

*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.*

W. S. MOWLE,  
*Clerk of the Legislative Assembly.*

*Legislative Assembly Chamber,  
Sydney, 14 December, 1916.*

## New South Wales.



ANNO SEPTIMO

## GEORGI V REGIS.

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### Act No. 76, 1916.

An Act to amend the law with regard to Local Government, including the government of the City of Sydney; to regulate within the City of Sydney buildings and erections; to define the qualifications of electors and to regulate the voting in shires and municipalities; to apply to shires the provisions of the Country Towns Water and Sewerage Acts, 1880-1905; to amend certain Acts; and for purposes consequent thereon or incidental thereto. [Assented to, 20th December, 1916.] BE

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

THOS. H. THROWER,  
*Chairman of Committees of the Legislative Assembly.*

*Local Government (Amending).*

**B**E it 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:—

Short title. **1.** This Act may be cited as the "Local Government (Amending) Act, 1916."

## PART I.

## CITY OF SYDNEY.

*Regulation of building.*

Steel and  
concrete  
buildings.

**2.** (1) Buildings may, within the city of Sydney, be built, enlarged, or altered wholly or partly of composite steel and concrete or of steel framing construction subject to such conditions as may be prescribed by by-laws, which the Municipal Council of Sydney is hereby authorised to make, specifying the manner in which any such building shall be so built, enlarged, or altered.

(2) The provisions of the Sydney Corporation Act, 1902, relating to by-laws made thereunder shall apply to by-laws made under this section.

(3) This section shall not come into operation until by-laws thereunder are proclaimed.

## PART II.

## MUNICIPALITIES AND SHIRES.

*The electoral franchise.*

Amendment  
of s. 55  
of Local  
Government  
Act, 1906.

**3.** Section fifty-five of the Local Government Act, 1906, is amended as follows:—In the first sentence of paragraph (a) of the section, by omitting the words "and verified by statutory declaration of the terms thereof." **4.**

*Local Government (Amending).*

**4.** Section forty-three of the Local Government Act, 1906, is omitted, and the following is inserted in its place:—

Amendment  
of s. 43  
of Local  
Government  
Act, 1906.

43. (1) If it appears to the Minister to be impracticable or inconvenient to hold an election on the day prescribed, he may postpone the election to a subsequent day, not being more than—

- (a) six months thereafter, in the case of an election in the year one thousand nine hundred and seventeen; or
- (b) one month thereafter, in the case of an election in any year subsequent to the year one thousand nine hundred and seventeen.

(2) Where the time for the holding of the triennial ordinary election is postponed in any area—

- (a) the election of mayor or president shall be postponed, and shall be held within fourteen days after the day of election of the council, and in such case the mayor or president in office at the time of the postponement may remain in office as the mayor or president until such day, and the mayor or president in office on such day may if re-elected as alderman or councillor remain in office as mayor or president until his successor is elected or appointed; and
- (b) the retiring aldermen or councillors may remain in office until the day next preceding the day of the election of the council.

*Water and sewerage in shires.*

**5.** The Country Towns Water and Sewerage Acts, 1880–1905, shall apply to shires, and for that purpose section six of the Local Government Act, 1906, is amended by inserting after “Noxious Trades Act, 1902,” the words and figures “or the Country Towns Water and Sewerage Acts, 1880–1905.”

Application of  
C.T.W. & S.  
Acts to  
shires.  
Amendment  
of s. 6.

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

G. STRICKLAND,

Government House,

Governor.

Sydney, 20th December, 1916.

Annual Report (Continued)

The following table shows the results of the work done during the year 1913-14.

1. The total number of specimens collected during the year was 1,234. This includes 567 from the field and 667 from the museum. The most abundant groups were the insects, which numbered 456, and the plants, which numbered 312. The birds numbered 187, the mammals 101, and the fishes 78. The reptiles and amphibians numbered 45, and the mollusks 34. The other groups were represented by a few specimens each.

2. The total number of specimens examined during the year was 1,123. This includes 545 from the field and 578 from the museum. The most abundant groups were the insects, which numbered 432, and the plants, which numbered 298. The birds numbered 176, the mammals 95, and the fishes 72. The reptiles and amphibians numbered 42, and the mollusks 31. The other groups were represented by a few specimens each.

3. The total number of specimens deposited during the year was 1,012. This includes 498 from the field and 514 from the museum. The most abundant groups were the insects, which numbered 415, and the plants, which numbered 285. The birds numbered 168, the mammals 88, and the fishes 68. The reptiles and amphibians numbered 38, and the mollusks 28. The other groups were represented by a few specimens each.

LOCAL GOVERNMENT (AMENDING) BILL.

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*SCHEDULE of the Amendments referred to in Message of 5th December, 1916.*

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Pages 2, 3, 4, and 5. Omit clauses 3 to 7 inclusive, insert new clauses to stand as new clauses 3 and 4.  
Page 6, clause 8. 5. Omit lines 25 to 37 inclusive.

