all works already completed and taken
15 over by the Council of any Borough or Municipal District as to any works hereafter to be completed and taken over by such Council:—

20 “(I) The cost of carrying out any such works shall be repaid to the Colonial Treasurer, and all repayments of such cost shall be by him carried to a Loan Trust Fund, and all payments of interest on such cost shall be by him carried to the Consolidated Revenue Fund; and the repayment of such cost with interest shall be made in manner following: The whole amount, subject to such partial remission as the Governor may think just under any special circumstances expended
25 upon any such works, together with interest at the rate of three and a half per centum per annum on the sums making up such amount calculated from the time such sums were expended, shall be certified as soon as practicable under the hand of the Minister for Public Works, and the total amount so certified shall upon the notification of such certificate in
30 the *Gazette* become and be a debt charged upon the revenues from whatever sources derived of such Borough or Municipal District until defrayed as hereinafter provided.

35 “(II) As soon as possible after the Minister for Public Works has certified the total amount as aforesaid, the Governor shall in each case fix a period, not exceeding *one hundred* years, within which such amount shall be liquidated by the payment of such annual sums as shall after the last of such payments extinguish the whole amount of such cost with
40 interest at the rate of three and a half per centum per annum on the balance unpaid in each year; and in fixing such period the Governor may take into consideration the nature and durability of the works; and such period when so fixed shall be forthwith notified in the *Gazette*. The said Minister shall certify the amount of the annual sums so payable by
45 the Borough or Municipal District to be charged therewith, and shall cause notice of the same to be published in the *Gazette*, and also to be sent by post to the Council Clerk of the said Borough or Municipal District. And the said
50 Borough or Municipal District shall pay to the Colonial Treasurer the annual sums so certified. And the first of such payments shall be made within one year from the date of the notification in the *Gazette* of such last-mentioned certificate, and each subsequent payment at or before the
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Amendments of sec.
125 of 44 Vic.
(Country Towns
Water and Sewerage
Act of 1880.)

Cost of works with
interest to be charged
on revenues of
Municipality,
and repaid to
Colonial Treasurer
within a period not
exceeding 100 years,
to be fixed by the
Governor according
to the nature and
durability of the
works.

Country Towns and Hunter District Water Supply and Sewerage Acts Amendment.

5 end of one year from the expiration of the time limited for making the last preceding payment. And at the end of the period so fixed and notified as aforesaid, and after the last payment has been made, the revenues of the said Borough or Municipal District, from whatever sources derived, shall be discharged from any further payments in respect thereof.”

3. Subsection (IV) of the said last cited section is hereby amended by inserting after the word “thereof” in the first line, the word “shall”; and subsection (VII) of the said section is hereby
 10 amended by omitting after the word “Treasurer” the words “to be by him carried to the Consolidated Revenue Fund.”

Amendment of subsections of section 125.

PART II.

15 *Repeal of subsection (v) of section one hundred and twenty-nine of Hunter District Water Supply and Sewerage Act of 1892, and further enactment as to same—Power to Hunter District Water Supply and Sewerage Board to make connections to water-mains on deferred payments, and provisions for recovery of expenses thereof.*

20 4. Subsection (v) of section one hundred and twenty-nine of the Hunter District Water Supply and Sewerage Act of 1892 is hereby repealed, and in lieu thereof the following subsection shall be deemed to be substituted in the place of the subsection so repealed, viz. :—

Amendment of sec. 129 of 50 Vic. No. 27, Hunter District Water Supply and Sewerage Act of 1892.

25 “(v) As soon as possible after every such certification as last aforesaid by the Minister, the Governor, by notification to be published in the *Gazette*, and having regard to the nature and durability of the said works, shall fix a period not exceeding one hundred years, within which the amount so certified shall be repaid, and shall prescribe the annual sums to be repaid, so that the total amount so certified may be paid off at the
 30 end of the period so fixed, with interest during the said period on the balance unpaid in each year at the rate of three and a-half per centum per annum.”

