

[CONFIDENTIAL.]

(Rough Draft for Consideration Only.)

No. , 1922.

A BILL

To make better provision for the water supply of the town of Junee, and for the Government railways ; to amend the Junee Water Supply Administration Act, 1915 ; and for purposes consequent thereon and incidental thereto.

BE 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 :—

1. This Act may be cited as the "Junee Water Short title. Supply Administration (Amendment) Act, 1922," and shall be read and construed with the Junee Water Supply Administration Act, 1915, hereinafter called the Principal Act.

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2. This Act shall commence and come into operation on the first day of January, one thousand nine hundred and twenty-three. Commence-
ment.

3. Section two of the Principal Act is amended by omitting the definition of "The Commissioner" and inserting in place thereof— Amendment
of s. 2 of
Principal
Act.

"Commissioners" means the Railway Commissioners for New South Wales.

The words "the Commissioners" shall be read for the words "the Commissioner" wherever occurring in the Principal Act, and the consequential verbal amendments thereon shall be made where necessary.

4. Section three of the Principal Act is amended by inserting new subsections as follow :—

(3) The Administrator may by writing under his hand delegate to any officer in the Public Service any of his powers other than the power of delegation. Delegation.

(4) The Administrator shall be a body corporate for the purposes of this Act, having perpetual succession and a common seal, under the name of "the Administrator of the Junee Water Works," and in that name may sue and be sued. Legal entity.

5. Section five of the Principal Act is amended by omitting from paragraph (j) "which are situate outside the boundaries of the municipality of Junee." Amendment
of s. 5 of
Principal
Act.

6. Section six of the Principal Act is amended by omitting "Country Towns Water and Sewerage Acts, 1880-1905, and any Acts amending them," and inserting in place thereof "Local Government Act, 1919, and any Act amending that Act." Sec. 6 *ibid.*

7. The following sections are inserted next after section six of the Principal Act :— New sections.

6A. The Administrator may at the request of the council construct any extensions of the works named in the next preceding section, and in respect of such extensions the provisions of Part XIV of the Local Government Act, 1919, shall apply. The provisions of that Part shall also apply to the extension of a three-inch main laid in Pitt-street to supply water to soldiers' homes and to certain extensions laid in accordance with an agreement between Extension of
works.

between

between the Minister and the council, dated the tenth day of January, one thousand nine hundred and nineteen, which is hereby annulled.

6B. In respect of any works referred to in the two next preceding sections, the Administrator may direct what sum shall be set aside by the council out of the revenue derived from such works as a reserve for the purpose of effecting renewals or repairs thereto. Such sum shall be paid into the trust fund of the council, and shall not be drawn upon except with the approval of the Administrator, and for the purpose of effecting renewals or repairs to the said works. In case any doubt arises as to the necessity for such renewals or repairs, the question shall be decided by the Administrator, whose decision shall be final.

Renewals and repairs.

6C. Notwithstanding the provisions of the Local Government Act, 1919, lands the property of the Commissioners which are supplied with water by the Administrator through the Commissioners' metered supply, shall not be ratable to a water local rate levied by the council.

Certain railway lands exempt from rates.

8. Sections seven and eight of the Principal Act are repealed, and the following are inserted in place thereof:—

7. (1) The Administrator shall, when required, supply to the council every calendar year a volume of water equal to the volume which would be purchased by the sum of two thousand five hundred pounds at the rate per thousand gallons fixed by regulation in force on the first day of January in the year in which water is supplied.

Supply to council.

(2) The Administrator shall not be required in any one day to provide more than one hundred and fifty thousand gallons to the council.

(3) The Administrator may in addition to the volume as provided in subsection one of this section supply to the council any water which may be available after having supplied to the Commissioners the quantities which they may require under section nine.

8. (1) The Governor shall from time to time by regulation fix the price per thousand gallons to be paid by the council and the Commissioners having regard to—

Fixing price of water.

- (a) interest on the capital cost of the works enumerated in section five;
- (b) the cost of operating such works;
- (c) the cost of maintenance and the renewal and repair of such works.

(2) The council shall on or before the thirty-first day of July and December in each year pay to the Administrator the sum of one thousand two hundred and fifty pounds, and in addition on demand of the Administrator any amount in excess of two thousand five hundred pounds for water supplied in any year in excess of the volume which that amount would purchase at the rate fixed per thousand gallons.

Payments by council.

9. Section twelve of the Principal Act is amended—

- (a) in subsection one: Omit “eighty-four thousand eight hundred and seventy-four pounds three shillings and ninepence” insert “ninety-five thousand five hundred and ninety pounds thirteen shillings and sevenpence”;
- (b) in subsection two: Omit “and whether” and insert in place thereof “unless” and omit “or of the Commissioner, or for the benefit of both.”

10. Section thirteen of the Principal Act is amended—

(a) by inserting a new subsection as follows:—

(1A) Where in any year as a result of the price per thousand gallons having been fixed too high or too low there is a surplus or a deficiency of revenue, such surplus or deficiency shall be credited or debited as the case may be to the council and the Commissioners in proportion to the payments made by each respectively in such year, and the Administrator may, where in his opinion the circumstances so warrant, make such adjustments as he may determine.

(b)

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(b) Subsection three is amended by inserting after "account" the words "adjusted in accordance with the provisions of subsection (1A)."

11. Section nineteen of the Principal Act is amended by the insertion of the following words:—"The council shall not exercise any of the powers or functions which are by this Act conferred or imposed on the Administrator."

12. Section twenty of the Principal Act is repealed.

13. Section twenty-two of the Principal Act is amended by omitting "Country Towns Water and Sewerage Acts, 1880-1905" and inserting "Local Government Act, 1919, or any Act amending that Act."