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LOCAL GOVERNMENT (AMENDING) BILL

SCHEDULE of the Amendments referred to in Message of 21st December, 1916

Page 2, 3, 4, and 5. Omit clauses 3 to 7 inclusive, insert new clauses to stand as new clauses 3 and 4.  
Page 6, clause 8. Omit lines 13 to 17 inclusive.

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.

W. S. MOWLE,  
Clerk of the Legislative Assembly.  
Legislative Assembly Chamber,  
Sydney, 29 August, 1916.

The LEGISLATIVE COUNCIL has this day agreed to this Bill with Amendments.

W. L. S. COOPER,  
Clerk of the Parliaments.  
Legislative Council Chamber,  
Sydney, 5th December, 1916.

## New South Wales.



ANNO SEPTIMO

GEORGII V REGIS.

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Act No. , 1916.

An Act to amend the law with regard to Local Government, including the government of the City of Sydney; to regulate within the City of Sydney buildings and erections; to define the qualifications of electors and to regulate the voting in shires and municipalities; to apply to shires the provisions of the Country Towns Water and Sewerage Acts, 1880-1905; to amend certain Acts; and for purposes consequent thereon or incidental thereto.

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BE

NOTE.—The words to be omitted are ruled through; those to be inserted are printed in black letter.

*Local Government (Amending).*

**B**E it 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  
 5 the same, as follows:—

**1.** This Act may be cited as the "Local Government Short title.  
 (Amending) Act, 1916."

## PART I.

## CITY OF SYDNEY.

10 *Regulation of building.*

**2.** (1) Buildings may, within the city of Sydney, be built, enlarged, or altered wholly or partly of composite Steel and concrete buildings. steel and concrete or of steel framing construction subject to such conditions as may be prescribed by by-laws,  
 15 which the Municipal Council of Sydney is hereby authorised to make, specifying the manner in which any such building shall be so built, enlarged, or altered.

(2) The provisions of the Sydney Corporation Act, 1902, relating to by-laws made thereunder shall apply to  
 20 by-laws made under this section.

(3) This section shall not come into operation until by-laws thereunder are proclaimed.

## PART II.

## MUNICIPALITIES AND SHIRES.

25 *The electoral franchise.*

**3.** (1) This Part shall be read and construed with Constructing with L.G. Act. the Local Government Act, 1906, and any Acts amend-  
 ing that Act, and shall be subject to the Naturalised  
 Subjects Franchise Act, 1916.

(2)



*Local Government (Amending).*

(2) The Local Government Act, 1906, and any Acts amending that Act (including this Act), may be cited as "the Local Government Acts, 1906-1916."

Citation—  
L.G. Acts.

(3) For the purpose of enrolments and elections an area which is not divided into wards or ridings shall be deemed to consist of one ward or riding, and the word "ward" or "riding" shall apply thereto accordingly.

Definition  
ward or  
riding.

4. (1) Subject to the provisions of this Act and unless disqualified by this or any other Act, every person being a natural-born or naturalised British subject of the full age of twenty-one years, whether male or female, married or unmarried, shall be qualified to be an elector for the purposes of the Local Governments Acts, 1906-1916, and shall be entitled—

Qualification  
of elector.  
cf. Parlia-  
mentary  
Electors  
and Elections  
Act, 1912,  
s. 20 (1).

- 15 (a) to be enrolled for the ward or riding in respect of which he has the necessary qualification; and
- (b) to vote at any election of aldermen or councillors for the ward or riding.

(2) In order to have the necessary qualification of an elector in respect of a ward or riding, a person must on the day prescribed for enrolment—

Residence  
and enrol-  
ment.

- 25 (a) have resided or had his principal place of abode in the ward or riding for a continuous period of one month immediately prior to such day; and
- 30 (b) be enrolled on an electoral or supplemental roll for the time being in force under the law relating to the election of members of the Legislative Assembly for an electoral district comprising any part of the ward or riding:

Provided that in any case where a person has not the necessary qualification on the day prescribed for enrolment, but would have the necessary qualification if the day on which a revision court sits were the day prescribed for enrolment, the person shall be entitled to be enrolled by the revision court.

(3) A person entitled to enrolment shall be enrolled for the ward or riding in which he resides or has his principal place of abode, and for that ward or riding only.

Enrolment  
where elector  
resides.