35 5. (I) Where any person shall become liable, under the Hunter District Water Supply and Sewerage Act of 1892, or shall be required by the Board established under the said Act to do any work or make any repairs or alterations in connection with water supply, sewerage, or drainage, or the ventilating of or to any house, tenement, or lands, such person may make application in writing to the said Board for such works to be carried out under the direction of the said
 40 Board on a system of deferred payment, and thereupon it shall be lawful for the said Board, subject to the approval of the Minister, to enter into an agreement with the applicant for the doing of such works under the direction of the said Board at a price or sum, and upon terms to be therein named or referred to, and for the payment of such price
 45 or sum by the applicant in not more than twelve quarterly instalments from the completion of the works, and interest at the rate of five per centum per annum on the amount remaining to be paid shall be added to each instalment.

Persons liable to make connections may apply to have work done on deferred payments.

50 (II) Upon the execution of such agreement by the applicant, the said Board shall cause the works aforesaid to be carried out, and upon completion they shall forthwith give notice in writing to the applicant of such completion, and of the quarterly days on which the instalments of payment will respectively fall due.

Board upon completion of work to give notice to applicant.

(III)

Country Towns and Hunter District Water Supply and Sewerage Acts Amendment.

(III) All moneys which may hereafter become due to the said Board for the cost or expenses of any work carried out by them under this section shall be and remain a first charge upon the property in respect of which such moneys are payable until full payment thereof.

Expenses of work to be a charge on the property.

5 6. After the period so fixed and when the whole debt incurred has been discharged, the whole of the works and lands transferred and acquired by the Borough, Municipal Council, or Board shall be conveyed and become the absolute property of such Borough, District, or Board in Trust for the water ratepayers of such district.

Works and lands to become property of Borough, District, or Board in Trust for water ratepayers.

10 7. The provisions of sections two and three of this Act shall be read with and form part of the Country Towns Water and Sewerage Act of 1880, and the provisions of sections four and five shall be read with and form part of the Hunter District Water Supply and Sewerage Act of 1892.

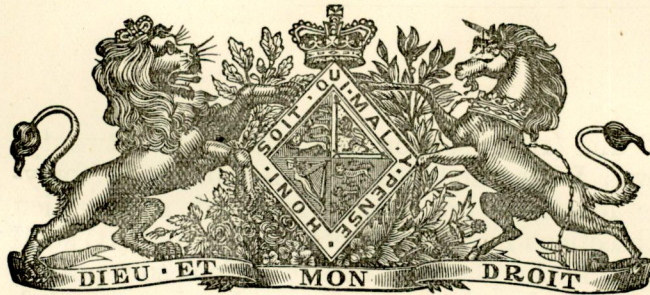
Sections 2 and 3 to be read with the Country Towns Water and Sewerage Act of 1880, and sections 4 and 5 to be read with the Hunter District Water Supply and Sewerage Act of 1892.

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

*Legislative Assembly Chamber,
Sydney, 18 April, 1894.* }

F. W. WEBB,
Clerk of the Legislative Assembly.

New South Wales.



ANNO QUINQUAGESIMO SEPTIMO

VICTORIÆ REGINÆ.

No. .

An Act to amend such of the provisions of the Country Towns Water and Sewerage Act of 1880, the Country Towns Water and Sewerage Act Extension Act of 1887, and the Hunter District Water Supply and Sewerage Act of 1892, as deal with the repayment of the cost of works of Water Supply and Sewerage, and to extend the period of such repayment; to empower the Board established under the said Hunter District Water Supply and Sewerage Act of 1892 to connect premises with the water-mains and the sewers under their control and to recover the expenses of such connections; to provide for the carrying out of such connections by the said Board on deferred payments, and to make other provisions subsidiary to or in connection with the objects aforesaid.

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

5 1. This Act may be cited as the "Country Towns and Hunter District Water Supply and Sewerage Acts Amendment Act of 1894." Short title.
Its enactments are arranged under two Parts, embracing the following subjects, viz.:—

10 **PART I.**—*New system of repaying cost of Country Towns Water and Sewerage Works—Amendment of subsections of section one hundred and twenty-five of Country Towns Water and Sewerage Act of 1880—ss. 2-3.*

Country Towns and Hunter District Water Supply and Sewerage Acts Amendment.

5 PART II.—*Repeal of subsection (v) of section one hundred and twenty-nine of Hunter District Water Supply and Sewerage Act of 1892, and further enactment as to same—Power to Hunter District Water Supply and Sewerage Board to make connections to water-mains on deferred payments, and provisions for recovery of expenses thereof—ss. 4-6.*

PART I.

