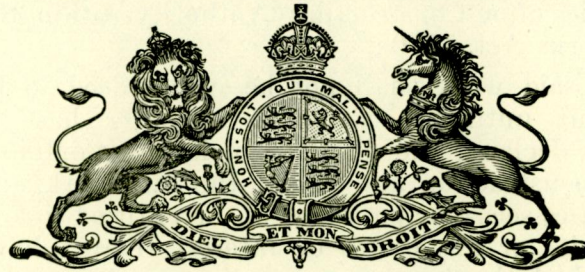


*This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.*

*Legislative Assembly Chamber,  
Sydney, 10 September, 1902.* }

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

## New South Wales.



ANNO SECUNDO

## EDWARDI VII REGIS.

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Act No. , 1902.

An Act to sanction the construction of certain works in connection with the Tuckian Flood Escape Scheme, with the object of providing for the better discharge of flood waters from the Richmond River; and for purposes consequent upon and incidental to that object.

**W**HEREAS, in accordance with the provisions of the Public Works Preamble.  
Act, 1900, the Legislative Assembly did, by resolution,  
declare that it was expedient to carry out a certain work, namely, the  
construction of certain works in connection with the Tuckian Flood  
Escape Scheme, with the object of providing for the better discharge  
of flood waters from the Richmond River, and known as the Tuckian  
Flood Escape Scheme: And whereas on the passing of the said  
resolution



*Tuckian Flood Escape Scheme.*

resolution a statutory duty was by the said Act imposed on the Secretary for Public Works to introduce a Bill into the said Assembly to sanction the carrying out of the said work: Be it therefore enacted by the King'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 "Tuckian Flood Escape Short title.  
Scheme Act, 1902."

2. The carrying out of the said work (more particularly Work sanctioned.  
described in the Schedule to this Act) is hereby sanctioned; and the Secretary for Public Works, or the Member of the Executive Council for the time being performing the duties of the said Secretary, is hereby authorised to undertake and carry out the said work, subject to the provisions of this Act, and for that purpose shall be, and shall have the powers and duties of, a Constructing Authority within the meaning of the Public Works Act, 1900:

Provided that the said work shall not be commenced to be undertaken or carried out until the Colonial Treasurer has by notification in the Gazette declared the district which, in his opinion, will be benefited by the construction and use of the said work, and until all or any of the parties seised or possessed of, or entitled to any land within the said district or any estate or interest therein, have joined in an agreement which, in the opinion of the said Treasurer, will secure the payment of four per centum per annum upon the said cost of construction, together with any compensation for any damage to land or for any silting of the Richmond River which may be occasioned by the construction and use of the said work.

For the purpose of securing the payment of the said principal sum with interest, it shall be lawful for all or any of the said parties to charge, by way of mortgage to be approved by the Crown Solicitor, the lands of which they are so seised or possessed, or to which they are entitled as aforesaid, with the payment of any amount agreed to be paid by them as aforesaid; and the parties who are, by section forty-six of the Public Works Act, 1900, empowered to sell and convey or release lands which may be acquired under that Act are, if so seised, possessed, or entitled as aforesaid, hereby empowered to charge such lands as aforesaid for and on behalf of the same persons respectively for and on behalf of whom they are empowered to sell and convey or release lands under that section, and to execute such documents as may be necessary for the purpose aforesaid for and on behalf of such persons.

3. The plan of the said work is the plan marked "Tuckian Plan of work.  
Flood Escape Scheme," signed by the Secretary for Public Works and countersigned by the Principal Engineer for Harbours and Rivers, and deposited in the public office of the said Secretary.

4.



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*Tuckian Flood Escape Scheme.*

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4. The cost of carrying out the said work, estimated at forty-six thousand five hundred pounds, may be defrayed from such Loan Votes as are now or may hereafter be applicable to that purpose, and shall not under any circumstances exceed the estimated cost by more than 5 ten per centum. Cost, how to be defrayed.

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SCHEDULE.

The works consist of:—

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- (1) Cutting down the left bank of the North Arm, Richmond River, at a point about four miles above its junction with the South Arm, and the construction of a weir three hundred feet long with the crest twelve feet above low water.
  - (2) The formation of a channel three hundred feet wide leading towards the head of The Broadwater, bed of channel at Upper end to be five feet over low water.