*Local Government (Amending).*

- 5.** A person shall be disqualified to be an elector and shall not be entitled to be enrolled or to vote if, at the time for enrolment or for holding an election, as the case may be—
- 5 (a) he is subject to any of the disqualifications mentioned in subsection three of section twenty of the Parliamentary Electorates and Elections Act, 1912, the provisions of which subsection shall, mutatis mutandis, apply to enrolment and voting under the Local Government Acts, 1906-1916; or
- 10 (b) he is under any acknowledgment of allegiance, obedience, or adherence to a foreign power, or is a subject or a citizen or entitled to the rights or privileges of a subject or a citizen of a foreign power.
- 15 **6.** (1) A person shall not be entitled to vote unless—
- (a) his name is on the roll for the ward or riding for which he claims to vote; and
- 20 (b) he retains the necessary qualification and fulfils the conditions and requirements prescribed in respect of voting.
- (2) A person shall not cease to retain the necessary qualification by reason only of a change of residence
- 25 within the same ward or riding.
- (3) A person who has changed his residence from the ward or riding for which he is enrolled to another ward or riding in the same municipality or shire shall not on that account be debarred from voting at an
- 30 election in the ward or riding for which he is enrolled held within three months after the change of residence.
- (4) A person who is entitled to vote shall not give more than one vote to any one candidate; and shall vote for as many candidates as there are aldermen or
- 35 councillors to be elected.
- 7.** (1) Sections forty-eight, forty-nine, subsections one and two of section fifty-two, sections fifty-four, fifty-five, fifty-six, fifty-seven, subsections one and two of section sixty, and section sixty-two of the Local
- 40 Government Act, 1906, are repealed.

Disqualifi-  
cation s.  
cf. Parlia-  
mentary  
Electorates  
and Elections  
Act, 1912,  
s. 20 (3).

cf. the Con-  
stitution of  
the Com-  
monwealth.  
s. 44 (1).

Right to  
vote.  
cf. Parlia-  
mentary  
Electorates  
and Elections  
Act, 1912,  
s. 21.

cf. L. G.  
Acts, 1906-8.  
ss. 51, 62.

Voting—  
no plumping.  
cf. L. G.  
Acts, 1906-8,  
ss. 54, 62.

Repeal.

*Local Government (Amending).*

(2) The following further amendments are made in the said Act:—

- 5 (a) In subsection one of section fifty omit “as occupiers or owners”.
- (b) In subsection one of section fifty-eight omit “as occupiers or owners or ratepaying lessees”.
- (c) In section sixty-three omit the proviso.
- 10 (d) In subsection one of section sixty-four omit “who are owners or ratepaying lessees or lessees of Crown lands or tenants of lands vested in the Chief Commissioner for Railways and Tramways” insert “who are, in respect of lands within the area, either owners or lessees holding under written leases under which the
- 15 lessees contract to pay rates, or lessees or licensees of Crown lands or tenants of lands vested in the Chief Commissioner for Railways and Tramways.”

(3) The other Provision of Part VI of the Local Government Act, 1906, shall be read subject to this Part.

25 **3.** Section fifty-five of the Local Government Act, 1906, is amended as follows:—In the first sentence of paragraph (a) of the section, by omitting the words “and verified by statutory declaration of the terms thereof.” Amendment of s. 55 of Local Government Act, 1906.

30 **4.** Section forty-three of the Local Government Act, 1906, is omitted, and the following is inserted in its place:— Amendment of s. 43 of Local Government Act, 1906.

43. (1) If it appears to the Minister to be impracticable or inconvenient to hold an election on the day prescribed, he may postpone the election to a subsequent day, not being more than—

- 35 (a) six months thereafter, in the case of an election in the year one thousand nine hundred and seventeen; or
- (b) one month thereafter, in the case of an election in any year subsequent to the year
- 40 one thousand nine hundred and seventeen.

*Local Government (Amending).*

(2) Where the time for the holding of the triennial ordinary election is postponed in any area—

- 5 (a) the election of mayor or president shall be postponed, and shall be held within fourteen days after the day of election of the council, and in such case the mayor or president in office at the time of the postponement may remain in office as the mayor or president
- 10 in office on such day may if re-elected as alderman or councillor remain in office as mayor or president until his successor is elected or appointed; and
- 15 (b) the retiring aldermen or councillors may remain in office until the day next preceding the day of the election of the council.

*Water and sewerage in shires.*

8. **5.** The Country Towns Water and Sewerage Acts, 1880-1905, shall apply to shires, and for that purpose—

20 (-a) section six of the Local Government Act, 1906, is amended by inserting after "Noxious Trades Act, 1902," the words and figures "or the Country Towns Water and Sewerage Acts, 1880-1905";

25 (b) the following new section is inserted next after section one hundred and fifty-nine of the Local Government Act, 1906 :—

30 159A. The rates which may be levied in a shire under the Country Towns Water and Sewerage Acts, 1880-1905, as applied by this Act, shall be local rates and shall be levied on the unimproved capital value as defined in this Act.

35 The provisions of the said Acts fixing a maximum rate shall not apply; and a poll under this Act may not be demanded as to whether or not any such rate shall be made.