10 2. Subsections (I) and (II) of section one hundred and twenty-five of the Country Towns Water and Sewerage Act of 1880 (forty-fourth Victoria number fourteen) are hereby repealed, and in lieu thereof the following subsections marked respectively (I) and (II) shall be deemed to be substituted in the place of the subsections so repealed, and the said section one hundred and twenty-five, as hereby amended, shall be applicable as well to all works already completed and taken over by the Council of any Borough or Municipal District as to any works hereafter to be completed and taken over by such Council:—

20 “(I) The cost of carrying out any such works shall be repaid to the Colonial Treasurer, and all repayments of such cost shall be by him carried to a Loan Trust Fund, and all payments of interest on such cost shall be by him carried to the Consolidated Revenue Fund; and the repayment of such cost with interest shall be made in manner following: The whole amount, subject to such partial remission as the Governor may think just under any special circumstances expended upon any such works, together with interest at the rate of three and a half per centum per annum on the sums making up such amount calculated from the time such sums were expended, shall be certified as soon as practicable under the hand of the Minister for Public Works, and the total amount so certified shall upon the notification of such certificate in the *Gazette* become and be a debt charged upon the revenues from whatever sources derived of such Borough or Municipal District until defrayed as hereinafter provided.

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35 “(II) As soon as possible after the Minister for Public Works has certified the total amount as aforesaid, the Governor shall in each case fix a period, not exceeding *one hundred* years, within which such amount shall be liquidated by the payment of such annual sums as shall after the last of such payments extinguish the whole amount of such cost with interest at the rate of three and a half per centum per annum on the balance unpaid in each year; and in fixing such period the Governor may take into consideration the nature and durability of the works; and such period when so fixed shall be forthwith notified in the *Gazette*. The said Minister shall certify the amount of the annual sums so payable by the Borough or Municipal District to be charged therewith, and shall cause notice of the same to be published in the *Gazette*, and also to be sent by post to the Council Clerk of the said Borough or Municipal District. And the said Borough or Municipal District shall pay to the Colonial Treasurer the annual sums so certified. And the first of such payments shall be made within one year from the date of the notification in the *Gazette* of such last-mentioned certificate, and each subsequent payment at or before the

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Amendments of sec.
125 of 44 Vic.
(Country Towns
Water and Sewerage
Act of 1880.)

Cost of works with
interest to be charged
on revenues of
Municipality,
and repaid to
Colonial Treasurer
within a period not
exceeding 100 years,
to be fixed by the
Governor according
to the nature and
durability of the
works.

end

Country Towns and Hunter District Water Supply and Sewerage Acts Amendment.

5 end of one year from the expiration of the time limited for making the last preceding payment. And at the end of the period so fixed and notified as aforesaid, and after the last payment has been made, the revenues of the said Borough or Municipal District, from whatever sources derived, shall be discharged from any further payments in respect thereof."

3. Subsection (IV) of the said last cited section is hereby amended by inserting after the word "thereof" in the first line, the word "shall"; and subsection (VII) of the said section is hereby
10 amended by omitting after the word "Treasurer" the words "to be by him carried to the Consolidated Revenue Fund."

Amendment of subsections of section 125.

PART II.

15 *Repeal of subsection (v) of section one hundred and twenty-nine of Hunter District Water Supply and Sewerage Act of 1892, and further enactment as to same—Power to Hunter District Water Supply and Sewerage Board to make connections to water-mains on deferred payments, and provisions for recovery of expenses thereof.*

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Amendment of sec. 129 of 50 Vic. No. 27, Hunter District Water Supply and Sewerage Act of 1892.

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40 Board on a system of deferred payment, and thereupon it shall be lawful for the said Board, subject to the approval of the Minister, to enter into an agreement with the applicant for the doing of such works under the direction of the said Board at a price or sum, and upon terms to be therein named or referred to, and for the payment of such price
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Board upon completion of work to give notice to applicant.

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5 6. After the period so fixed and when the whole debt incurred has been discharged, the whole of the works and lands transferred and acquired by the Borough, Municipal Council, or Board shall be conveyed and become the absolute property of such Borough, District, or Board in Trust for the water ratepayers of such district.

Works and lands to become property of Borough, District, or Board in Trust for water ratepayers.

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Sections 2 and 3 to be read with the Country Towns Water and Sewerage Act of 1880, and sections 4 and 5 to be read with the Hunter District Water Supply and Sewerage Act of 1892.